



## BOARD OF EDUCATION MEETING AGENDA

January 20, 2015

A special meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Tuesday, January 20, 2015**, in the **District Administrative Offices**: 1651 16<sup>th</sup> Street, Santa Monica, CA. The Board of Education will call the meeting to order at 4:00 p.m. in the Board Room.

### **The public meeting will begin at 4:00 p.m.**

#### **Note:**

Public Comments: Persons wishing to address the Board of Education regarding an item scheduled for this meeting must submit the "Request to Address" card prior to consideration of that item. Persons wishing to address the Board of Education regarding an item not scheduled on this meeting's agenda may speak during the Public Comments section by submitting the "Request to Address" card at the beginning of the meeting. The same card is used for either option and is printed in both Spanish and English. Cards are located with meeting materials just outside the meeting room. Completed cards should be submitted to the Recording Secretary.

Time Certain Items: Those items listed for a specified time (marked in the margin) are so noted to give the public an indication of when the Board will hear that item. However, if it is prudent to do so, the Board may adjust the time stamp to complete an item currently on the floor, but will not delay the time stamped item for more than fifteen (15) minutes.

#### **OPEN SESSION** (4:00 p.m.)

##### **I. CALL TO ORDER**

- A. Roll Call
- B. Pledge of Allegiance

##### **II. APPROVAL OF THE AGENDA**

##### **III. BOARD OF EDUCATION – COMMENDATIONS / RECOGNITIONS** (0 minutes)

##### **IV. STUDY SESSION** (60 minutes)

These items are staff presentations and/or updates to the Board of Education.

S.01 Enrollment Projects Report – DecisionInsite (60) ..... 1

##### **VIII. COMMUNICATIONS** (35 minutes)

The Communications section provides an opportunity for the Board of Education to hear reports from the individuals or committee representatives listed below. All reports are limited to 5 minutes or less. However, if more time is necessary, or if a report will not be presented, please notify the Board secretary eight workdays prior to the date of the meeting.

- A. Student Board Member Reports (15)
  - 1. Alaleh Mokhtari – Santa Monica High School (5)
  - 2. Skylar Washington – Malibu High School (5)
  - 3. Maia Joseph – Olympic High School (5)
- B. SMMCTA Update – Ms. Sarah Braff (5)
- C. SEIU Update – Ms. Keryl Cartee-McNeely (5)
- D. PTA Council – Ms. Rochelle Fanali (5)
- E. Education Foundation – Ms. Linda Greenberg Gross (5)

**IX. SENIOR STAFF REPORTS** (25 minutes)

- A. Asst. Supt., Educational Services – Dr. Terry Deloria (5)
- B. Assoc. Supt., Business & Fiscal Services/CFO – Ms. Janece Maez (5)
- C. Asst. Supt., Human Resources – Ms. Debra Moore Washington (5)
- D. Exec. Dir., Student & Professional Services – Dr. Mark Kelly (5)
- E. Superintendent – Ms. Sandra Lyon (5)

**X. CONSENT CALENDAR** (10 minutes)

As agreed by the President, Vice President, and Superintendent during agenda planning, consent agenda items are considered routine, require no discussion, and are normally approved all at once by the Board of Education. However, members of the Board of Education, staff, or the public may request an item be moved from the consent agenda to Section XI (Major Items) for clarification and/or discussion.

**Curriculum and Instruction**

- A.01 Approval of Independent Contractors.....2-3
- A.02 Overnight Field Trip(s) 2014-2015 .....4
- A.03 Approval of the 2013-14 School Accountability Report Cards  
(SARCs) for Elementary, Middle, and High Schools.....5
- A.04 Approval of Special Education Contracts – 2014-2015 .....6-8

**Business and Fiscal**

- A.05 Award of Computer Equipment by Lease Purchase through  
Apple Finance Corporation – Grant Elementary School  
PTA Fund.....9-9a
- A.06 Transfer of Waste Management Contract from Crown Disposal  
Company to Recology Los Angeles – Bid #10,19 – Year  
Five of a Five-year Contract .....10

**Facilities Improvement Projects**

- A.07 Contract Amendment \$31 for Architectural Services –  
Edison Language Academy new Construction Project –  
DLR Group WWCOT – Measure BB .....11-12

**General**

- A.08 Adopt Board of Education Meeting Schedule – 2015-16 .....13-14

**XI. PUBLIC COMMENTS**

Public Comments is the time when members of the audience may address the Board of Education on items not scheduled on the meeting's agenda (the following rules apply to both general public comments as well as comments about a specific agenda item). The Brown Act (Government Code) states that Board members may not engage in discussion of issues raised during Public Comments, except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff. Individual members of the public who submit a public speaking card prior to the Board hearing an agenda item or general public comments shall be allowed three (3) minutes to address the Board on each agenda or nonagenda item, depending on the number of speakers. If there are ten or more speakers on an agenda or nonagenda item, the Board shall limit the allowed time to two (2) minutes per speaker. Individual speakers who submit a public speaking card after the Board begins to hear an agenda item or general public comments shall be allowed one (1) minute to address the Board. A public speaker may yield his/her time to another speaker, but must be present when his/her name is called. The donor would then give up his/her opportunity to speak. The public speaker who receives the donated minutes shall speak for no more than four (4) minutes maximum. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add. Individuals represented by a common point of view may be asked to select one individual to speak for the group. The president may, at his/her discretion, allow five (5) minutes for those who are serving as a spokesperson for a group or organization. The Board may limit the total time for public input on each item to thirty (30)

minutes. If the number of persons wishing to address the Board of Education exceeds the time limit, additional time will be provided in **Section XVI. CONTINUATION OF PUBLIC COMMENTS.**

### **DISCUSSION and MAJOR Items**

*As a general rule, items under DISCUSSION and MAJOR will be listed in an order determined by the President, Vice President, and Superintendent. Individual Board members may move to request a change in the order prior to consideration of any Major item. The Board may also move any of these items out of order to be heard earlier in the meeting if it appears that there is special interest by the public or as a courtesy to staff members making presentations to the Board.*

#### **XII. DISCUSSION ITEMS (70 minutes)**

These items are submitted for discussion. Any action that might be required will generally be scheduled for the next regularly scheduled Board meeting.

D.01	Review of BP 5116.1 – Intradistrict Open Enrollment (20).....	15-16
D.02	Review of BP 5117 – Interdistrict Attendance (20) .....	20-26
D.03	Local Control Accountability Plan (LCAP) Update (30).....	27

#### **XIII. MAJOR ITEMS (30 minutes)**

These items are considered to be of major interest and/or importance and are presented for action at this time. Some may have been discussed by the Board at a previous meeting.

A.09	Adopt Resolution No. 14-12 – In Honor of Fred Korematsu Day of Civil Liberties and the Constitution (5).....	28-29
A.10	Approval of the 2013-14 Annual Financial Audit Report (30).....	30

#### **XIV. INFORMATIONAL ITEMS (0 minutes)**

These items are submitted for the public record for information. These items do not require discussion nor action.

#### **XV. BOARD MEMBER ITEMS**

These items are submitted by individual board members for information or discussion, as per Board Policy 9322.

#### **XVI. REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION**

A member of the public may request that a matter within the jurisdiction of the board be placed on the agenda of a regular meeting, as per Board Policy 9322. The request shall be in writing and be submitted to the superintendent or designee with supporting documents and information, if any, at least one week before the scheduled meeting date. Items submitted less than a week before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue. The board president and superintendent shall decide whether a request is within the subject matter jurisdiction of the board. Items not within the subject matter jurisdiction of the board may not be placed on the agenda. In addition, the board president and superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

#### **XVII. CONTINUATION OF PUBLIC COMMENTS**

A continuation of Section VIII, as needed. (If the number of persons wishing to address the Board of Education exceeds the time limit in section VIII, additional time will be provided in Section XVI, **CONTINUATION OF PUBLIC COMMENTS.**)

#### **XVIII. BOARD MEMBER COMMENTS**

A Board member may make a brief announcement or report on his/her own activities relative to Board business. There can be no discussion under “BOARD MEMBER COMMENTS.”

#### **XIX. FUTURE AGENDA ITEMS**

Items for future consideration will be listed with the projected date of consideration. The Board of Education will be given any backup information available at this time.

**XX. CLOSED SESSION**

The Board of Education will, if appropriate, adjourn to Closed Session to complete discussion on items listed under Section III (Closed Session) following the regular business meeting.

**XXI. ADJOURNMENT**

This meeting will adjourn regular meeting scheduled for 5:30 p.m. on **Thursday, February 5, 2015**, in the **Malibu City Council Chambers**: 23825 Stuart Ranch Road, Malibu, CA.

*Meetings held at the District Office and in Malibu are taped and rebroadcast in Santa Monica on CityTV2, Cable Channel 20 – Check TV listing.  
Meetings are rebroadcast in Malibu on Government Access Ch. 3 every Saturday at 8pm.*

## SMMUSD Board of Education Meeting Schedule 2014-2015

**Closed Session begins at 4:30pm**  
**Public Meetings begin at 5:30pm**

July through December 2014					
Month	1 <sup>st</sup> Thursday	2 <sup>nd</sup> Thursday	3 <sup>rd</sup> Thursday	4 <sup>th</sup> Thursday	Special Note:
July			7/16* DO		*Wednesday, 7/16
August		8/13* DO		8/28 DO	*Wednesday: 8/13 First day of school: 8/19
September	<del>9/4* DO</del>		9/18 DO	<del>9/25* DO</del>	*9/4: MS Back to School Night *9/25: Admissions Day Holiday
October	10/2 M <del>DO</del>		10/16 DO	<del>10/30* DO</del>	*10/30: 5 <sup>th</sup> Thursday
November	11/6 M		11/20 DO		Thanksgiving: 11/27-28
December		12/11 DO		winter break	
<b>Winter Break: December 22 – January 2</b>					
January through June 2015					
<b>Winter Break: December 22 – January 2</b>					
January	winter break	1/15 DO	1/20* DO		*1/20: Special Meeting (Tues.)
February	2/5 M		2/19 DO		
March	3/5 DO		3/19 M		
<b>Spring Break: March 30 – April 10</b>					
April	spring break	spring break		4/23 DO	
May	5/7 M		5/21 DO		
June		6/11 DO		6/24* DO	Last day of school: 6/5 *Wednesday: 6/24

District Office (DO): 1651 16<sup>th</sup> Street, Santa Monica.  
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA



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## **STUDY SESSION**





TO: BOARD OF EDUCATION

STUDY SESSION

01/20/15

FROM: SANDRA LYON / DEBRA MOORE WASHINGTON

RE: ENROLLMENT PROJECTIONS REPORT – DECISIONINSITE

STUDY SESSION ITEM NO. S.01

The Board of Education continues to authorize a detailed study of enrollment projections by DecisionInsite, a private company specializing in this area. The board will hear a presentation on enrollment projections for the 2015-2016 school year, which are based not only on enrollment in prior years, but on outside factors related to census data.

Staff will be using the projection data for staffing allocations for the 2015-2016 school year, and will soon begin sharing the enrollment projections and initial staffing recommendations with schools.

District staff and Dr. Dean Waldfogel, Vice President of DecisionInsite, will be available for questions and discussion at the meeting.



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## **CONSENT ITEMS**



TO: BOARD OF EDUCATION

ACTION/CONSENT

01/20/15

FROM: SANDRA LYON / TERRY DELORIA / JANECE L. MAEZ / STUART SAM

RE: APPROVAL OF INDEPENDENT CONTRACTORS

RECOMMENDATION NO. A.01

It is recommended that the Board of Education enter into an agreement with the following Independent Contractors. These contracts are included in the 2014-15 budget.

<b>Contractor/ Contract Dates</b>	<b>Description</b>	<b>Site</b>	<b>Funding (Measure BB)</b>
NONE			

<b>Contractor/ Contract Dates</b>	<b>Description</b>	<b>Site</b>	<b>Funding</b>
Judy Smith  1/8/15 – 6/30/15  Not-to-exceed hourly amount: \$200	Support principal performance	Superintendent Office	01-00000-0-00000-5802- 020-1200
The Exploratory  2/2/15 – 3/30/15  Not to exceed: \$14,931	To teach Science to all K-5 Classes – Technology Engineering and Mathematics Enrichment (STEM)	John Muir	<u>\$4,100</u> : 01-00021-0- 11100-10000-5802-005- 4050 (VSS Stretch Grant)  <u>\$4,800</u> : 01-30100-0- 11100-10000-5802-005- 4050 (Title I)  <u>\$6,031</u> : 01-90121-0- 11100-10000-5802-005- 4050 (Equity)
Pivotal Media  02/10/15 to 02/28/15  Not to exceed: \$3,090.15	Video company has been contracted to perform video services for the Stairway to the Stars concerts on February 10 <sup>th</sup> , 12 <sup>th</sup> , and 18 <sup>th</sup> . Pivotal Media will provide DVD copies of the Stairway concerts.	Ed Services	01-90120-0-17300- 10000-5802-030-1300 (Stairway to the Stars Gift)
STAR, Inc.  1/15/15-3/27/15  Not to exceed \$13,299	Provide supplemental science classes for all 4 <sup>th</sup> and 5 <sup>th</sup> grade students in physical, life and earth sciences	Franklin	01-00021-0-11100- 100000-5802-002-4020 (VSS stretch grant)

STAR, Inc.  1/2/157-5/27/15  Not to exceed \$13,299	Provide after school enrichment classes for all 100 GATE students. Classes include Lego robotics, engineering, chemistry and inventions	Franklin	01-00021-0-11100-100000-5802-002-4020 (VSS stretch grant)
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MOTION MADE BY:  
 SECONDED BY:  
 STUDENT ADVISORY VOTE:  
 AYES:  
 NOES:  
 ABSENT:

TO: BOARD OF EDUCATION

FROM: SANDRA LYON / TERRY DELORIA

RE: OVERNIGHT FIELD TRIP(S) 2014-2015

ACTION/CONSENT  
01/20/15

RECOMMENDATION NO. A.02

It is recommended that the Board of Education approve the special field trip(s) listed below for students for the 2014-2015 school year. No child will be denied due to financial hardship.

School Grade # students	Destination Dates of Trip	Principal/ Teacher	Cost Funding Source	Subject	Purpose Of Field Trip
Cabrillo  4th  33 students	Lompoc, CA  3/27/15 7:30-8:00	P. Herkner/ J. Matthews / S. Baltrushes / N. Levy	1,600 for all students Paid through parent donations and fundraising	Social Studies	Living History Mission Life
Santa Monica High  9 <sup>th</sup> – 12 <sup>th</sup>  17 students	British Columbia, Canada  5/21/15 – 5/25/15	J. Swenson	\$900 ASB Orchestra Account	Orchestra	The Heritage Music Festival at Douglas College and a Workshop at the University of British Columbia
SMASH  3 <sup>rd</sup> & 4 <sup>th</sup> gr  51 students	Temescal Canyon  5/27/15 – 5/28/15	J. Rishe / F.T. Mugalian	\$120/student Paid by parents and fundraising	Science, Nature	Outdoor Education

MOTION MADE BY:  
SECONDED BY:  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:





TO: BOARD OF EDUCATION

ACTION/CONSENT

01/20/15

FROM: SANDRA LYON / TERRY DELORIA / MAUREEN BRADFORD

RE: APPROVAL OF 2013-14 SCHOOL ACCOUNTABILITY REPORT CARDS  
(SARC) FOR ELEMENTARY, MIDDLE, AND HIGH SCHOOLS

RECOMMENDATION NO. A.03

It is recommended that the Board of Education approve the 2012-2013 School Accountability Report Cards for the following sites:

- Edison Language Academy
- Franklin Elementary School
- Grant Elementary School
- John Muir Elementary School
- Juan Cabrillo Elementary School
- McKinley Elementary School
- Point Dume Marine Science School
- Roosevelt Elementary School
- Webster Elementary School
- Will Rogers Elementary School
- Santa Monica Alternative School House (SMASH)
- John Adams Middle School
- Lincoln Middle School
- Malibu High School
- Olympic High School
- Santa Monica High School

COMMENT: The School Accountability Report Cards (SARC) are mandated by California law and fulfill a reporting requirement of the No Child Left Behind Act of 2001. Each school's SARC must contain specific, discrete pieces of information mandated by the State of California, including test score results, demographic information, descriptions of professional development, and information about elements of Williams compliance, such as sufficiency of textbooks and facilities maintenance. Upon Board approval, the 2013-2014 SARCs will be posted on our website for public viewing.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

01/20/15

FROM: SANDRA LYON / TERRY DELORIA / SARA WOOLVERTON

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS – 2014-2015

RECOMMENDATION NO. A.04

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2014-2015 as follows:

**NPS**

2014-2015 Budget 01-65000-0-57500-11800-5125-043-1400

2014-2015 Budget 01-65120-0-57500-31400-5890-043-1400

Nonpublic School	SSID	Service Description	Contract Number	Cost Not to Exceed
North Hills Prep	4119531840	NPS	46-SPED15097	\$18,015
Youth Care of Utah	8103140458	NPS - RTC	37-SPED15077	\$86,448
Heritage School	8103140458	NPS - RTC	33-SPED15071	\$14,233
Vista	3223853752	NPS	39-SPED15096	\$21,421

Amount Budgeted NPS 14/15		\$ 1,595,000
Amount Budgeted Mental Health Services 14/15		\$ 735,000
Total Budgeted		\$ 2,330,000
Prior Board Authorization as of 12/11/14		\$ 1,277,399
	Balance	\$ 1,052,601
Positive Adjustment (See Below)		\$ 522
		\$ 1,053,123
Total Amount for these Contracts		\$ 140,116
	Balance	\$ 913,007

Adjustment					
NPS Budget 01-65000-0-57500-11800-5125-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2014-2015 in the amount of \$477,377 as of 12/11/14					
NPS	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
ECF Kayne Eras Center	NPS	19-SPED15036	R	\$522	Rate adjustment

**NPA**

2014-2015 Budget 01-65000-0-57500-11800-5126-043-1400

Nonpublic Agency	SSID	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted NPA 14/15		\$ 583,000
Prior Board Authorization as of 12/11/14		\$ 460,101
	Balance	\$ 122,899
Positive Adjustment (See Below)		\$ 1,020
		\$ 123,919
Total Amount for these Contracts		\$ 0
	Balance	\$ 123,919

Adjustment					
NPA Budget 01-65000-0-57500-11800-5126-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2014-2015 in the amount of \$35,855 as of 12/11/14					
NPA	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
CARD	Behavior 1:1	31-SPED15063	R	\$1,020	Adjust for IEP

#### Instructional Consultants

2014-2015 Budget 01-65000-0-57500-11900-5802-043-1400

2014-2015 Budget 01-33100-0-57500-11900-5802-044-1400

Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed
Ryan Berman	8103148738	Behavior 1:1	29-SPED15057	\$6,440

Amount Budgeted Instructional Consultants 14/15	\$ 324,920
Amount Budgeted Instructional Consultants (33100) 14/15	\$ 25,080
Total Budgeted	\$ 350,000
Prior Board Authorization as of 12/11/14	\$ 319,331
Balance	\$ 30,669
Positive Adjustment (See Below)	\$ 8,540
	\$ 39,209
Total Amount for these Contracts	\$ 6,440
Balance	\$ 32,769

Adjustment					
Instructional Consultants Budget 01-65000-0-57500-11900-5802-043-1400					
There has been a reduction in authorized expenditures of Instructional Consultants contracts for FY 2014-2015 in the amount of \$0 as of 12/11/14					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
Zack Wimpee	Behavior 1:1	27-SPED15055	R	\$8,540	Reduce hours

#### Non-Instructional Consultants

2014-2015 Budget 01-65000-0-57500-11900-5890-043-1400

Non-Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed
Center for Partially Sighted	3174631727	Vision Assessment	52-SPED15095	\$250
Administrative Services Cooperative	various	Transportation	44-SPED15080	\$1,601
Taxi! Taxi!	DOB 12/22/11	Transportation	56-SPED15101	\$15,300
Parent Reimbursement	3934101148	Therapeutic Visit	51-SPED15091	\$534
Parent Reimbursement	3934101148	Therapeutic Visit	53-SPED15098	\$800
Parent Reimbursement	4588763657	Therapeutic Visit	54-SPED15099	\$1,200

Amount Budgeted Non-Instructional Consultants 14/15	\$ 220,000
Prior Board Authorization as of 12/11/14	\$ 295,592
Balance	\$ -75,591
Positive Adjustment (See Below)	\$ 0
	\$ -75,591
Total Amount for these Contracts	\$ 19,685
Balance	\$ -95,276

Adjustment					
Non-Instructional Consultants Budget 01-65000-0-57500-11900-5890-043-1400					
There has been a reduction in authorized expenditures of Non-Instructional Consultants contracts for FY 2014-2015 in the amount of \$3,000 as of 12/11/14					
Non- Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

#### LEA

2014-2015 Budget 01-56400-0-00000-39000-5802-043-1400

LEA Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted LEA 14/15		\$	42,400
Prior Board Authorization as of 12/11/14		\$	27,513
	Balance	\$	14,887
Positive Adjustment (See Below)		\$	0
		\$	0
Total Amount for these Contracts		\$	0
	Balance	\$	14,887

Adjustment					
LEA Budget 01-56400-0-00000-39000-5802-043-1400					
There has been a reduction in authorized expenditures of LEA contracts for FY 2014-2015 in the amount of \$0 as of 12/11/14					
LEA Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

COMMENT: According to the Education Code SEC.21 Section 56342, prior to recommending a new or continued placement in a non-public, non-sectarian school, the Individualized Education Program (IEP) Team must submit the proposed recommendation to the local governing board for its review and recommendation regarding the cost of such placement.

The recommendations for these severely handicapped students are made by the District IEP Teams in accordance with State and Federal laws. The mandates of IDEA require non-public school services be provided at no expense to parents if there is not an appropriate public school program available. Funding to come from a SELPA-wide non-public school/non-public agency reserve account.

MOTION MADE BY:  
 SECONDED BY:  
 STUDENT ADVISORY VOTE:  
 AYES:  
 NOES:  
 ABSENT:



TO: BOARD OF EDUCATION ACTION/CONSENT  
01/20/15  
FROM: SANDRA LYON / JANECE L. MAEZ / VIRGINIA I. HYATT  
RE: AWARD OF COMPUTER EQUIPMENT BY LEASE PURCHASE THROUGH  
APPLE FINANCE CORPORATION – GRANT ELEMENTARY SCHOOL PTA  
FUND

RECOMMENDATION NO. A.05

It is recommended that the Board of Education award the purchase and lease of computer equipment to Apple Financial Services in the amount of \$26,641.92 a year for a total lease price of \$53,284.34 over a two year term, with first payment in advance.

Funding Information

Source: GRANT ELEMENTARY SCHOOL PTA FUND  
Currently Budgeted: Yes  
Account Number: 01-90150-0-11100-10000-4400-003-4030

COMMENT: Grant Elementary School will purchase thirty six (36) iMac computers at a cost of \$1,199.04 each, for a total purchase price of \$51,522.80 plus \$1,761.54 in finance charges. Grant PTA Fund agrees to finance the loan, which includes taxes and eWaste recycling fees, for \$26,642.17 a year, for a total of two (2) years, beginning in the 2014/15 fiscal year. A letter from Grant PTA Fund follows.

MOTION MADE BY:  
SECONDED BY  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:

December 16, 2015

TO: SANTA MONICA MALIBU UNIFIED SCHOOL DISTRICT

FROM: GREG BARKER, PRESIDENT, GRANT PTA

PROMISSORY NOTE

This letter affirms that the PTA of Grant Elementary School has appropriated and will spend funds for the following items during the 2014/15 school year and for the 2015/16 school year.

The funds of \$26700 have been given to the SMMUSD for this year's lease and this promissory note assures that the balance of the lease, approximately \$26, 701 will be provided at the start of the 15-16 school year.

Yours Sincerely,

A handwritten signature in black ink, appearing to read "G. Barker", written in a cursive style.

Greg Barker  
PTA President



TO: BOARD OF EDUCATION ACTION/CONSENT ACTION/CONSENT  
01/20/15  
FROM: SANDRA LYON / JANECE L. MAEZ / VIRGINIA I. HYATT  
RE: TRANSFER OF WASTE MANAGEMENT CONTRACT FROM CROWN  
DISPOSAL COMPANY TO RECOLOGY LOS ANGELES – BID #10.19 – YEAR  
FIVE OF A FIVE-YEAR CONTRACT

RECOMMENDATION NO. A.06

It is recommended that the Board of Education approve the transfer of the waste management contract from Crown Disposal Company to Recology Los Angeles as of February 1, 2014 - Bid #10.19 District wide Trash, Green waste and Recycling Materials. This is year five of a five year contract.

Funding Information

Budgeted: Yes  
Fund: 01,12  
Account Number: 01-00000-0-00000-82000-5570-XXX-2601  
01-72400-0-50010-82000-5570-058-2580  
12-60600-0-85000-82000-5570-070-2700  
Description: General, Transportation Spec Ed, CDS  
Source: Waste Disposal

COMMENTS: Original contract approval was given by the Board of Education on August 18, 2010. The contract continues to consist of recycling, green waste, composting and educational components.

Recology Los Angeles has entered into an agreement to acquire substantially all of the assets of Crown Disposal Company, Inc., including the contract with Santa Monica-Malibu Unified School District, effective February 1, 2015, and continue through the June 30, 2015, the end of the bid contract .

MOTION MADE BY:  
SECONDED BY  
STUDENT ADVISORY VOTE:  
AYES:  
NOES



TO: BOARD OF EDUCATION

ACTION/CONSENT

01/20/15

FROM: SANDRA LYON / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #41 FOR ARCHITECTURAL SERVICES FOR –  
EDISON LANGUAGE ACADEMY NEW CONSTRUCTION PROJECT – DLR  
GROUP WWCOT – MEASURE BB

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve Contract Amendment #41 with DLR Group WWCOT to provide engineering services and landscape architectural services for Edison Language Academy Project New Construction in the amount of \$130,857.50 for a total contract amount of \$5,113,014.00.

Funding Information

Budgeted: No  
Fund: 81  
Source: Measure BB  
Account Number: 81-90500-0-00000-85000-5802-001-2600  
DSA Number: 03-112999  
Budget Category: Design\Architects  
Friday Memo: 01/16/15

COMMENTS: DLR Group WWCOT became the Architect of Record to complete Architectural construction services and related close out of the newly completed buildings included in Phase 1 and site demolition and site work associated to Phase 2 for the Edison Language Academy Project. Contract Amendment #41 is to add the required Engineering and Landscape Architectural support services

Contract Amendment #41 is for Structural, Civil, Mechanical and Electrical Engineering services from the DLR Group for Edison Language Academy. DLR Group's scope of work will include: review of construction documents along with project submittal and RFIs, complete outstanding CCD's and resolve deviation notice issues, oversee demolition of existing buildings and soil remediation, attend requested construction meetings, oversee completion of site improvements, oversee consultant coordination issues and provide documentation for DSA project closeout.

*(continued on next page)*

ORIGINAL CONTRACT AMOUNT (Prog/Schematic Design)	\$ 936,032
CONTRACT AMENDMENT #1 (McKinley SDC, Roosevelt Preschool)	131,663
CONTRACT AMENDMENT #2 (Data Center)	99,420
CONTRACT AMENDMENT #3 (DD/CD/CA Lincoln)	2,195,078
CONTRACT AMENDMENT #4 (Roosevelt Revised Design)	70,435
CONTRACT AMENDMENT #5 (Data Center structural revisions)	\$6,925
CONTRACT AMENDMENT #6 (McKinley Safety Proj.)	168,697
CONTRACT AMENDMENT #7 (Lincoln MS Revised Design)	92,592
CONTRACT AMENDMENT #8 (Lincoln Fire Protection)	17,538
CONTRACT AMENDMENT #9 (Landscape and Planting Standards)	30,245
CONTRACT AMENDMENT #10 (Add'l Landscape Standards)	5,200
CONTRACT AMENDMENT #11 (PV Standard Specs)	26,100
CONTRACT AMENDMENT #12 (Lincoln Interim housing)	31,755
CONTRACT AMENDMENT #13 (Lincoln sewer line)	15,569
CONTRACT AMENDMENT #14 (Lincoln sprinklers at E)	54,933
CONTRACT AMENDMENT #15 (Data Center fire protection)	7,913
CONTRACT AMENDMENT #16 (Lincoln trash enclosure design)	14,989
CONTRACT AMENDMENT #17 (Lincoln additional hydrant)	3,989
CONTRACT AMENDMENT #18 (Data Center, Fire Protection, existing District Office building)	49,036
CONTRACT AMENDMENT #19 (Data Center, Previous DSA Application Certification Study)	13,181
CONTRACT AMENDMENT #20 (Lincoln carpet revisions)	2,264
CONTRACT AMENDMENT #21 (Lincoln hydrant revisions for relocatables)	5,100
CONTRACT AMENDMENT #22 (Data Center, Prev. DSA Appl. Certification Phase 2)	28,005
CONTRACT AMENDMENT #23 (Lincoln science lab revisions – new building)	11,198
CONTRACT AMENDMENT #24 (Lincoln science lab revisions - modernization)	11,198
CONTRACT AMENDMENT #25 (Data Center, Prev. DSA Appl. Certification Phase 2 Add)	13,077
CONTRACT AMENDMENT #26 (Lincoln, Previous DSA Application Certification Study)	24,440
CONTRACT AMENDMENT #27 (Data Center Design Revisions)	9,331
CONTRACT AMENDMENT #28 (Lincoln, Relocatables, site plan revisions, structural)	4,039
CONTRACT AMENDMENT #29 (Lincoln New Construction, SWPPP)	<del>\$7748</del> 7,254
CONTRACT AMENDMENT #30 (District Office, Data Center, Design Revisions)	59,903
CONTRACT AMENDMENT #31 (Lincoln, Kitchen Fire Protection)	2,735
CONTRACT AMENDMENT #32 (McKinley, Casework Revisions)	2,445
CONTRACT AMENDMENT #33 (Lincoln, Value Engineering)	79,745.00
CONTRACT AMENDMENT #34 (District Office Data Center Design Revisions)	138,946
CONTRACT AMENDMENT #35 (Lincoln, Alternate Acoustics System)	6,333
CONTRACT AMENDMENT #36 (Lincoln Site Work Parking- 3Form Ceiling)	17,467
CONTRACT AMENDMENT #37 (Lincoln Additional Construction Documents)	151,533
CONTRACT AMENDMENT #38 (Lincoln, Additional Structural Services to Ramp and Eco Rain)	122,747
CONTRACT AMENDMENT #39 (Samohi Assessment & Report.)	31,412.50
CONTRACT AMENDMENT #40 (Edison Language Academy, Architectural Services)	281,694
CONTRACT AMENDMENT #41 (Edison Language Academy, Engineering Services)	130,857.50
<b>TOTAL CONTRACT AMOUNT</b>	<b>\$5,113,014.00</b>

The cost of the services is will be funded by re-allocation of Program Reserve..

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

01/20/15

FROM: SANDRA LYON

RE: ADOPT BOARD OF EDUCATION MEETING SCHEDULE – 2015-16

RECOMMENDATION NO. A.08

It is recommended that the Board of Education adopt its meeting schedule for the 2015-16 school year. Meetings will continue to be held at the district office and the Malibu City Council Chambers.

COMMENT: The schedule of meetings appears on the attached page and will be printed in every agenda as part of the Table of Contents.

Note that three special meetings have been added to the calendar. Traditionally, only one meeting was scheduled for January and one for April due to winter and spring break, respectively. However, a special meeting has been added to these months in order to allow for a study session and free up time on subsequent meeting agendas. Because these extra meetings will occur the first week following winter and spring breaks, the agendas for these meetings will be published prior to the breaks. A third special meeting has been added in June to allow for the public hearing of the LCAP and budget prior to approval at the final meeting in June.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

## SMMUSD Board of Education Meeting Schedule 2015-2016

**Closed Session begins at 4:30pm**  
**Public Meetings begin at 5:30pm**

July through December 2015					
Month	1 <sup>st</sup> Thursday	2 <sup>nd</sup> Thursday	3 <sup>rd</sup> Thursday	4 <sup>th</sup> Thursday	Special Note:
July			7/15* DO		*Wednesday, 7/15
August		8/12* DO			*Wednesday: 8/12 First day of school: 8/20
September	9/2* DO		9/17 DO		*Wednesday: 9/2
October	10/1 M		10/15 DO	<del>10/29* DO</del>	*10/29: 5 <sup>th</sup> Thursday
November	11/5 M		11/19 DO		
December		12/10 DO		winter break	
<b>Winter Break: December 21 – January 1</b>					
January through June 2016					
<b>Winter Break: December 21 – January 1</b>					
January	1/7* DO		1/21 DO		*Special Meeting: 1/7
February	2/4 M		2/18 DO		
March	3/3 DO		3/17 M		
<b>Spring Break: March 21 – April 1</b>					
April	4/7* DO		4/21 DO		*Special Meeting: 4/7
May	5/5 M		5/19 DO		
June	6/2 DO			6/22* DO 6/29* DO	Last day of school: 6/10 *Special Meeting / Wed.: 6/22 *Wednesday: 6/29

District Office (DO): 1651 16<sup>th</sup> Street, Santa Monica.  
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA

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## **DISCUSSION ITEMS**





TO: BOARD OF EDUCATION

DISCUSSION

01/20/15

FROM: SANDRA LYON / DEBRA MOORE WASHINGTON / MARK O. KELLY

RE: REVIEW BP 5116.1 – INTRADISTRICT OPEN ENROLLMENT

DISCUSSION ITEM NO. D.01

Annually, the Board of Education reviews the intradistrict permit policy, BP 5116.1. This acts as the beginning of the process to accept and consider permit applications for 2015-16.

Education Code 35160.5 requires school districts to have a policy of open enrollment (intradistrict transfer) within the district for residents of the district. Staff does not recommend any changes to BP 5116.1. The policy is attached for review. Additionally, AR 5116.1 is attached for reference.

**INTRADISTRICT OPEN ENROLLMENT**

The Board of Education desires to provide enrollment options that meet the diverse needs and interests of district students. The Superintendent or designee shall establish procedures for the selection and transfer of students among district schools in accordance with law, Board policy, and administrative regulation.

The parents/guardians of any student who resides within district boundaries may apply to enroll their child in any district school, regardless of the location of residence within the district. (Education Code [35160.5](#))

The Board shall annually review this policy. (Education Code [35160.5](#), [48980](#))

**Enrollment Priorities**

Priority for attendance outside a student's attendance area shall be given as follows:

1. The Board believes it is the best interest of students that firm ties are established between families and schools. Therefore, once a family has received an intradistrict permit, the receiving school shall be regarded as the home school of that family, and all siblings in the family may attend that school. Enrollment of intradistrict siblings will be automatic, and shall not be subject to permit priorities or space availability.
2. If a district school receiving Title I funds is identified for program improvement, corrective action, or restructuring, all students enrolled in that school shall be provided an option to transfer to another non-Title I district school or charter school. (20 USC [6316](#))
3. If while on school grounds a student becomes the victim of a violent criminal offense, he/she shall be provided an option to transfer to another district school or charter school. (20 USC [7912](#))
4. If a student attends a school designated by the California Department of Education as "persistently dangerous," he/she shall be provided an option to transfer to another district school or charter school. (20 USC [7912](#); 5 CCR [11992](#))
5. The Superintendent or designee may approve a student's transfer to a district school that is at capacity and otherwise closed to transfers upon finding that special circumstances exist that might be harmful or dangerous to the student in the current attendance area, including, but not limited to, threats of bodily harm or threats to the emotional stability of the student.

To grant priority under these circumstances, the Superintendent or designee must have received either: (Education Code [35160.5](#))

- a. A written statement from a representative of an appropriate state or local agency, such as a law enforcement official, social worker, or a properly licensed or registered professional, such as a psychiatrist, psychologist, or marriage and family therapist
- b. A court order, including a temporary restraining order and injunction

For all other applications for enrollment from outside a school's attendance area, the Superintendent or designee shall use a random, unbiased selection process to determine who shall be admitted whenever the school receives admission requests that are in excess of the school's capacity. A school's capacity shall be calculated in a nonarbitrary manner using student enrollment and available space. (Education Code [35160.5](#))

Enrollment decisions shall not be based on a student's academic or athletic performance, except that existing entrance criteria for specialized schools or programs may be used provided that the criteria are uniformly applied to all applicants. Academic performance may be used to determine eligibility for, or placement in, programs for gifted and talented students. (Education Code [35160.5](#))

No student currently residing within a school's attendance area shall be displaced by another student transferring from outside the attendance area. (Education Code [35160.5](#))

## **Transportation**

Except as required by 20 USC [6316](#) for transfers out of Title I program improvement schools, the district shall not be obligated to provide transportation for students who attend school outside their attendance area.

### Legal Reference:

#### EDUCATION CODE

[200](#) Prohibition against discrimination

[35160.5](#) District policies; rules and regulations

[35291](#) Rules

[35351](#) Assignment of students to particular schools

[46600-46611](#) Interdistrict attendance agreements

[48200](#) Compulsory attendance

[48204](#) Residency requirements for school attendance

[48300-48316](#) Student attendance alternatives, school district of choice program

[48350-48361](#) Open Enrollment Act

[48980](#) Notice at beginning of term

CODE OF REGULATIONS, TITLE 5

[11992-11994](#) Definition of persistently dangerous schools

UNITED STATES CODE, TITLE 20

[6316](#) Transfers from program improvement schools

[7912](#) Transfers from persistently dangerous schools

CODE OF FEDERAL REGULATIONS, TITLE 34

[200.36](#) Dissemination of information

[200.37](#) Notice of program improvement status, option to transfer

[200.39](#) Program improvement, transfer option

[200.42](#) Corrective action, transfer option

[200.43](#) Restructuring, transfer option

[200.44](#) Public school choice, program improvement schools

[200.48](#) Transportation funding for public school choice

COURT DECISIONS

*Crawford v. Huntington Beach Union High School District*, (2002) 98 Cal.App.4th 1275

ATTORNEY GENERAL OPINIONS

85 Ops.Cal.Atty.Gen. 95 (2002)

### Management Resources:

U.S. DEPARTMENT OF EDUCATION NONREGULATORY GUIDANCE

Public School Choice, January 2009

Unsafe School Choice Option, May 2004

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Unsafe School Choice Option: <http://www.cde.ca.gov/ls/ss/se/usco.asp>

U.S. Department of Education, No Child Left Behind: <http://www.nclb.gov>

## **Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**adopted: August 19, 2009 Santa Monica, California**

**revised: September 8, 2011; February 6, 2014**

**Intradistrict Open Enrollment****Transfers for Victims of a Violent Criminal Offense**

Within a reasonable amount of time, not to exceed 14 days, after it has been determined that a student has been the victim of a violent criminal offense while on school grounds, the student's parents/guardians shall be offered an option to transfer their child to an eligible school identified by the Superintendent or designee. In determining whether a student has been a victim of a violent criminal offense, the Superintendent or designee shall consider the specific circumstances of the incident on a case-by-case basis and consult with local law enforcement as appropriate. Examples of violent criminal offenses include, but are not limited to, attempted murder, battery with serious bodily injury, assault with a deadly weapon, rape, sexual battery, robbery, extortion, or hate crimes.

The Superintendent or designee shall consider the needs and preferences of the affected student and his/her parent/guardian in making the offer. If the parent/guardian elects to transfer his/her child, the transfer shall be completed as soon as practicable.

**Transfers from a "Persistently Dangerous" School**

Within 10 school days after receiving notification from the California Department of Education (CDE) that a school has been designated as "persistently dangerous," the Superintendent or designee shall notify parents/guardians of the school's designation. Within 10 school days after this notification has been provided to parents/guardians, the Superintendent or designee shall notify parents/guardians of their option to transfer their child.

Parents/guardians who desire to transfer their child out of a "persistently dangerous" school shall provide written notification to the Superintendent or designee and shall rank-order their preferences from among all schools identified by the Superintendent or designee as eligible to receive transfer students. The Superintendent or designee may establish a reasonable timeline, not to exceed seven school days, for the submission of parent/guardian requests.

The Superintendent or designee shall consider the needs and preferences of students and parents/guardians before making an assignment, but is not obligated to accept the parent/guardian's preference if the assignment is not feasible due to space constraints or other considerations. For students who accept the offer, the transfer shall generally be made within 30 school days of receiving the notice of the school's designation from the CDE. If parents/guardians decline the assigned school, the student may remain in his/her current school.

The transfer shall remain in effect as long as the student's school of origin is identified as "persistently dangerous." The Superintendent or designee may choose to make the transfer permanent based on the educational needs of the student, parent/guardian preferences, and other factors affecting the student's ability to succeed if returned to the school of origin. The Superintendent or designee shall cooperate with neighboring districts to develop an interdistrict transfer program in the event that space is not available in a district school.

**Other Intradistrict Open Enrollment**

To implement intradistrict open enrollment pursuant to Education Code [35160.5](#):

1. The Superintendent or designee shall identify those schools which may have space available for additional students. A list of schools which may have space available shall be maintained by the district's Student Services Department. Intradistrict open enrollment applications shall be available at all school offices and at the District Office.
2. Students of parents/guardians who submit applications to the district by April 30 shall be eligible for consideration for admission to their school of choice the following school year under the district's open enrollment policy.
3. Enrollment in a school of choice shall be determined by lot from the eligible applicant pool. Late applicants shall not be added to the waiting list for the current year.
4. The Superintendent or designee shall provide written notification to applicants as to whether their applications have been approved, denied, or placed on a waiting list. If the application is denied, the reasons for denial shall be stated.
5. Approved applicants must confirm their enrollment within 5 school days.

Once enrolled, a student shall not be required to reapply for readmission.

Any complaints regarding the selection process shall be submitted to the Superintendent or designee.

### **Notifications**

Notifications shall be sent to parents/guardians at the beginning of each school year describing all current statutory attendance options and local attendance options available in the district. Such notification shall include: (Education Code [48980](#))

1. All options for meeting residency requirements for school attendance
2. Program options offered within local attendance areas
3. A description of any special program options available on both an interdistrict and intradistrict basis
4. A description of the procedure for application for alternative attendance areas or programs and the appeals process available, if any, when a change of attendance is denied
5. A district application form for requesting a change of attendance
6. The explanation of attendance options under California law as provided by the CDE

### **Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**approved: August 19, 2009**

**revised: September 22, 2011; February 2, 2012; March 5, 2013; February 6, 2014**



TO: BOARD OF EDUCATION

DISCUSSION

01/20/15

FROM: SANDRA LYON / DEBRA MOORE WASHINGTON / MARK O. KELLY

RE: REVIEW BP 5117 – INTERDISTRICT ATTENDANCE

DISCUSSION ITEM NO. D.02

Annually, the Board of Education reviews the interdistrict permit policy, BP 5117. This acts as the beginning of the process to accept and consider permit applications for 2015-16.

Based on enrollment projections for the next school year and the historical trends of permit applications/student placements in recent years, staff does not recommend any changes to BP 5117, except one change to reflect the upcoming school year. The policy is attached for review. Additionally, AR 5117 is attached for your reference.

**INTERDISTRICT ATTENDANCE**

- A. Although students generally must attend school in the district and school where their residence has been established, the Santa Monica-Malibu School District Board of Education recognizes justifiable reasons for interdistrict permits. Upon request, the Superintendent or designee may accept students from other districts and may allow students who live within the district to transfer to another school within the district or out of the district.

Parents must submit verification of continuing enrollment annually. Students enrolled prior to the 2005-06 school year on a PERT or DERT permit will not be affected by this change.

Involuntary loss of housing resulting from: apartments being removed from the rental market (Ellis Act), buildings being red-tagged, or evictions to accommodate owner-occupancy should not interfere with a child completing his/her education in the Santa Monica-Malibu Unified School District. The permit office will require the applicant to obtain verification from the Rent Control Department or other appropriate legal agency. These students will be allowed to remain in their schools for the remainder of the year in which their housing has been lost. In addition, they will be allowed to remain in SMMUSD as permit students in subsequent years provided they meet all the conditions of students attending SMMUSD on permit and submit a verification of continuing enrollment annually. The Ellis Act allows California apartment owners to evict tenants if the landlords intend to withdraw their units from the rental market.

Students "in good standing" who have been attending school/s within SMMUSD as a resident of the district for a minimum period of three complete school years, and subsequently relocate outside the boundaries of SMMUSD, will be allowed to remain in the Santa Monica-Malibu School district as permit students, upon receiving a permit release from their district of residence and meeting all the conditions of students attending Santa Monica-Malibu Unified School District on a permit. Permits will be granted per the language of sections D and F below.

- B. Permits of this type are to be initiated by the student's parent or guardian who attests to the fact or shows evidence that the permit would be in the student's best interests. Cancellation of the permit shall occur if certain provisions are not adhered to by the student or parent/guardian, or if overcrowding should occur at the school of acceptance.
- C. The Board is committed to providing a quality education for all district students legally enrolled and will provide fair and consistent treatment for students and parent/guardians regardless of their residence or permit status. All applications for a permit will be treated in a fair and consistent manner.
- D. Final approval of permits for all students, including students needing specialized programs, such as GATE, special education, ELL, etc., shall rest at the district and shall be contingent upon space, budget and staff availability. Additionally, approval is contingent on applicants demonstrating they meet requirements for retaining a permit including standards of behavior, attendance and academic effort. The district will not pay excess costs to provide specialized services to students on permit.



- E. The district will accept applications for interdistrict permits in grades TK through 11. Permits will be granted per the language of section D. above.
1. The total number of all new interdistrict permits that will be accepted and approved for the ~~2014-2015~~ 2015-2016 school year will not exceed 300.
    - a. The total number of new permits accepted and approved for kindergarten will not exceed 50.
    - b. The total number of new permits accepted and approved for grades 1 through 5 will be issued on a space available basis.
    - c. The total number of new permits accepted and approved for John Adams Middle School and Lincoln Middle School for grade 6 will not exceed 10.
    - d. The total number of new permits accepted and approved for grades 7 and 8 at John Adams Middle School and Lincoln Middle School will not exceed 10 per grade level.
    - e. The total number of permits accepted and approved for grades 9 through 11 at Santa Monica High School will not exceed 20 per grade level.
    - f. Permits will be accepted to Olympic High School on a case by case basis for students currently enrolled in SMMUSD.
    - g. The district will continue to accept all permit applications to Malibu schools.
    - h. International High School students will be accepted and approved on a case-by-case basis.
  2. All students currently attending on an interdistrict permit will be allowed to remain in the district until they leave or graduate, assuming that they submit a verification of continuing enrollment annually and uphold appropriate standards of behavior, attendance, and academic effort. Interdistrict attendance permits for 11th and 12th graders may not be rescinded.
  3. Guidelines previously applied to SMASH, Edison, including the immersion program through Grade 8, and our preschools will remain in effect.
- F. Requests for new permits will be received (granted) in the following order (Based on the timelines identified in Administrative Regulations 5117):
1. Intradistrict permits allowing children who are residents of the cities of Santa Monica and/or Malibu to attend a school other than their neighborhood school;  
  
It is the intention of the district to provide same-school placement for all siblings in a family once an intradistrict permit has been granted, except in cases where students need a specialized program which is only available on another campus.
  2. If a district school receiving Title I funds is identified for program improvement, corrective action, or restructuring, all students enrolled in that school shall be provided an option to transfer to another non-Title I district school or charter school. (20 USC 6316)

3. Interdistrict permits for children of employees of the Santa Monica-Malibu Unified School District [certificated, classified, management, full and part-time (a minimum of 15 hours per week)];

It is the intention of the district to provide a seat in a district school (K-12) to all children of district employees who have requested a new interdistrict permit, with the understanding that Section D will be considered. Staff will do its best to accommodate requests for a specific school but will not guarantee requested placement. On-going permit holders are not affected and will continue in the home school being currently attended.

4. If space, staffing and budget allow, interdistrict permits for:
  - a. Those students "in good standing" who have been attending school/s within SMMUSD as a resident of the district, for a minimum period of three complete school years, and subsequently relocate outside the boundaries of SMMUSD. Permits will be granted per the language of section D above.
  - b. Siblings of current interdistrict permit holders. If a permit is received (granted) there is no guarantee of same-school placement. On-going permit holders are not affected and will continue in the home school being currently attended.
  - c. International High School students on a case-by-case basis.
  - d. Children of employees of the cities of Malibu or Santa Monica.
  - e. Children of full-time, permanent employees of Santa Monica College.
  - f. Children of alumni of Santa Monica High School, Malibu High School, or Olympic High School. Parent must attach a copy of graduation diploma to the permit application.
  - g. Grandchildren of individuals who have been living within the boundaries of SMMUSD for a minimum of five years.
  - h. Children of individuals working within the boundaries of SMMUSD.
  - i. Students requesting to be admitted who do not meet any criteria described in Section F1-F4h.

Legal Reference:

EDUCATION CODE

41020 Annual district audits

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48300-48316 Student attendance alternatives, school district of choice program

48350-48361 Open Enrollment Act

48915 Expulsion; particular circumstances

48915.1 Expelled individuals: enrollment in another district

48918 Rules governing expulsion procedures

48980 Notice at beginning of term

52317 Regional Occupational Center/Program, enrollment of students, interdistrict attendance

ATTORNEY GENERAL OPINIONS

87 Ops.Cal.Atty.Gen. 132 (2004)

84 Ops.Cal.Atty.Gen. 198 (2001)

COURT DECISIONS

*Crawford v. Huntington Beach Union High School District*, (2002) 98 Cal.App.4th 1275

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**adopted: January 27, 1994 Santa Monica, California**

**revised: February 17, 2005; February 20, 2003; March 3, 2011; March 15, 2012;  
March 5, 2013; February 6, 2014**

**INTERDISTRICT ATTENDANCE**

Interdistrict Attendance Procedures (transfers between districts):

**General Guidelines**

1. The permit office is responsible for processing interdistrict permits.
2. The request for a permit is initiated by the parent at their child's district of residence.
3. The parents/guardians of the child must be informed that the acceptance of their child is contingent upon the parent/guardian and the child assuming full responsibility for:
  - a. Satisfactory attendance
  - b. Satisfactory behavior
  - c. Satisfactory academic effort
  - d. Any necessary documentation requested regarding and including child care, employment, doctor's recommendations and guardianship documentation.
  - e. Understanding that the receiving school has the right to rescind any prior approved interdistrict permit if the parent/guardian or student does not fulfill the responsibilities listed in 3.a, b & c above.
4. It is the responsibility of each school to ensure that nonresident students accepted and registered without a valid permit be returned to the school of residence.

**Conditions for Accepting and Retaining Interdistrict Attendance Permits**

The school site designee and the Superintendent or designee shall approve or deny applications for transfers. The acceptance of interdistrict permits for students from other school districts to attend classes within the district shall be subject to the following:

1. The student seeking an initial interdistrict permit in the district must submit an SMMUSD permit application and present a permit authorizing his/her release from the school district of residence.
2. A release from the school district of residence is required for the initial permit application only and not required for permit renewal.
3. The student must be eligible to attend elementary school, middle school, or senior high school classes maintained by the Santa Monica-Malibu Unified School District and there must be an existing opening in the class, grade level, educational program and school to which the student seeking the interdistrict permit would be initially enrolled. Additionally, approval is contingent on applicants demonstrating they meet standards for retaining a permit including standards of behavior, attendance or academic effort. The district will not pay excess costs to provide specialized services to students on permit.
4. All students currently attending on an interdistrict permit will be allowed to remain in the district until they leave or graduate, assuming that they: annually submit a verification of continuing enrollment to SMMUSD and comply with all the SMMUSD application requirements; uphold appropriate standards of behavior, attendance, and academic effort.

5. Interdistrict attendance permits for 11th and 12th graders may not be rescinded.

### **Conditions for Cancellation of Interdistrict Permits**

The receiving school or district has the right to revoke any previously approved interdistrict permit for the following reasons:

1. Falsification or misrepresentation of information
2. Enrollment fluctuation
3. Unsatisfactory behavior
4. Unsatisfactory attendance
5. Unsatisfactory academic effort/achievement
6. A change in childcare arrangements
7. Inappropriate guardianship documentation
8. Reason for the original issuance of the permit by the school district of residence is no longer valid
9. Student becomes eligible for a program or class other than the one to which he/she was admitted and there is no available space in the new program or class.
10. A parent requests a transfer to another district school instead of the school his/her child was admitted.

### **Appeal Procedures**

1. Interdistrict transfer requests that are denied by the district at the school level may be appealed by the parent/guardian to the Superintendent or designee within two weeks from the day the request for acceptance of permit is denied.
2. The appeal is to be in writing and must provide all information and detail as to why the denial is being appealed.
3. The Superintendent or designee shall review the permit appeal based on Board policy and regulations, state law, and in consultation with school site(s), parents/guardians and the appropriate district staff as necessary.
4. If the permit continues to be denied, the parent/guardian may within 30 calendar days of the denial, appeal to the County Board of Education
5. There is no appeal process to the County Board for interdistrict permits that are revoked.

### **Annual Report**

The Board will receive a report on permits by February 28 of each year.

### **Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**adopted: August 19, 2009 Santa Monica, California**

**revised: February 17, 2011; February 2, 2012; March 5, 2013; February 6, 2014**



TO: BOARD OF EDUCATION

DISCUSSION

01/20/15

FROM: SANDRA LYON / TERRY DELORIA

RE: LOCAL CONTROL ACCOUNTABILITY PLAN (LCAP) UPDATE

DISCUSSION ITEM NO. D.03

With the move to the Local Control Funding Formula (LCFF), school districts were required to develop a Local Control Accountability Plan (LCAP). Our District's LCAP was approved by the Board of Education in June 2014 and by the Los Angeles County Office of Education (LACOE) in August 2014. School districts must now engage stakeholders in the implementation, evaluation and revision of their plans. Staff will provide the board with an LCAP progress report at this meeting related to the state priorities below in bold:

Priority 1: Basic Conditions (Williams')

Priority 2: Implementation of Standards

**Priority 3: Parent Involvement**

Priority 4: Pupil Achievement (API, a-g rate, etc.)

Priority 5: Pupil Engagement (attendance, 8th/12th grade drop-out rates)

**Priority 6: School Climate (suspension/expulsion rates)**

Priority 7: Course Access (AP, honors, etc.)

Priority 8: Pupil Outcomes (grades in coursework)





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## **MAJOR ITEMS**



TO: BOARD OF EDUCATION

ACTION/MAJOR

01/20/15

FROM: SANDRA LYON

RE: ADOPT RESOLUTION NO. 14-12 – IN HONOR OF FRED KOREMATSU DAY  
OF CIVIL LIBERTIES AND THE CONSTITUTION

RECOMMENDATION NO. A. 09

It is recommended that the Board of Education adopt Resolution No. 14-12 in honor of Fred Korematsu Day of Civil Liberties and the Constitution.

COMMENTS: Attached is the resolution.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION**

**Resolution No. 14-12**

**FRED KOREMATSU DAY OF CIVIL LIBERTIES AND THE CONSTITUTION**

**WHEREAS**, the battle for civil liberties has been championed by ordinary Americans who have had the courage to stand up and fight for their basic Constitutional rights; and

**WHEREAS**, Fred T. Korematsu was one of these individuals, who refused to comply with Civilian Exclusion Order 34, based on the federal Executive Order 9066, which imposed strict curfew regulations and required 120,000 Japanese Americans to leave their homes to be incarcerated in American concentration camps during World War II; and

**WHEREAS**, Mr. Korematsu was arrested and convicted, but fought back because he believed the conviction went against the basic freedoms guaranteed to him by the U.S. Constitution; and

**WHEREAS**, Mr. Korematsu's conviction was ultimately overturned in 1984; a decision that influenced the US government's passage of the Civil Liberties Act of 1988, which recognized that a grave injustice was done by forced relocation and incarceration of civilian Americans because of wartime prejudice; and

**WHEREAS**, current California law designates a number of days as having special significance, when public schools are encouraged to observe and conduct suitable commemorative exercises as specified; and

**WHEREAS**, the History-Social Science Framework for California Public Schools, Kindergarten through Grade Twelve, states that the history curriculum at each grade level relating to community, state, region, nation and the world must reflect and integrate the experiences of men and women of different racial, religious and ethnic groups; and

**WHEREAS**, the California Assembly and State Senate passed AB 1775, the Fred Korematsu Day of Civil Liberties and the Constitution, without opposition and Governor Arnold Schwarzenegger signed this bill into law on September 23, 2010:

**NOW, THEREFORE, BE IT RESOLVED**, that the Santa Monica-Malibu Unified School District Board of Education encourages all schools and teachers to observe the Fred T. Korematsu Day of Civil Liberties and the Constitution on January 30 of every year, or the days surrounding it, and conduct exercises commemorating the life of Fred Korematsu and recognizing the importance of preserving civil liberties, even in times of real or perceived crisis.

**PASSED AND ADOPTED** by the Santa Monica-Malibu Unified School District Board of Education on this day, the 20<sup>th</sup> of January 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Laurie Lieberman  
President, Board of Education

\_\_\_\_\_  
Sandra Lyon  
Superintendent

TO: BOARD OF EDUCATION

ACTION/MAJOR

01/15/15

FROM: SANDRA LYON / JANECE L. MAEZ / PAT HO

RE: APPROVAL OF 2013-14 ANNUAL FINANCIAL AUDIT REPORT

RECOMMENDATION NO. A.10

It is recommended that the Board of Education accept the 2013-14 Annual Financial Audit Report and approve management discussion and analysis/the administrative responses to the "Findings" & "Recommendations" as contained in the Subject audits.

COMMENTS: In response to California Education Code mandate, the 2013-14 financial audit has been completed by the audit firm of Christy White Accountancy Corporation. The Board of Education and the Financial Oversight Committee have previously received copies of the audit report and an information copy is available for public review in the Office of the Superintendent.

There are no audit adjustments or findings in this report.

A representative from Christy White Accountancy will be available at the meeting to answer questions.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES: