

For a Listing of Upcoming Board Meetings and locations please see the last page of this Table of Contents

**Santa Monica-Malibu Unified School District
Board of Education
MEETING MINUTES**

May 2, 2002

The next regular meeting of the Board of Education was held on Thursday, May 2, 2002, in the Auditorium of HRL Laboratories, 3011 Malibu Canyon Road, Malibu, California. At 5:00 PM, following roll call, the Board moved to **CLOSED SESSION** in the Library of Webster Elementary School, 3602 Winter Canyon, Malibu, California, for reasons listed in Section III, below. The Board reconvened in **OPEN SESSION** at 7:07PM at HRL Laboratories.

The Public Portion of the Meeting Begins at 7:07 PM

- I CALL TO ORDER** - following Closed Session (as referenced above) the meeting was called to order by President Julia Brownley at 7:07 PM.
 - A Roll Call**
All Board Members were present with the exception of:
Dr. Escarce - excused
Mr. Pratt - excused
Greg Sands - Malibu High School (voting)
Gabriela de los Santos - Olympic High School (excused)
Chris Gary - Santa Monica High School (excused)
 - B Pledge of Allegiance** - Mr. Sands
- II PUBLIC COMMENTS FOR CLOSED SESSION ITEMS ONLY - None.**
- III CLOSED SESSION** - There was no report out from closed session.
 - ▶ Conference with Superintendent and Assistant Superintendents regarding 2001-2002 Strategies for Negotiations with Non-Represented Employees and the Santa Monica-Malibu Teachers Association (SMMCTA) pursuant to §GC54957.6, as cited in the Brown Act
 - ▶ Personnel/Certificated Appointment - Director, Special Education, pursuant to §GC54957, as cited in the Brown Act
 - ▶ Personnel/Certificated Appointment - Coordinator, Special Education, pursuant to §GC54957, as cited in the Brown Act
 - ▶ Conference with Real Property Negotiator (s) Regarding Property Lease Agreements Currently Held by the District, pursuant to GC§54954.5 as cited in the Brown Act
- IV BOARD OF EDUCATION - COMMENDATIONS/RECOGNITIONS**
 - ▶ **Presentation from Pt. Dume Elementary School** - Laura Rosenthal, Pt. Dume PTA President began the presentation with a brief address about the tremendous value of on-going parent volunteers and the wide, diverse scope of the Pt. Dume parents in

particular; an in-depth Fifth Grade project with teacher, Kelly Matthews surrounding Black History Month; a schoolwide project of providing labor exchange meals; and the numerous physical contributions the PTA makes to the school including supplies, a copy machine and sound equipment.

Mrs. Rosenthal then introduced the student presenters: First Grader, Will Rosenthal, who discussed the glories of Field Day, Third Grader, Elena Read, who led the Board through an adventure with *Phylum Mollusca*, and Chelsea Cooper who, with mom, Deedee Cooper and teacher Margo Dunn, helped to present a powerpoint display showing the multiple work inspired and created by the evening's next honoree, David Legaspi, III.

- ▶ David Legaspi, III, the Board honored David Legaspi, III, whose artistic influence is felt throughout the Malibu area, specifically at district schools which have benefitted from the miraculous murals he's created. Mr. Legaspi was also thanked for being such a rich, positive influence on the children of Malibu.

V APPROVAL OF THE AGENDA

In a motion made by Mrs. Brady, seconded by Mr. Jordan, the Agenda was approved, as follows:

MOTION MADE BY:	Mrs. Brady
SECONDED BY:	Mrs. Gottfried
STUDENT ADVISORY VOTE:	Aye (with the exception of all Personnel matters)
AYES:	5 (All: Dr. Escarce and Mr. Pratt <i>in absentia</i>)
NOES:	0 (none)
ABSTENTIONS:	0 (none)

VI APPROVAL OF MINUTES

A.1 Approval of Minutes: April 25, 2002 1
The Minutes were approved without correction.

VII CONSENT AGENDA

Curriculum and Instruction

A.2 Approval of Independent Contractors 2
A.3 Approval of Basic/ Supplemental Textbooks to be Adopted 3

Business and Finance

A.4 Award of Purchase Orders, FY 2001-2002 5-5c
A.5 Approval of Gifts FY 2001/02 6-6d
A.6 Conference and Travel Approval 7-11
A.7 Approval for Disposal/Sale of Surplus Equipment 12
A.8 Denial of Claim - Auston Stamm 13

Proposition X /State Modernization

None.

General Functions

None.

Personnel

A.9	Certificated Administrative Appointment - Director of Special Education	14
A.10	Certificated Administrative Appointment - Coordinator of Special Education	15
A.11	Certificated Personnel - Elections, Separations	16-18
A.12	Special Services Employees	19-20
A.13	Classified Personnel - Merit	21-22
A.14	Classified Personnel - Non-Merit	23

VIII PUBLIC COMMENTS

None.

IX COMMUNICATIONS

- A. Student Board Member Reports
 - Gabriela de los Santos - *in absentia*
 - Chris Gary - *in absentia*
 - Greg Sands - Mr. Sands' report included a sense of the feeling of great school spirit, Spring Fling week complete with KROC, Power 106 on campus, on-going success of the boys' volleyball and girls' track teams, choir awards and student elections. The ASB President for 2002-03 will be Joe Kaplan and Mike Rubin is slated for the VP spot. . Mr. Sands also announced that the school had raised \$45,000 for the American Cancer Society, that the Prom was May 24 and last, but certainly not least, the new classroom building, which appeared in the space of one weekend. Everyone is thrilled.
- B. SMMCTA Report - none
- C. SEIU Report - none
- D. PTA Council President Reports - Cheri Orgel, President. Mrs. Orgel and many other PTA representatives were attending the statewide PTA Annual Convention in Los Angeles. Kathy Wisnicki, Pt. Dume PTA Parliamentarian, brought greetings from Mrs. Orgel and offered profound thanks to the Board for continuing to have multiple meetings in Malibu.
- E. Malibu Youth Coalition - none
- F. District Advisory Committee Reports (DAC)
 - C.1 Special Education
 - Public Comment:** Claudia Landis of Santa Monica, addressed the Board, commending them for the proactive stance they have taken in regard to enriching and enhancing the district's processes and programs for special needs children. She specifically thanked Tim McNulty for his encouragement of parent participation, remarking that there were no limits to the scope of resources parents could offer to the district's programs.
 - Tricia Crane delivered the DAC report. The Board and Superintendent thanked her for the clarity of thought and presentation, indicating that both the staff report and Superintendent's recommendation would be brought forward at a future meeting.

X. SUPERINTENDENT'S REPORT

None.

X. MAJOR ITEMS - please see remarks on discreet agenda items.

<u>A.15</u>	Approval of Preparation Strategies for Anticipated Budgetary Shortfalls for the Fiscal Years 2002-03 and Beyond -	24-26
<u>A.15.a.1</u>	Allocation of Funds/Community Survey Regarding New Parcel Tax 2002 . .	27

<u>A.15.a</u>	<u>Creation of A District Ad Hoc Advisory Committee to Consider Placing a New Parcel Tax on the November, 2002, Ballot - NEW (item follows)</u>	<u>28-30</u>
<u>A.15.b</u>	<u>Approval of Discussion to Create A District Ad Hoc Advisory Committee to Consider the Need for A Measure for General Obligation Bonds for Public School Facilities Construction Projects (NEW: item follows)</u>	<u>31</u>
<u>A.15.c</u>	<u>Adoption of Resolution Number 01-19 Requesting the City of Santa Monica to Consolidate a Board of Education Election with the General Municipal Election of the City of Santa Monica to Be Held on November 7, 2002 (NEW: Item follows)</u>	<u>32-33</u>
A.16	Adoption of Resolution Number 01-17: In Recognition of Classified Employee Week	34-35
A.17	Approval of Special Education Contracts	36-37
A.18	Award of Furniture Purchase to School Specialty Company	38
A.19	Adopt Resolution Number 01-18: Tax and Revenue Anticipation Notes (TRANS) for 2002-2003	39-50
A.20	Recommendation to Increase the Scotia's Construction Services Contract For DSA Inspection Services for Proposition X Construction Projects	51
XII	DISCUSSION ITEMS - please see remarks on discreet agenda items.	
D.1	Approval of Report and Recommendations On the Use of Independent Study in Physical Education Course Credit (ISPE)	52-70
D.2	Presentation of School Accountability Report Cards for Santa Monica Alternative School House, John Adams and Lincoln Middle Schools, Santa Monica, Malibu and Olympic High Schools	71
XIII	INFORMATIONAL ITEMS	
I.1	Joint Roundtable Discussion with Members of the Personnel Commission	72
XIV	BOARD MEMBER ITEMS	
	None.	
XV	REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION	
	None.	
XVI	CONTINUATION OF PUBLIC COMMENTS	
	None.	
XVII	BOARD MEMBER COMMENTS	
	None.	
XVIII	FUTURE AGENDA ITEMS	
	None.	
XIX	CLOSED SESSION	
	Not needed.	
XX	ADJOURNMENT	
	In a motion by Mr. Jordan, seconded by Mrs. Gottfried, and unanimously approved, this	

meeting was adjourned at 10:15 PM to the next regularly scheduled meeting of the Board of Education, May 16, 2002, at 7PM, in Council Chambers of the City of Santa Monica, 1685 Main Street, Santa Monica, California.

Meetings held in Santa Monica are taped for rebroadcast
and played on Cable Channel 16 (City TV) at 11:00 AM
on the Sunday following the Board meeting.
Meetings are rebroadcast in Malibu on Government Access
Channel 15 every Thursday at 2 PM; every Saturday & Sunday at 8 PM

Regularly Scheduled Board of Education Meetings: January through June, 2002					
January through June, 2002					
January		10		24	
February	7 **		21 *		
March	7 **		20 (W)		Wednesday (to accommodate Stairway)
April		11		25	
May	2 **		16 *		
June	6 **	17		27	17 - Monday: Budget/Strategic Planning 20: Graduations

* = Meetings to be held in the Council Chambers of the City of Santa Monica, 1685 Main Street, Santa Monica.
** = Meetings to be held at HRL Laboratories, 3011 Malibu Canyon Road, Malibu.

PLEASE NOTE:

A complete agenda distribution list is available in the Office of the Superintendent upon request.

A copy of the Table of Contents is posted 72 hours in advance of regularly scheduled Board of Education meetings and is accessible to the public 24 hours/day at the District Offices' entrance, 1651 - 16th street in Santa Monica.
Special meeting agendas are posted 24 hours prior to special meetings of the Board of Education.

Complete Board of Education Agendas are also available in pdf format, 24/7 on the District's website, www.smmusd.org.

SCHEDULE OF DISTRICT ADVISORY COMMITTEE (DAC) MEETINGS *

Accessibility	As needed
Chapter 1	4x/year - usually Friday morning
Child Care and Development	Monthly - (TBD)
Community Health and Safety	7PM - 3 rd Wednesday of each month
Bilingual	9-11 AM - various sites (TBD)
GATE	7PM - 4x/year - various sites (TBD)
Fine Arts	7-9 PM - 2nd Monday of each month
Financial Oversight	10:00 AM - 2 nd and 4 th Tuesdays
Instructional Technology	4:00 PM - 2 nd Tuesday of each month
Intercultural Advisory Council	7:00 PM - 1 st Tuesday of each month
Proposition X Oversight	4 PM - Monday before agenda planning
School Improvement	4x/year - Tuesday afternoons (TBD)
Special Education	7:00 PM - 3rd Tuesday of each month
Sports and Physical Education	5:00 PM - 2/20/02 Lincoln Middle School
Strategic Planning Design Team	As needed - (TBD)
Title IX - Gender Equity	as needed

* a list of committee chairpersons and board liaisons is available upon request in the Office of the Superintendent

May 2, 2002

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

I CALL TO ORDER

A Roll Call

Julia Brownley - President
Maria Leon-Vazquez - Vice President
Pam Brady
Jose Escarce - excused
Brenda Gottfried
Mike Jordan
Tom Pratt - excused

Gregory Sands	Student Board Member representing Malibu High School (voting)
Christopher Gary	Student Board Member representing Santa Monica High School <i>in absentia</i>
Gabriela de los Santos	Student Board Member representing Olympic High School - <i>in absentia</i>

B Pledge of Allegiance - led by Mr. Sands.

II CLOSED SESSION - there was no report out of closed session.

Consent Calendar

TO: BOARD OF EDUCATION
FROM: SUPERINTENDENT
RE: APPROVAL OF MINUTES

ACTION
05/02/02

RECOMMENDATION NO. A.1

It is recommended that the Board of Education approve the following Minutes:

April 25, 2002

The Minutes were approved as written.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

CONSENT/ACTION
05/02/02

FROM: SUPERINTENDENT/TIM McNULTY/LISE REILLY

RE: APPROVAL OF INDEPENDENT CONTRACTORS

RECOMMENDATION NO. A.2

It is recommended that Board of Education enter into an agreement with the following Independent Contractors. These contracts are included in the 2001/2002 budget.

Contractor/Contract Dates	Description	Site	Funding
Jewish Family Service September 1, 2001 - June 30, 2002 Amount of increase: \$12,500 Total Cost: Not to Exceed \$15,000	Amendment of previous contract approved by the Board 3/20/2002. To provide counseling to individual students and families . Also, to provide education and staff in service training as needed to Webster, Cabrillo, Pt. Dume, Malibu High School.	Ed Services	Safe&Drug Free Schools 01-37100-0-19150-10000-5802-035-1300 (\$2,500) City of Malibu 01-91270-11100-24950-5802-030-1300 (\$10,000) Malibu Optimist Club (\$2,500)
Shelley Sweet d.b.a. Intercept Management Consulting March 5- June 30, 2002 Amount of Increase: \$24,000.00 Total Cost: Not to Exceed \$74,000.00	Amendment of previous contract approved by the Board 8/2/01 Continue to develop multi-year strategic plan for SMMUSD using inclusive process and engaging as many stakeholders as possible	Superintendent's Office	Strategic Planning: Independent Contractors and Consultants 01-00000-0-00000-72000-5802-020-1200
Michael Hill 07/01/01-6/30/02 Cost: Amount of Increase \$ 4,000	MIS Data entry development and setup of computerized IEP in Spanish.	Student Services Department	Special Education Division - Instructional Administration 01-65000-0-50010-21000-5802-043-1400

MOTION MADE BY:

Mrs. Brady

SECONDED BY:

Mrs. Gottfried

STUDENT ADVISORY VOTE:

Ayes

AYES:

5 (All: Dr. Escarce and Mr Pratt *in absentia*)

NOES:

0 (None)

ABSTENTIONS:

0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT

RE: SUPPLEMENTAL/BASIC TEXTBOOKS TO BE ADOPTED 2001-2002

RECOMMENDATION NO. A.3

It is recommended that the following supplemental/basic textbooks be adopted for use in the Santa Monica-Malibu Unified School District effective immediately.

COMMENT: In accordance with the Board of Education policy, the textbooks listed below have been on public display for the past two weeks in the Educational Services Department at 1638 17th Street, Santa Monica, CA 90405.

DON'T PAT THE WOMBAT, by Elizabeth Honey, Language Arts, Grade 8, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

ORWELLS LUCK, by Richard Jennings, Language Arts, Grade 7, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

JUNGLE DOGS, by Graham Salisbury, Language Arts, Grade 7, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

ESCAPE FROM EGYPT, by Sonia Levitin, Humanities, Grade 6, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

THE SKIN I'M IN, by Sharon Flake, Language Arts, Grade 7, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

STARGIRL, by Jerry Spinelli, Language Arts, Grade 8, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

HOPE WAS HERE, by Joan Bauer, Language Arts, Grade 8, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

CHINESE CINDERELLA, by Adeline Yen Mah, Language Arts, Grade 7, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

THE GHOST AT THE TOKAIDO INN, by Dorothy Hoobler, Language Arts, Grade 8, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

BIRCHBALK HOUSE, by Louise Erdrich, Language Arts, Grade 7, Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

THE SISTERHOOD OF THE TRAVELING PANTS, by Anne Brashares
Language Arts, Grade 8, Juliet Dempsey requesting adoption from
John Adams, SUPPLEMENTAL

MIRACLE'S BOYS, by Caroline Woodson, Language Arts, Grade 7,
Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

THE WANDERER, by Sharon Creech, Language Arts, Grade 7, Juliet
Dempsey requesting adoption from John Adams, SUPPLEMENTAL

BREAKING THROUGH, by Francisco Jiminez, Language Arts, Grade 8,
Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

GUTS, by Gary Paulsen, Language Arts, Grade 8, Juliet Dempsey
requesting adoption from John Adams, SUPPLEMENTAL

SEEK, by Paul Fleischman, Language Arts, Grade 7, Juliet Dempsey
requesting adoption from John Adams, SUPPLEMENTAL

EVERYTHING ON A WAFFLE, by Polly Horvath, Language Arts, Grade
7, Juliet Dempsey requesting adoption from John Adams,
SUPPLEMENTAL

THE YEAR OF MISS AGNES, by Kirkpatrick Hill, Language Arts,
Grade 6, Juliet Dempsey requesting adoption from John Adams,
SUPPLEMENTAL

A YEAR DOWN YONDER, by Richard Peck, Language Arts, Grade 7,
Juliet Dempsey requesting adoption from John Adams, SUPPLEMENTAL

FLIPPED, by Wendelin VanDraanen, Language Arts, Grade 7, Juliet
Dempsey requesting adoption from John Adams, SUPPLEMENTAL

HOW TIA LOLA CAME TO STAY, by Julia Alvarez, Language Arts,
Grade 7, Juliet Dempsey requesting adoption from John Adams,
SUPPLEMENTAL

A LESSON BEFORE DYING, by Ernest. J. Gaines, English 10 HP,
Carol Jago requesting adoption from Samohi, BASIC

SCHOLASTIC PHONICS K WORKBOOK, by Scholastic Publishers, Language
arts, grade K, Nancy Breslin from Cabrillo Elementary School
requesting adoption

MOTION MADE BY:	Mrs. Brady
SECONDED BY:	Mrs. Gottfried
STUDENT ADVISORY VOTE:	Ayes
AYES:	5 (All: Dr. Escarce and Mr Pratt <i>in absentia</i>)
NOES:	0 (None)
ABSTENTIONS:	0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/02/02

FROM: KENNETH R. BAILEY/ VIRGINIA I. HYATT

RE: APPROVAL OF PURCHASE ORDERS

RECOMMENDATION NO. A.4

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from April 17, 2002, through April 23, 2002, for fiscal year 2001/02.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT/KENNETH R. BAILEY

RE: ACCEPTANCE OF GIFTS

RECOMMENDATION NO. A.5

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$111,544.40 presented to the Santa Monica-Malibu Unified School District.

It is further recommended that the Fiscal/Business Services Office, in accordance with Educational Code §42602, be authorized to increase the 2001-2002 income and appropriations by \$107,794.40, as described on the attached listing.

COMMENT: The value of all non-cash gifts has been determined by the donors.

Also attached for informational purposes is a report itemizing Cumulative Totals of Gifts and Donations for Fiscal Year 2001-2002.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT/KENNETH R. BAILEY

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.6

It is recommended that the Board of Education approve/ratify the following Requests for Absence on District Business (Conference and Travel) forms.

COMMENTS: Entries are alphabetical, by employee last name. In addition to the employee's name and site/location, each entry contains the following information: name, location and date (s) of the conference, complete account code, fund and program names, and the total estimated cost as provided by the site administrator. The average cost for substitute teachers is \$130/day. This figure is furnished for informational purposes and does not reflect the actual amount paid for an individual substitute.)

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>BADER, Cheryl</u> Health Services 01-00000-0-11100-31400-5220- 041-1400 General Fund - <u>Function:</u> Health Services	School Issues Related to Children with Special Health Care Needs Los Angeles, CA April 18, 2002	\$25.00 + SUB
<u>CANNELL, Steve</u> State & Federal Projects 01-72800-0-11100-10000-5220- 035-1300 General Fund - <u>Resource:</u> BTSA	AVID Awareness Valencia, CA April 10, 2002	\$40.00
01-72800-0-11100-10000-5220- 035-1300 General Fund - <u>Resource:</u> BTSA	BTSA Formal Review San Mateo, CA April 30 - May 5, 2002	\$2,500.00
01-72800-0-11100-10000-5220- 035-1300 General Fund - <u>Resource:</u> SIP K-6	CAASFEP Sacramento, CA June 17 - 19, 2002	\$1,500.00
<u>CAREY, Will</u> Information Services 01-00000-0-00000-77000-5220- 054-2540 General Fund - <u>Function:</u> Data Proc. Serv.	End of the Year Financial/Student San Mateo, CA May 22 - 23, 2002	\$600.00

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>CARIVAU, Sharon</u> Fiscal Services 01-00000-0-00000-72000-5220- 051-2510 General Fund - Function: Other Genl. Admin.	Accounts Payable/General Ledger PeopleSoft Training Downey, CA May 13, 14, and 21, 2002	\$90.00
<u>DEASY, John</u> Superintendent 01-00000-0-00000-72000-5220- 020-1200 General Fund - Function: Other Genl. Admin.	Principals & Administrators Communications Meeting Santa Monica, CA April 15, 2002	\$122.73
<u>DEMPSEY, Daniel</u> Fiscal Services 01-00000-0-00000-72000-5220- 051-2510 General Fund - Function: Other Genl. Admin.	Associated Student Body Accounting Pasadena, CA May 3, 2002	\$100.00
<u>GARCIA, Diana</u> Santa Monica High 01-00000-0-11100-27000-5220- 015-4150 General Fund - Function: School Admin. 01-73150-0-00000-21400-5220- 015-4150 General Fund - Resource: SB 1882	Stepping Up to New Standards San Francisco, CA April 17 - 18, 2002	\$415.00 \$235.00
<u>HERRERA, Mayra</u> SMASH 01-41100-0-11100-10000-5220- 009-4090 General Fund - Resource: IASA Title VI	Key to the Sea-UCLA Discovery Center Los Angeles, CA April 13, 2002	\$75.00
<u>HUBBELL, Mary</u> SMASH 01-41100-0-11100-10000-5220- 009-4090 General Fund - Resource: IASA Title VI	Links to Language El Segundo, CA February 19 & 25, 2002	\$170.00 + SUB
<u>JACOBS, Ed</u> John Adams Middle 01-41100-0-11100-10000-5220- 011-4110 General Fund - Resource: IASA Title VI	MAC OSX Santa Monica, CA (Adult Ed. Ctr.) April 25, 2002	\$25.00
<u>JAGO, Carol</u> Santa Monica High No Cost to District	ELA Test Alignment Committee Sacramento, CA May 17, 2002	SUB ONLY (to be reimbursed by CDE)
<u>JONES, Teri</u> Santa Monica High No Cost to District	LA County ROP International Marketing Advisory West Los Angeles, CA March 18, 2002	SUB ONLY

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>KARELSON, Eva</u> Franklin Elementary 01-00030-0-11100-10000-5220- 002-4020 General Fund - Resource: API	Marcy Cook - Hands-On Math	\$189.00 + SUB
<u>McCARTHY, Jennifer</u> Fiscal Services 01-00000-0-00000-72000-5220- 051-2510 General Fund - Function: Other Genl. Admin.	LACOE Systems Training Schedule Downey, CA May 13 & June 17, 2002	\$30.00
<u>McGRATH, Marilyn</u> Educational Services 01-60920-0-85000-10000-5220- 030-1300 General Fund - Resource: Cal-Safe Child Care and Development	Social-Emotional Growth and Socialization San Diego, CA June 2 - 8, 2002	\$1000.00
<u>MILLER, Stephanie</u> Olympic High 01-41100-0-11100-10000-5220- 014-4140 General Fund - Resource: IASA Title VI	California Assn. of School Counselors Annual Conference Arcadia, CA April 24, 2002	\$145.00
<u>SEIDEN, Jessica</u> State & Federal Projects 01-72800-0-11100-10000-5220- 035-1300 General Fund - Resource: BTSA	BTSA Cluster 4 Torrance, CA April 18, 2002	\$40.00
01-72800-0-11100-10000-5220- 035-1300 General Fund - Resource: BTSA	BTSA Cluster 4 Torrance, CA April 20, 2002	\$50.00
<u>WHALEY, Tom</u> State & Federal Projects 01-70180-0-11100-10000-5220- 035-1300 General Fund - Resource: Arts Partnership	California Arts Assessment Network Meeting Hayward, CA April 24 - 25, 2002	\$420.00
<p align="center">Adjustments (Preapproved expenses 10% in excess of approved costs that must be approved by Board/Changes in Personnel Attendance)</p>		

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
MARTINEZ, Gloria Malibu High 01-73150-0-00000-21400-5220- 010-4100 General Fund <u>Resource</u> : SB 1882	ACSA Annual Conference San Francisco, CA November 8 - 10, 2001	\$288.64 OVERAGE
01-73150-0-00000-21400-5220- 010-4100 General Fund <u>Resource</u> : SB 1882	ACSA's 2002 Pupil Services & Special Education Symposium Monterey, CA January 9 - 11, 2002	\$240.90 OVERAGE
<p align="center">Group Conference and Travel: In-State</p> <p align="center">* a complete list of conference participants is on file in the Department of Fiscal Services</p>		
BAGLEY, Rick HOLMES, Beth Personnel Services 01-00000-0-00000-72000-5220- 025-1250 General Fund - <u>Function</u> : Other Genl. Admin.	CSU Dominguez Hills Education Employment Fair Dominguez Hills, CA April 24, 2002	\$165.00 Total
HERNANDEZ, Diane WITHERSPOON, Roberta Fiscal Services 01-00000-0-00000-72000-5220- 051-2510 General Fund - <u>Function</u> : Other Genl. Admin.	Accounts Payable - PeopleSoft Training Downey, CA May 20, 2002	\$75.00 Total

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>LE, Duc</u> <u>WINGATE, Tanya</u> Fiscal Services 01-00000-0-00000-72000-5220- 051-2510 General Fund - <u>Function:</u> Other Genl. Admin.	Accounts Payable and General Ledger Session I Downey, CA June 5 & 17, 2002	\$95.00 Total
Out-of-State Conferences: Individual		
<u>MAHVASA, Shafiev</u> Santa Monica High 01-00030-0-11100-10000-5220- 015-4150 General Fund - Resource: API Awards	DECA International Career Development Conference Salt Lake City, UT April 20 - 24, 2002	\$2945.32
Out-of-State Conferences: Group		
NONE		

MOTION MADE BY:
SECONDED BY:

Mrs. Brady
Mrs. Gottfried

STUDENT ADVISORY VOTE:
AYES:
NOES:
ABSTENTIONS:

Ayes
5 (All: Dr. Escarce and Mr Pratt *in absentia*)
0 (None)
0 (None)

TO: BOARD OF EDUCATION ACTION/CONSENT
05/02/02
 FROM: SUPERINTENDENT/KENNETH R. BAILEY/VIRGINIA I. HYATT
 RE: APPROVAL FOR DISPOSAL/SALE OF SURPLUS EQUIPMENT

RECOMMENDATION NO.A.7

It is recommended that the Board of Education approve the disposal and/or sale of surplus equipment listed below.

COMMENT: All items are obsolete or beyond economic repair. Items will be disposed of in accordance with Educational Code 3952 and 39521.

School	Item	Make/Model	Qty	Serial Number	Inventory Number
John Adams	Stainless Counter w/pot rack	Unknown	1	None	Unknown
	Stainless Counter	Unknown	1	None	1860
	Convection Oven	Unknown	1	Unknown	3177
	Ice Cream Freezers	Unknown	2	Unknown	3428,3423
	Portable Racks	Unknown	1	None	1878
Roosevelt	Copier	Canon 2020	1	JXB214952	None
Pt. Dume	Copier	Mita 4055/DC	1	7X015358	Unknown
	Copier	Sharp SD2060	1	36214969	Unknown
Washington West	Stainless Shelves	Unknown	3	None	None
	Range	Wolfe	1	Unknown	Unknown

COMMENTS: The Wolfe Range was of no value to a kitchen equipment reseller, and will be donated to Saint Anne School. The equipment from John Adams will be purchased by Fred Bush, equipment reseller, in an amount of \$600.

MOTION MADE BY: Mrs. Brady
 SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
 AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
 NOES: 0 (None)
 ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT/KENNETH R. BAILEY

RE: DENIAL OF CLAIM -AUSTON STAMM

RECOMMENDATION NO.A.8

It is recommended that the Board of Education reject the Application for Leave to Present a Late Claim presented by attorney, Andrea Tytell on behalf of Auston Stamm on April 4, 2002. This claim was forwarded to the District's Insurance Administrator for determination.

Amount of claim - \$100,000.00

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT/JOSEPH N. QUARLES

RE: CERTIFICATED ADMINISTRATIVE APPOINTMENT:
DIRECTOR - SPECIAL EDUCATION

RECOMMENDATION NO. A.9

It is recommended that the Board of Education make the following
certificated administrative appointment:

Cindy Atlas
DIRECTOR - SPECIAL EDUCATION

Ms. Atlas was able to attend the meeting. She was introduced by
Superintendent Deasy; he gave a brief overview of her
professional accomplishments which include a distinguished career
in the Detroit public school system and serving as head of the
Special Education Department for San Diego Unified School
District.

She was warmly welcomed by all in attendance.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT/JOSEPH N. QUARLES

RE: CERTIFICATED ADMINISTRATIVE APPOINTMENT:
COORDINATOR - SPECIAL EDUCATION

RECOMMENDATION NO. A.10

It is recommended that the Board of Education make the following
certificated administrative appointment:

Mary Ellen Toomey
COORDINATOR - SPECIAL EDUCATION

Mrs. Toomey was unable to attend the meeting; Superintendent Deasy reviewed her biographical data which includes a long and productive career in Special Education field in the public school systems of the State of New York. He also remarked that he was delighted she would be joining the district's administrative team.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION CONSENT/ACTION
05/02/02

FROM: SUPERINTENDENT/JOSEPH N.QUARLES/RICK BAGLEY

RE: CERTIFICATED PERSONNEL - Elections, Separations

RECOMMENDATION NO. A.11

ELECTIONS

ADDITIONAL ASSIGNMENTS

<u>Name/Location</u>	<u>Rate</u>	<u>Effective</u>	<u>Not to Exceed</u>
<u>CHILD DEVELOPMENT SERVICES</u>			
McNeal, Lucinda	64 hrs @\$26.36	3/25/02-4/5/02	Own Hrly/\$1687
Rosas-Lopez, Cecelia	64 hrs @\$19.86	3/25/02-4/5/02	Own Hrly/\$1271
Sanciprian, Gisela	64 hrs @\$21.77	3/25/02-4/5/02	<u>Own Hrly/\$1393</u>
		TOTAL OWN HOURLY	\$4,351
Comment: Spring Break: CDS Operating 3/25/02-4/5/02			
12-CD: St Genl Child Care			

EDUCATIONAL SERVICES

Waxman, Tracy	5 hrs @\$34.90	4/19/02	<u>Est Hrly/\$175</u>
	TOTAL ESTABLISHED HOURLY		\$175
Comment: CDS Teacher-Parent Conference			
01-City of Santa Monica			

FRANKLIN ELEMENTARY

Edlein, Lisa	77 hrs @\$34.90	8/01-2/02	Est Hrly/\$2687
Havert, Erin	77 hrs @\$34.90	8/01-2/02	<u>Est Hrly/\$2687</u>
		TOTAL ESTABLISHED HOURLY	\$5,374

Comment: 1st grade classroom
21-Unrestricted Resource

Fowler, Gloria	\$50 Stipend	5/11/02	<u>Stipend/\$50</u>
		TOTAL STIPEND	\$50

Comment: Weekend Conference
01-Reimbursed by PTA

HOURLY TEACHERS

ROP/SAMOH

Woodruff, Bryan	220 hrs @\$39.10	4/6/02-6/30/02	<u>Est Hrly/\$8602</u>
		TOTAL ESTABLISHED HOURLY	\$8,602

Comment: ROP/Emergency Medical Technician
ROC/P Apportionment

Woodruff, Bryan	20 hrs @\$39.10	4/6/02-6/30/02	<u>Est Hrly/\$782</u>
		TOTAL ESTABLISHED HOURLY	\$782

Comment: ROP/Emergency Medical Technician/Inservice
ROC/P Apportionment

TEMPORARY ADMINISTRATIVE POSITION

<u>REGULAR DAY-TO-DAY</u> (@\$118 Daily Rate)	<u>EFFECTIVE</u>
Young, Kristopher	4/17/02-6/21/02

<u>PREFERRED SUBSTITUTES</u> (@139 Daily Rate)	
Anderson, Dianne	4/10/02
Parsons, Dorothy	4/11/02
Smart, Carrie	3/1/02

CHANGE IN ASSIGNMENT

Name/Assignment	
<u>Location</u>	<u>Effective</u>
McNamara, Jeanie	4/22/02-6/21/02
John Adams/Exploratory and Spanish	
<u>From:</u> 100%	
<u>To:</u> 60%	

TEMPORARY CONTRACTS

Name/Assignment	Not to	
<u>Location</u>	<u>Exceed</u>	<u>Effective</u>
DeVase, Jerome	100%	2/25/02-6/21/02
Rogers	[replacing M. Cueva on maternity leave]	
Scott, Loren	40%	4/22/02-6/21/02
John Adams	[replacing McNamara]	

LEAVES OF ABSENCE (without pay)

Name/Assignment	
<u>Location</u>	<u>Effective</u>
Mathewson, Stefanie	8/30/02-6/20/03
Roosevelt	[child care]
Megaffin, Chris	8/30/02-6/20/03
SAMOH	[personal]

RETIREMENTS

<u>Name/Location</u>	<u>Effective</u>
Gipstein, Gwynne	6/21/02
Franklin Elementary	
Matsumura, Carolyn	6/21/02
Grant Elementary	
McNulty, Tim	6/30/02
Student Services	
Trent, Joan	6/21/02
SAMOH	
Villicana, Solveig	6/21/02
John Adams	

MOTION MADE BY:	Mrs. Brady
SECONDED BY:	Mrs. Gottfried

STUDENT ADVISORY VOTE:	Ayes
AYES:	5 (All: Dr. Escarce and Mr Pratt <i>in absentia</i>)
NOES:	0 (None)
ABSTENTIONS:	0 (None)

TO: BOARD OF EDUCATION ACTION/CONSENT
05/02/02

FROM: SUPERINTENDENT/JOSEPH N. QUARLES/RICK BAGLEY

RE: SPECIAL SERVICES EMPLOYEES

RECOMMENDATION NO. A.12

It is recommended that the following Special Services Employee contracts be approved in accordance with District policies and salary schedules and be assigned pursuant to BP 4102. Funding for the positions listed are included in the 2001/02 budget.

ELECTIONS

<u>Name/Location</u>	<u>Not to Exceed</u>	<u>Effective</u>	<u>Rate</u>
Farahat, Laura	\$500	02/12/02-6/21/02	\$25/hour
Grant Elementary School, Art Consultant, plan and create a mural for the school using GATE students			
FUNDING: 01-71400-0-11100-10000-2917-003-1501-100%			
Gifted/Talented Educ (GATE)			
Funck, Inga Appleton	\$2,500	03/19/02-6/20/02	\$300/day
Franklin Elementary School, provide third graders with class-based orientation and instrumental music techniques, practice and performance			
FUNDING: 01-72600-0-11100-10000-2917-002-1501-100%			
School Improvement Prog, K-6			
Girolimon, Tara	\$3,566	02/20/02-6/30/02	\$34.90/hr
Educational Services, assist and advise students and program administrator on artistic and design issues in connection with the WISE, Cesar Chavez Grant.			
FUNDING: 01-91310-0-11100-10000-2917-030-1501-100%			
Wise/Cesar Chavez Grant			
Kahn, Diana	\$1,500	03/20/02-6/22/02	\$50/hour
Franklin Elementary, teach vocal music to 2nd-5th grade classes, culminating in a week of performances for students and parents			
FUNDING: 01-90150-0-11000-10000-2917-002-1501-100%			
Reimbursed by PTA			
Kilfoy, Ashley	\$500	03/25/02-6/21/02	\$25/hour
Grant Elementary School, Art Consultant, plan and create a mural for the school using GATE students			
FUNDING: 01-71400-0-11100-10000-2917-003-1501-100%			
Gifted/Talented Educ (GATE)			

Landsgaard, Jewel \$5,000 01/07/02-6/22/02 \$25/hour
Rogers Elementary School, coordinate science program
FUNDING: 01-90150-0-11100-10000-2917-006-1501-100%
Reimbursed by PTA

Rezvani, Nina \$3,500 03/23/02-6/30/02 \$10/hour
Olympic High School, career counselor; assist students with
job hunting, career exploration, workshops, community
speakers, college representatives
FUNDING: 01-90100-0-11100-10000-2917-014-1501-100%
Other Local Income

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION
FROM: SUPERINTENDENT/JOHN SLISS
RE: CLASSIFIED PERSONNEL - MERIT

ACTION
05-02-02

RECOMMENDATION NO. A.13

It is recommended that the following appointments for Classified Personnel (merit system) be approved and/or ratified. All personnel will be properly elected in accordance with District policies and salary schedule.

PROMOTION

LANCASTER,	CAFETERIA WORKER II	04-15-02
KELLY	5.0 HRS/SY FOOD SERVICE	
	FR: CAFETERIA WORKER I	

PAID MEDICAL LEAVE OF ABSENCE

GRAY,	CUSTODIAN I NSI	04-05-02
KIM	CABRILLO	05-10-02

PROFESSIONAL GROWTH

ACEVES,	INST ASST - SPECIAL ED	04-01-02
CINDY	FRANKLIN	
PADILLA,	CHILDREN CENTER ASSISTANT	04-01-02
GLORIA	MUIR	

TEMP/ADDITIONAL

CARTEE-JENKINS,	CHIEF STEWARD	02-25-02
KERYL	PERSONNEL SERVICES	06-30-02

SUBSTITUTE

FLEMING,	COMPUTER LAB TECHNICIAN	03-23-02
PETER	MALIBU	06-21-02
HALL,	CAMPUS SECURITY OFFICER	04-08-02
KENNETH	MALIBU	06-30-02
SILBERSTEIN,	INST ASST - SPECIAL ED	04-15-02
MAI-LI	SPECIAL ED	06-21-02

RESIGNATION

GRAY,	CUSTODIAN I NSI	05-10-02
KIM	CABRILLO	

TERMINATION

GARCIA, ZENA	CAFETERIA WORKER I WEBSTER	05-03-02
-----------------	-------------------------------	----------

RETIREMENT

MEJIA, DANIEL	BIL COMMUNITY LIAISON ADAMS	06-26-02
------------------	--------------------------------	----------

ESTABLISH

NEW POSITION

OFFICE ASSISTANT II 8.0 HOURS/10	SPECIAL ED	04-01-02
-------------------------------------	------------	----------

MOTION MADE BY:	Mrs. Brady
SECONDED BY:	Mrs. Gottfried

STUDENT ADVISORY VOTE:	Ayes
AYES:	5 (All: Dr. Escarce and Mr Pratt <i>in absentia</i>)
NOES:	0 (None)
ABSTENTIONS:	0 (None)

TO: BOARD OF EDUCATION

ACTION
05-02-02

FROM: SUPERINTENDENT/JOHN SLISS

RE: CLASSIFIED PERSONNEL - NON-MERIT

RECOMMENDATION NO. A.14

It is recommended that the following be approved and/or ratified for Classified Personnel (Non-Merit). All personnel assigned will be properly elected on a temporary basis to be used as needed in accordance with District policies and salary scheduled.

NOON SUPERVISION AIDE

HALL, KENNETH	MALIBU	04-22-02 - 06-21-02
HERNANDEZ, LAURA	EDISON	04-18-02 - 06-21-02
HERRERA, JOSE	ROGERS	04-08-02 - 06-22-02
MICELI, VICKI	ROOSEVELT	04-15-02 - 06-21-02
TORRES, KENNIA	MCKINLEY	03-15-02 - 06-22-02

ASSISTANT COACH

HUMPHREY, REGENCE	SAMOH I	04-01-02 - 06-30-02
-------------------	---------	---------------------

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Ayes
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

**District Advisory
Committee
Reports**

* REPLACEMENT PAGE - THIS PAGE ONLY *

TO: BOARD OF EDUCATION COMMUNICATIONS
05/02/02
FROM: DISTRICT ADVISORY COMMITTEES
RE: ACCEPTANCE OF THE DAC YEARLY REPORT FROM THE SPECIAL
EDUCATION DISTRICT ADVISORY COMMITTEE

COMMUNICATIONS ITEM NO. C.1

Relative to the Administrative Regulations governing District Advisory Committees, BP1220/AR1220, the following District Advisory Committee (s) will present its annual report of committee activity and recommendations:

◆ Special Education

COMMENT: It is anticipated that each report will take no longer than 20 minutes.

Verbal Report

Single Discipline	5-7 Minutes
Multiple Disciplines	8-10 Minutes

<u>Input from Staff Liaison</u>	2-3 Minutes
---------------------------------	-------------

<u>Superintendent's Recommendation</u>	2-3 Minutes
--	-------------

<u>Dialog with Board</u>	As Needed
--------------------------	-----------

A complete report from each committee follows.

AGENDA

NOTE:

Copies of the Special Education District Advisory Committee report were not available at the time this agenda was printed/published. They will be available for public distribution at the meeting and will also be on file in the Office of the Superintendent.

**Annual Report of the District Advisory Committee on Special
Education
To the Board of Education,
Santa Monica-Malibu Unified School District
May 2, 2002**

Executive Summary

The District Advisory Committee on Special Education seeks to advise the Board of Education in its understanding of how to best meet the needs of our diverse population of students. With a current membership of 12 parents, teachers and community members, the Committee has been successful in attracting the public to our monthly meetings and our special educational events and has also worked closely with Assistant Superintendent Tim McNulty and his staff.

Mr. McNulty models for our special educators the importance of compliance with the letter and also the spirit of the law. It is the hope of the Committee that Mr. McNulty's successor will provide the same strong leadership and support of parents as part of the team. Despite budget constraints resulting from the continued under-funding of IDEA, Mr. McNulty has provided teachers and specialists with new materials and training, including a research-based literacy program. He has produced a new *Procedure Manual* for staff and an IEP Survey that will be sent to parents of identified students before the end of the school year.

The full scope of Mr. McNulty's accomplishments cannot be adequately addressed in this report, but he has been fully supportive of, and a collaborator in, our Committee's efforts this year. We need to be mindful of the important role the Weintraub Report played in bringing Mr. McNulty to us and in defining the work that needed to be done. As Mr. McNulty leaves us, the Weintraub Report should serve as a guide to those areas where work still needs to be done.

Accomplishments

This year the Committee hosted TASK (Team Advocates for Special Kids) in offering a parent education meeting dedicated to "Understanding the Individual Education Plan." TASK will offer another such event for us in early June when the subject will be "Transitioning to Adult Life." In November we sponsored a question and answer session for parents with Superintendent John Deasy. Subsequent meetings featured a presentation by Ann Keller on the District's new *Language!* literacy program at which we were joined by newly appointed Assistant Superintendent Peggy Harris. In March, Prof. Ivor Weiner of Cal State University, Northridge led a lively discussion on inclusive education.

In an effort to reach out and engage in the larger community regarding our concerns, our Committee members have contributed to the Strategic Plan process and have interacted with members of the Tech DAC and the Childcare DAC. We have also been invited to report at the meetings of the PTA Council, which sends representatives to our monthly meetings. By June our Committee expects to have completed a Parent Handbook for distribution to all parents of students with IEPs.

At his first meeting with the Board of Education, Superintendent Deasy asked Board members to consider a question: "If we believe that all children can learn, what do we do when they don't?" The following recommendations are made in the hope that we can work together to serve the educational needs of our children and that, as Mr. McNulty has said, we are a community that truly believes "All means all."

Recommendations

1. The Committee recommends that the Board of Education call for the reorganization of the District administrative hierarchy and place the Department of Special Education under Education Services when that department is complete. Under Ed Services, Special Education would cease to be seen as a place or a program separate from others but rather as a menu of services. The message inherent in this would be that all children are part of the District's educational program despite the need of some for special services. If we truly support efforts toward inclusion, breaking down of the wall between general and special education would provide benefits to all children.
2. To help prevent the over-identification of students of receiving Special Education services, the Committee recommends that the Board calls for District-wide early assessments by general education teachers beginning in kindergarten. Instruments for early identification of students who can be expected to require support are readily available and are already in use in some schools. By identifying students in need before they fall too far behind their peers, students can be given support in general education, reducing requests for assessments.
3. The Committee recommends that the Board encourages and supports all efforts toward and designed to achieve an inclusive educational environment in which students with disabilities can be successful in general education classrooms. This will also help to achieve the District to realize its goal of serving students currently in non-public schools in a more cost-effective manner. In this spirit we ask the Board to:
 - A. Develop greater programmatic expertise within Special Education. Invest in training and affiliate with local institutions of higher learning to create opportunities for teachers and administrators to become familiar with current research and best practices in all areas.
 - B. Require that all general education teachers be trained to teach students with special needs. We can begin by dedicating one in-service day a year to addressing issues that will facilitate inclusion.

- C. Continue to support the important commitment the Board has already made to measures that will help the District retain and develop Instructional Aides, whose work is essential to supporting students and their teachers in general education classrooms. The Committee commends the Board for helping move Instructional Aids toward full-time positions instead of part-time. We ask that the Board direct Mr. McNulty to attend a Personnel Commission meeting for classified personnel to improve the process of screening and interviewing candidates. It is the belief of the Committee that there are unique aspects to Special Education that require a modified approach to the intake of applicants. This would not be meant to replace the current process but simply to modify it.
 - D. Place a cap on the class size of Special Day classes, which currently have no limit. This would be in keeping with the District's commitment to class size reduction in grades K-3 and potentially at the secondary level. Studies have shown that caps on SDC class size correlate to the quality of the programs. This would also reduce teacher burnout. We propose that class size for elementary Special Day classes are held to 11 or 12 students. The limit for Special Day – Intensive Services classes should be 8 or 9 students. And middle and high school SDC classes should have no more than 12 in a class.
4. Express a District policy that encourages and supports the importance of the role parents play as members of the IEP team as was intended by Congress and is stated explicitly in the 1997 reauthorization of IDEA.

Major Items

TO: BOARD OF EDUCATION

ACTION/MAJOR
05/02/02

FROM: SUPERINTENDENT

RE: ~~APPROVAL OF PREPARATION STRATEGIES FOR ANTICIPATED
BUDGETARY SHORTFALLS FOR THE FISCAL YEARS 2002-03 AND
BEYOND~~

RECOMMENDATION NO. A.15

~~It is recommended that the Board of Education approve the revised
budget preparation strategies.~~

COMMENT: ~~At the meeting of April 25, 2002, the Board directed
the Superintendent to revise the original memo sent by
him to the Board on April 17, 2002. In order to inform
the public, the entire above-referenced, original
document, with the both excel attachments, has been
posted on the district website, www.smmusd.org, since
April 18, 2002, and remains there as a reference.~~

~~The revised document will not have been prepared prior
to the publishing of this agenda. However, it will
have been delivered to members of the Board of
Education on Monday, April 29, 2002, and posted to the
district's website www.smmusd.org, shortly thereafter.
Copies of the document will also be available in the
Office the Superintendent Monday afternoon, April 29,
2002.~~

MEETING

NOTE: THIS VERSION OF A.15 WAS PULLED: Recommendation A.15
was revised to include Items A.15a through A.15c, which
follow this item in sequence. The revisions were posted
publicly as an Addendum to the original agenda on
Monday, April 29, 2002. Pagination has changed to from
that on the addendum to reflect inclusion in this
agenda.

MOTION MADE BY:

Mrs. Brady

SECONDED BY:

Mrs. Gottfried

STUDENT ADVISORY VOTE:

Ayes

AYES:

5 (All: Dr. Escarce and Mr Pratt in absentia)

NOES:

0 (None)

ABSTENTIONS:

0 (None)

*** REVISED AGENDA ITEM - THIS AND THE NEXT NINE (9) PAGES ***

TO: BOARD OF EDUCATION ACTION/MAJOR
05/02/02

FROM: SUPERINTENDENT

RE: APPROVAL OF PREPARATION STRATEGIES FOR ANTICIPATED
BUDGETARY SHORTFALLS FOR THE FISCAL YEARS 2002-03 AND
BEYOND

RECOMMENDATION NO. A.15

It is recommended that the Board of Education approve the revised budget preparation strategies. **SEE BELOW.**

COMMENT: At the meeting of April 25, 2002, the Board directed the Superintendent to revise the original memo sent by him to the Board on April 17, 2002. In order to inform the public, the entire above-referenced, original document, with the both excel attachments, has been posted on the district website, www.smmusd.org, since April 18, 2002, and remains there as a reference.

~~The revised document will not have been prepared prior to the publishing of this agenda. However, it will have been delivered to members of the Board of Education on Monday, April 29, 2002, and posted to the district's website www.smmusd.org, shortly thereafter. Copies of the document will also be available in the Office the Superintendent Monday afternoon, April 29, 2002.~~

AGENDA

NOTE: **The revised documentation relative to the preparation strategies for anticipated budgetary shortfalls consist of the addition of the following agenda items to this agenda:**

A.15 **Revised Board Item: A.15. Allocation of Funds for a Community Survey Regarding A New Parcel Tax 2002 (revised page follows)**

A.15.a.1 **Allocation of Funds/ Community Survey Regarding New Parcel Tax 2002**

- A.15.a. Creation of A District Ad Hoc Advisory Committee to Consider Placing a New Parcel Tax on the November, 2002, Ballot
- A.15.b Approval of Discussion to Create A District Ad Hoc Advisory Committee to Consider The Need For a Measure for General Obligation Bonds for Public School Facilities Construction Projects
- A.15.c Adoption of Resolution Number 01-19 Requesting the City of Santa Monica to Consolidate a Board of Education Election with the General Municipal Election of the City of Santa Monica to be held on November 7, 2002

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr. Pratt *in absentia*)
NOTES: 0 (None)
ABSTENTIONS: 0 (None)

* THIS ITEM ADDED TO THE ORIGINAL AGENDA BY ADDENDUM *

TO: BOARD OF EDUCATION ACTION/MAJOR
5/2/02
FROM: SUPERINTENDENT
RE: ALLOCATION OF FUNDS/COMMUNITY SURVEY REGARDING NEW
PARCEL TAX 2002

RECOMMENDATION NO. A.15a.1

It is recommended that the Board of Education authorize the purchase of voter surveying services from Fairbank, Maslin, Maullin & Associates, at a cost not to exceed \$20,000, to research and test voter receptivity to a measure on the November, 2002 ballot for a parcel tax renewal.

COMMENTS: Fairbank, Maslin, Maullin & Associates was contracted by the District for polling services in 1994 to assess voter receptivity as part of the data gathering and analysis of the Ad Hoc Committee that studied placing the Parcel Tax Renewal on the November, 1994, ballot.

The services of the firm have been used for consecutive voter surveys relative to parcel tax and bond measures.

FUNDING INFORMATION:

Source: General Fund - Administration
Currently Budgeted: No
Account Number: 01-00000-0-00000-720000-5802-020-
1200
Description: Independent/Contractors/Consultants/
Board/Superintendent

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr. Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

* THIS ITEM ADDED TO THE ORIGINAL AGENDA BY ADDENDUM *

TO: BOARD OF EDUCATION ACTION/MAJOR
5/02/02
FROM: SUPERINTENDENT
RE: CREATION OF A DISTRICT AD HOC ADVISORY COMMITTEE TO
CONSIDER PLACING A NEW PARCEL TAX ON THE NOVEMBER, 2002,
BALLOT

RECOMMENDATION NO. A.15.a

It is recommended that the Board of Education approve the creation of an Ad Hoc Advisory Committee to consider placing a new parcel tax on the November 2002 ballot and approve the following charge and membership.

CHARGE

The Ad Hoc Advisory Committee shall review and analyze projected District revenues and expenditures, and recommend to the Board of Education the advisability of requesting the general public to continue the parcel tax at a recommended rate. The Committee should be established and begin its work immediately, but no later than May 17, 2002, and be directed to submit its recommendation(s) to the Board no later than the first Board Meeting in June: June 6, 2002.

The Committee should address the following questions:

1. How critical is it for the School District to initiate a second parcel tax as one of its sources of operating revenue?
2. If a new parcel tax is recommended would any portion of the rate be identified for a categorical expenditure purpose(s). If so, how much for what purpose(s)?
3. What would the rate of the new parcel tax be?

MEMBERSHIP

It is suggested that the Committee have 16-18 members, and should be representative of:

- √ the business community
- √ the governments of the Cities of Santa Monica and Malibu
- √ employee organizations
- √ parent groups
- √ the community at large.

The members of the Financial Oversight Committee Task Force will serve as *ex officio* members of the committee.

The Committee shall select its own chairperson, establish its meeting schedule and determine its information needs. The Superintendent of Schools and the Assistant Superintendent for Fiscal and Business Services will facilitate the work of the Committee and make arrangements for providing information and human resources as needed by the Committee.

COMMENT: The proposed timeline for the committee's work is attached. The timeline also includes deadlines for placing a measure on the November ballot.

Because of the importance of contracting polling services to measure vote receptivity, staff has placed an item on this agenda with a recommendation for such services.

Board members are requested to submit names to the Superintendents office to be considered for nomination to this committee. Appointments will be made at the next scheduled Board of Education meeting, May 16, 2002.

MEETING

NOTE:

It was agreed that members would submit up to two (2) names of candidates for membership on the Ad Hoc Parcel Tax Committee. It was further agreed that the names would be submitted to Ms. Harris in enough time that they could be included on the agenda for the meeting of May 16, 2002. Finally, it was agreed that the citizens whose names will have been submitted will have agreed in advance to time commitment.

Mrs. Brady asked what additional staff would be assigned to support the committee; the Superintendent indicated that existing staff would be doing the work.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

**Parcel Tax 2002
Tentative Timeline**

May 2, 2002	Approve Creation of Ad Hoc Committee to Consider Placing Parcel Tax on the November ballot (A) Approve City of Santa Monica Election Consolidation Authorize Professional opinion survey
May 16, 2002	Appointment to Ad Hoc Committee (A) Report of findings from voter survey
June 6, 2002	Board Discussion/Action on report and recommendations submitted by Ad Hoc Advisory Committee regarding Parcel Tax..... Board authorizes Counsel to prepare Resolution Review Resolution Ordering Election and Establishing Specification of the Election Order
June 27, 2002	Board adopts Resolution
Early July (E-120)	No later than this date the County Superintendent of Schools shall deliver a formal notice of a special school district election to the county clerk or registrar of voters. _
August (E-88)	Last day for local jurisdictions to file a resolution with the Board of Supervisors requesting consolidation with the General Election. _
September, 2002	Board to Discuss Creation of Ad Hoc Advisory Committee for General Obligation Bonds for Public School Facilities Construction Projects

* THIS ITEM ADDED TO THE ORIGINAL AGENDA BY ADDENDUM *

TO: BOARD OF EDUCATION ACTION/MAJOR
5/02/02

FROM: SUPERINTENDENT

RE: APPROVAL OF DISCUSSION TO CREATE A DISTRICT AD HOC
ADVISORY COMMITTEE TO CONSIDER TO NEED FOR A MEASURE FOR
GENERAL OBLIGATION BONDS FOR PUBLIC SCHOOL FACILITIES
CONSTRUCTION PROJECTS

RECOMMENDATION NO. A.15.b

It is recommended that the Board of Education approve discussing the creation of an Ad Hoc Advisory Committee to consider the need for a measure for general obligation bonds for public school facilities construction projects.

CHARGE

The Ad Hoc Advisory Committee shall review and analyze projected District revenues and expenditures, and recommend to the Board of Education the ~~advisability~~ feasibility of requesting the general public to vote for general obligation bonds for public school facilities construction projects in a future election.

If approved, a discussion item would be brought before the Board in early ~~September~~, second meeting in November, 2002, with the goal being to:

1. Establish and initiate membership criteria for the committee
2. Establish the campaign charge for the bond measure
3. Establish an appropriate time line for the work of this committee

MEETING

NOTE: President Brownley suggested that a timeframe of the November, 2004, election might be prudent to think about.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt in absentia)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

* THIS ITEM ADDED TO THE ORIGINAL AGENDA BY ADDENDUM *

TO: BOARD OF EDUCATION ACTION/MAJOR
5/2/02
FROM: SUPERINTENDENT
RE: ADOPTION OF RESOLUTION NUMBER 01-19 - REQUESTING THE
CITY OF SANTA MONICA TO CONSOLIDATE A BOARD OF EDUCATION
ELECTION WITH THE GENERAL MUNICIPAL ELECTION OF THE CITY
OF SANTA MONICA TO BE HELD ON NOVEMBER 7, 2002

RECOMMENDATION NO. A.15.c

It is recommended that the Board of Education adopt the attached Resolution Number 01-19 - requesting the City of Santa Monica to Consolidate a Board of Education Election with the General Municipal Election of the City of Santa Monica to be held on November 7, 2002.

MEETING

NOTE: The Superintendent advised that \$50,000 had already been Budgeted to cover these election costs.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

RESOLUTION NUMBER 01-19

REQUESTING THE CITY OF SANTA MONICA
TO CONSOLIDATE A BOARD OF EDUCATION ELECTION WITH
THE GENERAL MUNICIPAL ELECTION OF THE CITY OF SANTA MONICA
TO BE HELD ON ~~NOVEMBER 7, 2000~~
NOVEMBER 5, 2002

- Whereas, the City Council of the City of Santa Monica has called a general Municipal Election in the City of Santa Monica to be held on ~~November 7~~, **November 5**, 2002, for the purpose of electing officers of the City of Santa Monica, the Santa Monica Rent Control Board and the Santa Monica Community College District Board; and
- Whereas, the Santa Monica-Malibu Unified School District Board of Education wishes to request that the School District Board of Education elections be consolidated with the General Municipal Elections to be conducted by the City of Santa Monica; and
- Whereas, the Elections Code authorizes the consolidation of the election of members of the Santa Monica-Malibu Unified School District Board of education with the General Municipal Election; and

NOW, THEREFORE, THE BOARD OF EDUCATION OF THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT DOES RESOLVE AS FOLLOWS:

SECTION 1. Pursuant to Elections Code Sections 10402 and 10403, the City Council of the City of Santa Monica is hereby requested to consent and agree to the consolidation of a Board of Education election with the General Municipal Election on Tuesday, ~~November 7~~, **November 5**, 2002.

SECTION 2. The City Council of the City of Santa Monica is hereby requested to issue instructions to the City Clerk of the City of Santa Monica to take any and all steps necessary for the holding of the consolidated elections.

SECTION 3. The Santa Monica-Malibu Unified School District recognizes that additional costs shall be incurred by the City of Santa Monica by reason of this consolidation and agrees to reimburse the City of Santa Monica for any such costs.

I, John E. Deasy, Superintendent and Secretary of the Board of Education of the Santa Monica-Malibu Unified School District of the Los Angeles County, California, hereby certify that the above and foregoing Resolution was duly and regularly adopted by said Board at a meeting thereof held on the 2nd day of May, 2002.

John E. Deasy
Secretary to the Board of Education
Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION ACTION/MAJOR
05/02/02
FROM: SUPERINTENDENT/PERSONNEL COMMISSION
RE: ADOPTION OF RESOLUTION NUMBER 01-17: IN RECOGNITION OF
CLASSIFIED SCHOOL EMPLOYEE WEEK

RECOMMENDATION No. A.16

It is recommended that the Board of Education adopt Resolution Number 01-17 in recognition of Classified School Employee's Week.

MEETING

NOTE: John Sliss, Director of the Personnel Commission, gave each Board member one of the mementoes being distributed to all classified staff, a white metal key ring with the district's logo engraved.

Mr. Sliss also thanked the Board and senior staff in the district for their cooperation in helping to provide a celebratory atmosphere for classified staff.

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION AND PERSONNEL COMMISSION


RESOLUTION NUMBER 01-17.


CLASSIFIED SCHOOL EMPLOYEES WEEK 2002


- WHEREAS,** Classified school employees provide valuable services to schools and students of the Santa Monica-Malibu Unified School District; and
- WHEREAS,** Classified school employees contribute to the establishment and promotion of a positive instructional environment in our classrooms for the students and teachers; and
- WHEREAS,** Classified school employees play a vital role in providing for the welfare and safety of the Santa Monica-Malibu Unified School District's students; and
- WHEREAS,** Classified school employees strive for excellence in all areas relative to the life long learning educational communities of Santa Monica and Malibu;

THEREFORE, BE IT HEREBY RESOLVED that the Santa Monica-Malibu Unified School District's Board of Education and Personnel Commission hereby recognize and wish to honor the contributions of all Classified school employees to quality education in the State of California and in the Santa Monica-Malibu Unified School District, and declare the week of May 20 - 24, 2002, Classified School Employees' Week in the Santa Monica-Malibu Unified School District.

PASSED AND ADOPTED THIS 2nd day of May, 2002, by the Santa Monica-Malibu Unified School District's Board of Education and this 14th day of May, 2002, by the Santa Monica-Malibu Unified School District's Personnel Commission.


Julia Brownley - Board President


Maria Leon-Vasquez - Board President


Pam Brady - Board Member


Jose Escarce - Board Member


Brenda Gottfried - Board Member


Mike Jordan - Board Member


Tom Pratt - Board Member


Celia Carroll, Commission Chair


Ken Feingold, Commission Vice Chair


Russell Barnard, Commission Member



TO: BOARD OF EDUCATION
 FROM: SUPERINTENDENT/TIM McNULTY
 RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS

ACTION/MAJOR
05/02/02

RECOMMENDATION NO. A.17

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2001-2002 as follows:

NPS/NPA

2001-2002 Budget 01-65000-0-57500-11800-5825-043-1400

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Intercare Therapy	10-11-90	NPA	#	\$ 255

Amount Budgeted NPS/NPA \$ 2,800,000

Prior Board Authorization as of 04/11/02 \$ 2,758,716
 Balance 41,284

Total Amount for these Contracts\$ 255

Projected Balance \$ 41,029

Instructional Consultants

2001-2002 Budget 01-65000-0-50010-11800-5802-043-1400

Instructional Consultant	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Step by Step	09-30-97	Instr. Consultant Behavior Intervention	#46	\$ 6,000

Amount Budgeted Instructional Consultants \$ 500,000

Prior Board Authorization as of 04/11/02 \$ 483,008

Total Amount for this Contract \$ 6,000

Balance \$ 10,992

Non-Instructional Consultants

2001-2002 Budget 01-65000-0-57500-11800-5890-043-1400

Non-Instructional Consultant	Service Description	Contract Number	Cost Not to Exceed
House Ear Institute	Central Auditory Processing Disorder Assessment. (Student D.O.B. 04-05-93)	#20	\$ 810

Amount Budgeted Instructional Consultants \$ 180,000

Prior Board Authorization as of 04/11/02 \$ 146,344

Total Amount for this Contract \$ 810

Balance \$ 32,846

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 recommendation 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: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION ACTION/MAJOR
05/02/02
FROM: SUPERINTENDENT/KENNETH R. BAILEY/VIRGINIA I. HYATT
RE: AWARD OF FURNITURE PURCHASE TO SCHOOL SPECIALITY

RECOMMENDATION NO. A.18

It is recommended that the Board of Education award the purchase of furniture to School Speciality for the new Teacher Training Center located at Washington West.

Funding Information

Source: General (01) and Child Development (12) Funds
Currently Budgeted: Yes
Account numbers: 01-72800-0-11100-10000-4400-035
01-63000-0-11100-10000-4400-035
12-52100-0-85000-10000-6400-070
Description: BTSA, Lottery, Head Start

COMMENT: The auditorium/cafeteria building at Washington West will be used to house the District's Teacher Training Center. As this is a new use for the facility, the building is being redesigned to accommodate five conference areas for this training facility. Furnishings must be ordered to accommodate 120 people. The first orders which total \$76,300, will purchase teaching walls, tables, library shelving and cabinetry. Additional orders will be placed for furniture as specifications are determined.

The furniture will be ordered using the following 'Piggy Back' contracts:

Riverside USD #2000/01-08
Antioch Bid #199900-74
Parlier USD Bid #98-04
San Francisco USD Bid #Leroy Green #4
Glendale USD Bid #P16-99/00

MEETING

NOTE: President Brownley asked if the teaching walls, etc., would have to be redone if the building is redone. Mr. Bailey responded that some of the new furnishings would have to be replaced if the building were redone and indicated that money would be set aside in advance to cover any cost for furnishing replacement.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt in absentia)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

TO: BOARD OF EDUCATION

ACTION/MAJOR
5/02/02

FROM: SUPERINTENDENT/KENNETH R. BAILEY

RE: ADOPT RESOLUTION NUMBER 01-18 TAX AND REVENUE
ANTICIPATION NOTES (TRANS) 2002/2003

RECOMMENDATION NO. A.19

It is recommended that the Board of Education approve the attached resolution, Number 01-18, authorizing the District to issue Tax and Revenue Anticipation Notes (TRANS) for the fiscal year 2002/2003. The TRANS will be issued for one year in an amount of \$5,000,000.

COMMENTS: TRANS are short-term debt instruments issued by school districts throughout the State to create an additional reserve to the General Fund - Unrestricted. In this District, the reserve will act as a cushion to the General Fund - Unrestricted in the event that the District experiences temporary cash flow needs. These cash flow needs may occur as a result of the timing mismatch between the receipt of revenues and the expenditure of General Fund - Unrestricted monies

MEETING

NOTE:

Mr. Bailey introduced John Stiepel, of the Stieple Group, Inc., who will act as the district's new financial advisor. Mr. Stiepel is a resident of Malibu and long familiar with the district's reputation in the industry for fiscal responsibility. Mr. Stiepel briefly reviewed the resolution, indicating that he would be more than happy to speak with any Board member at any time.

Mr. Bailey will provide contact information for the Stiepel Group.

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt in absentia)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

RESOLUTION NUMBER 01-18

RESOLUTION OF THE BOARD OF EDUCATION OF THE SANTA MONICA - MALIBU UNIFIED SCHOOL DISTRICT AUTHORIZING THE ISSUANCE OF 2002-2003 TAX AND REVENUE ANTICIPATION NOTES AND REQUESTING THE ISSUANCE OF SUCH NOTES BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES

WHEREAS, pursuant to Sections 53850 *et seq.*, of the Government Code of the State of California (the "Act") contained in Title 5, Division 2, Part I, Chapter 4, Article 7.6 thereof, on or after the first day of any fiscal year, the Santa Monica - Malibu Unified School District (the "District") may borrow money by issuing notes in anticipation of the receipt of taxes, income, revenue, cash receipts and other moneys to be received by the District attributable to its fiscal year ending June 30, 2003, for any purpose for which the District is authorized to expend moneys, including but not limited to current expenses, capital expenditures and the discharge of any obligation or indebtedness of the District; and

WHEREAS, Section 53853 of the Act provides that such notes may be issued by the appropriate County Board of Supervisors on behalf of the District upon the authority of a resolution of the governing board of the District; and

WHEREAS, this Board of Education (the "District Board"), being the governing board of the District, desires the assistance of the Board of Supervisors of the County of Los Angeles (the "County Board") in the borrowing of not to exceed \$5,000,000 by the issuance of notes hereby designated the "Santa Monica - Malibu Unified School District 2002-2003 Tax and Revenue Anticipation Notes (the "Notes"); and

WHEREAS, pursuant to the Act, the Notes shall be payable no more than 12 months after the date of issue, and the Notes shall be payable only from revenue received or accrued during the fiscal year in which the Notes were issued; and

WHEREAS, pursuant to Section 53856 of the Act, the District may pledge any taxes, income, revenue, cash receipts or other moneys deposited in inactive or term deposits (but excepting certain moneys of the District), to the repayment of the Notes, which shall be issued as a general obligation of the District, and to the extent not paid from the taxes, income, revenue, cash receipts and other moneys of the District pledged for the payment thereof, shall be paid with interest thereon from any other moneys of the District lawfully available therefor, as required by Section 53857 of the Act; and

WHEREAS, the Notes to be issued hereunder in Fiscal Year 2002-2003 when added to the interest payable thereon, may not and do not exceed 85 percent of the estimated amount of the uncollected taxes, income, revenue (including but not limited to revenue from state and federal governments), cash receipts and other moneys of the District which will be available for the payment of principal of the Notes and the interest thereon, as required by Section 53858 of the Act;

NOW, THEREFORE, this Board of Education of the Santa Monica - Malibu Unified School District hereby determines and resolves as follows:

Section 1. Recitals. All of the recitals set forth herein are true and correct, and the District Board so finds and determines.

Section 2. Authorization of Issuance of Notes: Terms Thereof. The District Board hereby authorizes the issuance of the Notes in a principal amount not to exceed \$5,000,000, the final principal amount to be determined by the District Superintendent after consultation with the Financial Advisor described in Section 8, below. The Notes are to be numbered from one consecutively upward in order of issuance, to be in the denominations of \$5,000, or integral multiples thereof, as determined by the Treasurer and Tax Collector; to be dated the date of delivery thereof; to mature (without option of prior redemption) 12 months after their date of issue; and to bear interest, payable at maturity and computed on a 30-day month and 360-day year basis, at the rate or rates determined at the time of sale thereof.

Both the principal of and interest on the Notes shall be payable, only upon surrender thereof, in lawful money of the United States of America. The County Treasurer and Tax Collector is authorized to act as a trustee, fiscal agent, paying agent, dissemination agent and/or presentation agent (the "Fiscal Agent") in connection with the Notes, and the County may appoint an agent or other third party to perform any or all of such duties.

Section 3. Form of Notes. The Notes shall be issued in fully registered form (except as otherwise provided herein), and shall be substantially in the form and substance set forth in Exhibit A, as attached hereto and by this reference incorporated herein, the blanks in said form to be filled in with appropriate words and figures (described in Section 8, below) as the Treasurer and Tax Collector may determine and approve. There shall be delivered with the Notes a legal opinion of Bond Counsel (described in Section 8, below) respecting the validity of the Notes and the exclusion from gross income of the interest thereon for federal income tax purposes and the exemption of interest thereon from present State of California personal income taxes.

Section 4. Deposit of Note Proceeds: No Arbitrage. The proceeds of sale of the Notes (net of costs of issuance) shall be deposited in or to the credit of the general fund of the District or otherwise as directed by the District Superintendent, to be withdrawn and expended for any lawful purpose for which the District is authorized to expend moneys, including, but not limited to, current expenses, capital expenditures and the discharge of any obligations or indebtedness of the District. The District hereby covenants that it will comply with the requirements of the Tax Certificate to be executed by the District with respect to the Notes and any other instructions requested by or otherwise provided by such Bond Counsel.

Section 5. Payment of Notes.

1. Source of Payment. The principal amount of the Notes, together with the interest thereon, shall be payable from taxes, income, revenue, cash receipts and other moneys which are received by the District during, or are attributable to, the 2002-2003 fiscal year and which are available therefor.

The Notes shall be a general obligation of the District, and to the extent the Notes are not paid from the Pledged Revenues defined below, the Notes shall be paid with interest thereon from any other moneys of the District lawfully available therefor, as provided herein and by law.

- b. Pledged Revenues. As security for the payment of the principal of and interest on the Notes, the District hereby pledges an amount equal to 50 percent of the principal amount of the Notes from the unrestricted revenues received by the District in the month ending February 28, 2003; an amount equal to 50 percent of the principal amount of the Notes from unrestricted revenues received by the District in the month ending May 31, 2003; and an amount sufficient to pay interest on the Notes and any deficiency in the amount required to be deposited during any prior month, from unrestricted revenues received by the District in the month ending May 31, 2003 (such pledged amounts being hereinafter called the "Pledged Revenues"). The term "unrestricted revenues" shall mean taxes, income, revenue, cash receipts, and other money of the District as provided in Section 53856 of the Act, which are intended as receipts for the general fund of the District and which are generally available for the payment of current expenses and other obligations of the District.

The principal of the Notes and the interest thereon shall be a first lien and charge against and shall be payable from the first moneys received by the District from such Pledged Revenues, as provided by law.

In the event that there are insufficient unrestricted revenues received by the District to permit the deposit into the Repayment Fund, as hereinafter defined, of the full amount of Pledged Revenues to be deposited from unrestricted revenues in a month, then the amount of any deficiency shall be satisfied and made up from any other moneys of the District lawfully available for the repayment of the Notes and the interest thereon.

2. Deposit of Pledged Revenues in Repayment Fund. The Pledged Revenues shall be held by the County in a separate and special fund designated as the "Santa Monica - Malibu Unified School District, 2002-2003 Tax and Revenue Anticipation Notes Repayment Fund" (the "Repayment Fund") and the County will administer the Pledged Revenues through and including the maturity date of the Notes and apply such funds as directed in this Resolution. Any moneys deposited in the Repayment Fund shall be for the sole benefit of the owners of the Notes and until the Notes and all interest thereon are paid, or until provision has been made for the payment of the Notes and all interest thereon in accordance with their terms, the moneys in the Repayment Fund shall be applied only for the purposes for which the Repayment Fund is created. The County Treasurer and Tax Collector is directed to deposit all Pledged Revenues subject to deposit as provided in this Section 5(C) when and as received directly into the Repayment Fund, without further instruction by the District. From the dates of receipt by the County Treasurer and Tax Collector of any of the Pledged Revenues subject to such deposit, the District shall have no right, title or interest therein.
3. Disbursement and Investment of Moneys in Repayment Fund. All Pledged Revenues shall be deposited into the Repayment Fund upon receipt. After such date as the amount of Pledged Revenues on deposit in the Repayment Fund shall be sufficient to pay in full the

principal of and interest on the Notes, when due, any moneys in excess of such amount remaining in or accruing to the Repayment Fund shall be transferred to the general fund of the District or otherwise as directed by the District Superintendent. On the maturity date of the Notes, the moneys in the Repayment Fund shall be used, to the extent necessary, to pay the principal of and interest on the Notes.

Moneys in the Repayment Fund, to the greatest extent possible, shall be invested in legally permitted investments as directed by the County Treasurer and Tax Collector or by the District Superintendent, which may include, but not be limited to, a guaranteed investment contract and the Los Angeles County Pooled Investment Fund or any other investment which the County Treasurer and Tax Collector or the District Superintendent deems prudent. The County Treasurer and Tax Collector (who is hereby designated as agent of the District for these purposes) is hereby requested to invest and/or to direct the investment of the proceeds of the Notes in accordance with the Los Angeles County policy governing the investment of such funds.

4. **Covenant Regarding Additional Short-term Borrowing.** The District hereby covenants and warrants that it will not request the County Treasurer and Tax Collector to make temporary transfers of funds in the custody of the County Treasurer and Tax Collector to meet any obligations of the District during the 2002-2003 fiscal year pursuant to the authority of Article XVI, Section 6 of the Constitution of the State of California or any other legal authority.

Section 6. **Execution of Notes.** The District hereby requests the County Treasurer and Tax Collector, or his designated deputy, and the appropriate officers of the County Board to execute the Notes by their manual or facsimile signatures and to affix a facsimile of the seal of the County thereon; and such officers shall be authorized to cause the blank spaces thereof to be filled in prior to initial delivery as may be appropriate.

Section 7. **Approval of Sale of Notes.** The Notes will be sold at a public or private sale, at the time and place and upon the terms provided in a resolution of the County Board; provided that the aggregate principal amount of the Notes does not exceed \$5,000,000 and the interest rate does not exceed eight percent per annum.

Section 8. **Authorization and Approval of Preliminary Official Statement and Official Statement.** The District hereby appoints The Stiepel Group, Inc. as Financial Advisor to the District and appoints Richards, Watson & Gershon, A Professional Corporation, as Bond Counsel in connection with the issuance of the Notes. The officers of the District are authorized and directed to provide information regarding the District in connection with the preparation of an Official Statement relating to the Notes and any other document or documents relating to the Notes. The Financial Advisor is hereby authorized to prepare and distribute a Preliminary Official Statement and an Official Statement relating to the Notes. Upon inclusion of the information relating to the District therein, the Preliminary Official Statement is, except for certain omissions permitted by Rule 15c2-12 of the Securities and Exchange Commission promulgated under the Securities Exchange Act of 1934, as amended (the "Rule"), hereby deemed final within the meaning of such Rule.

Section 9. Continuing Disclosure

1. As required by the Rule, the District covenants with the Noteholders that it will, and hereby authorizes its appropriate officers and employees to provide, in a timely manner, to the Municipal Securities Rulemaking Board or each nationally recognized municipal securities information repository and to any California information depository for the benefit of the Noteholders, notice of any of the following events with respect to the Notes, if material:
 1. principal and interest payment delinquencies;
 2. non-payment related defaults;
 3. unscheduled draws on the debt service reserves reflecting financial difficulties;
 4. unscheduled draws on credit enhancements reflecting financial difficulties;
 5. substitution of credit or liquidity providers, or their failure to perform;
 6. adverse tax opinions or events affecting the tax-exempt status of the securities;
 7. modifications to rights of security holders;
 8. bond calls;
 9. defeasances;
 10. release, substitution, or sale of property securing repayment of the securities; and
 11. rating changes.

Notwithstanding any other provision herein, failure of the District to perform in accordance with this Section 9(A) shall not constitute a default under this Resolution and may be enforced only as provided in this Section 9.

2. Each Material Event Notice shall be so captioned and shall prominently state the title, date and CUSIP numbers of the affected Notes;
3. The District represents that since July 3, 1995, it has not failed to comply in any material respect with any previous undertaking in a written contract or agreement specified in paragraph (b)(5)(i) of the Rule.
4. This Section may be amended, by written agreement of the parties, without the consent of the holders of the Notes (except to the extent required under clause (iv) below), if all of the following conditions are satisfied: (i) such amendment is made in connection with a change in circumstances that arises from a change in legal (including regulatory) requirements, a change in law (including rules or regulations) or in interpretations thereof, or a change in the identity, nature or status of the District or the type of business conducted thereby, (ii) this Section as so amended would have complied with the requirements of the Rule as of the date of this Resolution, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances, (iii) the District shall have delivered to the County an opinion of Bond Counsel, addressed to the District and the County, to the same effect as set forth in clause (ii) above, (iv) either (a) the District shall have delivered to the County an opinion of Bond Counsel or a determination by a person, in each case unaffiliated with the

District (such as Bond Counsel or the County) and acceptable to the District, addressed to the District and the County, to the effect that the amendment does not materially impair the interests of the holders of the Notes, or (b) the holders of the Notes consent to the amendment to this Section 9 pursuant to the same procedures as are otherwise required for amendments, and (v) the District shall have delivered copies of such opinion(s) and amendment to each NRMSIR and any CID.

1. In addition to subsection (D)(1) above, this Section 9 may be amended and any provision of this Section may be waived, by written agreement of the parties, without the consent of the holders of the Notes, if all of the following conditions are satisfied: (I) an amendment to the Rule is adopted, or a new or modified official interpretation of the Rule is issued, after the effective date of this Section 9 which is applicable to this Section 9, (ii) the District shall have delivered to the County an opinion of Bond Counsel, addressed to the District and the County, to the effect that performance by the District and the County under this Section as so amended or giving effect to such waiver, as the case may be, will not result in a violation of the Rule and (iii) the District shall have delivered copies of such opinion and amendment to each NRMSIR and any CID.
5. The provisions of this Section 9 shall inure solely to the benefit of the holders from time to time of the Notes, except that beneficial owners of Notes shall be third-party beneficiaries of this Section 9.
 1. Except as provided in this subsection (E)(2), the provisions of this Section 9 shall create no rights in any person or entity. The obligations of the District to comply with the provisions of this Section 9 shall be enforceable in the case of enforcement of obligations to provide notices, by any Registered Owner of outstanding Notes, or by the Fiscal Agent on behalf of the Registered Owners of outstanding Notes, provided, however, that the Fiscal Agent shall not be required to take any enforcement action except at the direction of the Registered Owners of not less than a majority in aggregate principal amount of the Notes at the time outstanding who shall have provided the Fiscal Agent with adequate security and indemnity. The Registered Owners' and Fiscal Agent's rights to enforce the provisions of this Section 9 shall be limited solely to a right, by action in mandamus or for specific performance, to compel performance of the District's obligations under this Section 9. In consideration of the third-party beneficiary status of beneficial owners of Notes pursuant to subsection (1) of this Section 9, beneficial owners shall be deemed to be Registered Owners of Notes for purposes of this subsection (B).
6. For the purposes of this Resolution, unless the content otherwise requires, the terms defined in this Section 9, for all purposes of this Resolution, have the meanings specified herein:

"Bond Counsel" means an attorney or firm of attorneys of nationally recognized standing in matters pertaining to the validity of, and tax-exempt nature of interest on, obligations issued by states and their political subdivisions.

"Material Event" means any of the events with respect to the Notes, as set forth in Section (9)(A) above.

“Material Event Notice” means notice of a Material Event.

“MSRB” means the Municipal Securities Rulemaking Board established pursuant to Section 15B(b)(1) of the Securities Exchange Act of 1934.

“NRMSIR” means, at any time, a then-existing nationally recognized municipal securities information repository, as recognized from time to time by the SEC for the purposes referred to in the Rule. The NRMSIRs as of the date of this Resolution are Bloomberg Municipal Repositories, DPC Data Inc., Standard & Poor’s J.J. Kenny Repository, and FT Interactive Data.

“Register” means the book or book of registration kept by the Registrar in which are maintained the names and addresses and principal amounts registered to each Registered Owner.

“Registered Owner” means the Person in whose name a Note is registered on the Register.

“Registrar” means the Fiscal Agent, or a substitute Registrar.

“CID” means, at any time, a then-existing state information depository, if any, as operated or designated as such by or on behalf of the State of California for the purposes referred to in the Rule. As of the date of this Resolution, there is no CID.

Section 10. Delivery of Notes. The proper officers of the County are hereby requested to deliver the Notes to the original purchaser. All actions heretofore taken by the officers and agents of the District with respect to the Notes are hereby approved, confirmed and ratified, and the officers of the District are hereby authorized and directed to do any and all things and take any and all actions which they, or any of them, may deem necessary or advisable in order to consummate the lawful issuance and delivery of the Notes in accordance with this Resolution and resolutions hereafter adopted by the County Board.

Section 11. Further Actions Authorized. It is hereby covenanted that the District, and its appropriate officials, have duly taken all proceedings necessary to be taken by them, and will take any additional proceedings necessary to be taken by them, for the levy, collection and enforcement of the taxes and other revenues pledged under this Resolution in accordance with the law and for carrying out the provisions of this Resolution. The District Superintendent, officers and staff of the District are hereby directed to take such further action as may be necessary to carry out the intent and purpose of this Resolution and to execute and deliver any and all agreements, certificates and other documents that they or Bond Counsel may deem necessary or advisable to effectuate the purposes of this Resolution without further approval of this District Board.

Section 12. Limited Liability. Notwithstanding anything to the contrary contained herein or in the Notes or in any other document mentioned herein, the District shall not have any liability hereunder or by reason hereof or in connection with the transactions contemplated hereby except to the extent payable from moneys available therefor as set forth in Section 5 hereof and the County is not liable for payment on the Notes or any other obligation of the District hereunder.

Section 13. Designation as Qualified Tax-Exempt Obligations. The District Board hereby designates the Notes as “qualified tax-exempt obligations” within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Section 14. Effective Date. This Resolution shall take effect immediately.

PASSED AND ADOPTED by the Santa Monica - Malibu Unified School District this _____, 2002 by the following vote:

AYES:

NOES:

ABSENT:

President of the Board of Education of the
Santa Monica - Malibu Unified School District

ATTEST:

Secretary of the Board of Education of the
Santa Monica - Malibu Unified School District

taken by them, for the levy, collection and enforcement of the taxes and other revenues pledged under this Resolution in accordance with the law and for carrying out the provisions of this Resolution. The District Superintendent, officers and staff of the District are hereby directed to take such further action as may be necessary to carry out the intent and purpose of this Resolution and to execute and deliver any and all agreements, certificates and other documents that they or Bond Counsel may deem necessary or advisable to effectuate the purposes of this Resolution without further approval of this District Board.


Section 12. Limited Liability. Notwithstanding anything to the contrary contained herein or in the Notes or in any other document mentioned herein, the District shall not have any liability hereunder or by reason hereof or in connection with the transactions contemplated hereby except to the extent payable from moneys available therefor as set forth in Section 5 hereof and the County is not liable for payment on the Notes or any other obligation of the District hereunder.

Section 13. Designation as Qualified Tax-Exempt Obligations. The District Board hereby designates the Notes as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Section 14. Effective Date. This Resolution shall take effect immediately.

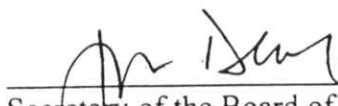
PASSED AND ADOPTED by the Santa Monica - Malibu Unified School District this
2nd Day of May _____, 2002 by the following vote:

AYES:	5	(all)
NOES:	0	(none)
ABSENT:	2	(Mr. Pratt, Dr. Escarce.)



President of the Board of Education of the Santa
Monica - Malibu Unified School District

ATTEST:



Secretary of the Board of Education of the
Santa Monica - Malibu Unified School District

EXHIBIT A

SANTA MONICA - MALIBU UNIFIED SCHOOL DISTRICT
COUNTY OF LOS ANGELES
STATE OF CALIFORNIA
2002-2003 TAX AND REVENUE ANTICIPATION NOTE

No. R-1

July 1, 2002

Principal Amount: \$ _____

Interest Rate: _____%

FOR VALUE RECEIVED, the Santa Monica - Malibu Unified School District (the "District"), County of Los Angeles, State of California, acknowledges itself indebted to and promises to pay to the _____, the principal amount stated above in lawful money of the United States of America, on _____, 2003, together with interest thereon at the interest rate stated above, per annum in like lawful money of the United States of America from the date hereof until maturity. Both the principal of and interest on this Note shall be payable only upon surrender of this Note as the Note shall fall due; provided, however, that no interest shall be payable for any period after maturity during which the Registered Owner hereof fails properly to present this Note for payment.

It is hereby certified, recited and declared that this Note is made, executed and given pursuant to and by authority of a resolution duly passed and adopted by the Board of Education of the District, and of a resolution duly passed and adopted by the Board of Supervisors of the County of Los Angeles on _____, 2002, under and by authority of Article 7.6 (commencing with Section 53850) of Chapter 4, Part 1, Division 2, Title 5, of the California Government Code, and that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this Note have existed, happened and been performed in regular and due time, form and manner as required by law, and that this Note, together with all other indebtedness and obligations of the District, does not exceed any limit prescribed by the Constitution or laws of the State of California.

The principal amount of the Note, together with the interest thereon, shall be payable from taxes, income revenue, cash receipts and other moneys which are received by the District during, or are attributable to, Fiscal Year 2002-2003 and which are lawfully available therefor. As security for the payment of the principal of and interest on the Note, the District has pledged an amount equal to 50 percent of the principal amount of the Note from the first unrestricted revenues received by the District in the month of February 28, 2003, plus an amount equal to 50 percent of the principal amount of the Note, plus an amount sufficient to pay interest on the Note, from the first unrestricted revenues received by the District in the month of May 31, 2003 (the "Pledged Revenues") and the principal of the Note and the interest thereon shall be payable from the Pledged Revenues, and to the extent not so paid shall be paid from all other moneys of the District lawfully available therefor.

In the event of the nonpayment of this Note on the maturity date hereof, this Note shall commence to bear interest at a default rate of one and one-half percent per annum above the interest rate earned by the Los Angeles County Treasury Pool held and invested by the Treasurer and Tax Collector of the County, calculated on a 360-day year of twelve 30-day months. Such interest shall be calculated and compounded on the first day of each calendar quarter occurring after the maturity

date hereof; provided, however, that if the maturity date hereof is not the first day of a calendar quarter, the initial and final quarters shall be prorated using the average of the last three month-end interest rates, and shall be paid until payment in full hereof.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Note to be executed by its Chair and the Treasurer and Tax Collector of the County of Los Angeles and countersigned by the Executive Officer-Clerk of the Board of Supervisors, or their duly designated deputies, which signatures may be facsimile signatures (provided that one of such signatures must be manually affixed) and has caused a facsimile of its official seal to be printed hereon this 1st day of July, 2002.

By: _____
Chair

By: _____
Treasurer and Tax Collector

Countersigned:

By: _____
Executive Officer-Clerk of
the Board of Supervisors

ASSIGNMENT

For value received, the undersigned do(es) hereby sell, assign and transfer unto _____, acting as _____ Agent, the within Note and do(es) hereby irrevocably constitute and appoint _____ as the undersigned's attorney to transfer such Note on the registration books of the _____ Agent, with full power of substitution in the premises.

TREASURER AND TAX COLLECTOR OF THE COUNTY
OF LOSE ANGELES

Dated: _____, 2002

Note: The signature(s) to this Assignment must correspond with the name(s) as written on the face of the within Certificate in every particular, without alteration or enlargement or any change whatsoever.

Social Security Number,
Taxpayer Identification Number
or other Identifying Number of Assignee:

TO: BOARD OF EDUCATION ACTION/MAJOR
5/2/02
FROM: SUPERINTENDENT/KENNETH R. BAILEY/J.W. BERRIMAN
RE: RECOMMENDATION TO INCREASE THE SCOTIA CONSTRUCTION
SERVICES CONTRACT FOR DSA INSPECTION SERVICES FOR
PROPOSITION X CONSTRUCTION PROJECTS

RECOMMENDATION NO. A.20

It is recommended that the Board of Education approve an increase to the District's agreement for DSA Field Inspection Services with Scotia Construction Services in the amount of \$500,000 to cover additional inspection costs associated with the Proposition X construction projects.

Funding Information:

Source: State Modernization Funds
Proposition X - General Obligation Bonds
Multiple Site Budgets

COMMENTS: At the June 1, 2000 Board meeting, the Board of Education approved Recommendation Number A.25 authorizing a contract for Scotia Construction Services for all phases of DSA Field inspection of new and modernization construction projects. The scope of additional services includes all on site inspection and documentation for the remaining construction projects.

All such inspection services are included in Jacobs Facilities base contract and will be back charged against payments made to Jacobs Facilities, resulting in no additional cost to the District.

The Proposition X Oversight Committee has reviewed this Item and recommends approval

MOTION MADE BY: Mrs. Brady
SECONDED BY: Mrs. Gottfried

STUDENT ADVISORY VOTE: Aye
AYES: 5 (All: Dr. Escarce and Mr Pratt *in absentia*)
NOES: 0 (None)
ABSTENTIONS: 0 (None)

Discussion Items

TO: BOARD OF EDUCATION

DISCUSSION
05/02/02

FROM: SUPERINTENDENT/LISE REILLY /CHRIS CORLISS

RE: APPROVAL OF REPORT AND RECOMMENDATIONS ON THE USE OF
INDEPENDENT STUDY IN PHYSICAL EDUCATION COURSE CREDIT

DISCUSSION ITEM D.1

It is recommended that the Board of Education approve the attached Report and Recommendations On the Use of Independent Study for Physical Education (ISPE) Course Credit.

COMMENTS: Secondary principals, Physical Education teaching staff, parents and the Sports and Physical Education District Advisory Committee (SPEAC) requested staff to research ISPE and develop an equitable district wide application, review, selection and monitoring process for qualified student candidates. Currently, there is confusion among some principals, school counselors, teaching staff, students and parents regarding proper use of ISPE in accordance with both District policy and the California Education Code.

The number of student applications and use of ISPE as an alternative to enrollment and participation in regular secondary Physical Education has grown. Staff recommends adoption of a uniform application and selection process. It is further recommended that the centralized ISPE application, review, selection and monitoring process be overseen by a District ISPE Committee to ensure compliance with District ISPE guidelines and California Education Code. By accepting and adopting this report and recommendations, SMMUSD will be in compliance with the ISPE Educational Code.

PUBLIC

COMMENTS: Danelle Morton, Susan Justin, Denise Gerber and Linda Engel, all of Santa Monica, addressed the Board specifying their support of an ISPE board policy. Each provided salient examples of what the program can mean to student development and enrichment and each stressed the need for a policy that would support standardization of the independent study program in physical education.

A copy of Ms. Engle's letter is attached hereto and made apart hereof of these original minutes.

Dr. Mike Matthews, principal of Malibu High School, also spoke in support of standardization and expresses his gratitude to Mr. Corliss and the Board for their willingness to address this timely issue.

When questioned, Mr. Corliss indicated that the Sports and Physical Education District Advisory Committee had produced a mixed vote of confidence in the prospectus. Mr. Corliss was directed to revise the program, ensuring clear criteria, written standards and avoidance of bureaucracy if at all possible. He was asked to return the revised program as a discussion item as soon as possible, because families are making plans for fall sports now.

The Superintendent remarked that, to him, the matter was a simple issue: determination of whether the program were compliance driven or customer driver and, since the school district bases its success on delivering outrageous customer service, he believed the program should be customer driven while meeting all compliance issues.

President Brownley thanked Mr. Corliss and all the administrators and Phys Ed staff who assisted in the research and hard work that was evidenced in the initial proposal.

Linda Engel
363 19th St.
Santa Monica, CA 90402

Members of the School Board
Mr. John Deasy
SMMUSD
1651 16th St.
Santa Monica, CA 90404

Dear School Board Members and Mr. Deasy,

I am writing regarding Discussion Item D. 1 on the May 2 agenda relating to Independent Study PE. I strongly oppose the Recommendations as written and hope that you will not approve them.

Public Process

The report makes reference to numerous meetings with a “variety of stakeholders including....parents, parent groups...” I have been aware of this issue for nearly 2 years and have made every effort to attend every meeting at which this was to be discussed. I am aware of only 2 meetings held at which parents were permitted. The only parents who were notified of the meetings were SPEAC (Sport and PE Advisory Committee) members and those I personally called. Parents in general have not been included in this discussion and parents whose students would most likely be affected by any change in policy have not been included. The parents I have spoken to were surprised to hear that this was on the Agenda. Further, at the meetings I attended, the parents who spoke and the majority of SPEAC members were **strongly opposed** to the Proposal outlined in the Report. It is my understanding that SPEAC has not endorsed this proposal.

Current Situation

Despite reading the 17-page Report and Recommendations, I am still unclear about the need for the proposed change. According to the District’s statistics only 99 students of the over 12,000 students in the District are currently receiving Independent Study PE (ISPE.) This is less than 1 percent of the total student population. The current system involves administrators at each site using their discretion to determine whether a particular student qualifies for ISPE. If one or two administrators have a more liberal interpretation of the necessary requirements, this can easily be addressed by creating clear, written standards which can be applied by administrators. Given the tiny percentage of students currently receiving ISPE it appears that administrators have been generally using their discretion conservatively. If a student is perceived to be attempting to abuse the system, administrators currently have the ability to deny the request. While the current system works fairly well, I would agree that there is room for improvement. I personally have had an experience with an administrator who arbitrarily granted ISPE to

some students and not to others for the identical physical activity. This should not be permitted. Clear, uniform standards would prevent this from happening.

Proposed Change

I am in favor of creating written standards for the granting of ISPE credit for sports and other physical activity performed outside of school. Such standards should be developed after input from parents as well as teachers and administrators. If such standards are clear, both administrators and parents would be able to tell whether specific activities would qualify for ISPE thus avoiding a lengthy, unnecessary bureaucratic process. The application should be the same as the application used for Independent Study for academic subjects. I am not aware of any IS application for an academic subject which asks about the national ranking of the student, the receipt of financial support, the transcripts of the instructor or any other matter other than the curriculum, the performance and assessment requirements of the course. The current Proposed application suggests that judgments will be made by the committee based on such matters as whether a student is "professional" or "ranked." Why are these relevant? If the standard will be whether the activity meets or exceeds State standards for PE, then why is the District PE program not held to the same standard? No one seriously claims that the District's own PE program meets all of these standards. In fact, the current Proposal fails to create a standard for approval at all. Despite the lengthy application, there is no indication of the factors that will be considered in making a decision. Behind closed doors the committee is free to make decisions arbitrarily. There is no appeal process and no recourse when ISPE has been denied.

Even if a student should receive ISPE, the requirements imposed are unnecessarily burdensome. While it may be advisable to have the student report to a teacher periodically to monitor progress, a more reasonable requirement for contact is needed. I know from personal experience that PE teachers at Samohi are virtually impossible to communicate with other than in writing. They do not have e-mail, they do not have offices, they rarely receive phone messages. Requiring a student to meet monthly with a PE teacher is unreasonable. When in the school day would the student be able to find the teacher and meet with him/her? The teachers are busy teaching and the students are in class or doing their sport.

The Proposal Creates Inequities

Every student I know who is currently receiving ISPE is a committed, dedicated athlete who spends a minimum **10-20 hours a week** training at a very rigorous level for a sport which they truly love. Most of them spend extra hours commuting to workouts and traveling both in and out of state to competitions. This level of commitment is exceptional for young people and should be applauded and encouraged. Most of these athletes juggle the demands of very rigorous academic schedules and many are among the top students in their schools. Some will earn college scholarships for their efforts. They give up much of their social life for their sports. Most of the students I know use the time gained by ISPE to **do homework**. Why should they be required to take a PE course which is aimed at the least fit, least motivated students who may have no other

physical activity in their day? That is analogous to telling a student who takes geometry at another school that he/she must take it again at Samohi.

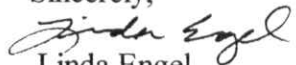
If there is an "elitist mentality among certain privileged students" it is created by the exemption of Samohi athletes from PE. Any student who is talented enough to be on a Samohi sports team does not take PE. They are entitled to begin their practice for their sport during 6th period. They do not have to commute to their practices. Many such teams are coached by "walk-on coaches" who do not enforce attendance requirements for conditioning sessions. There is little or no supervision of these "walk-on" coaches. There are many Samohi athletes who are receiving PE credit while doing homework or leaving school early. Why should students who are performing at a much more rigorous level be forced to take PE just because their sport is not offered at Samo? Further, why is there no requirement that the Samohi teams meet the State standards for PE? Do the members of the football or golf teams participate in gymnastics, aquatics and self defense?

Another inequity is created by the fact that members of the Marching Band are given PE credit for their participation. **How does Marching Band meet the State and District PE standards?** Presumably PE credit is given to these students because of the enormous time commitment that Marching Band entails. Why then shouldn't that apply to students who are actually performing physical activity which far exceeds that of Marching Band or any PE class offered at the school.

Finally, I am offended by statements in the report that make reference to the ability of parents to pay for "expensive" training and provide "time consuming transportation." Since when is that the criteria for determining which outside study merits school credit? Many students take summer courses offered by expensive private schools which require transportation. I am not aware of those factors ever having been considered in whether to award credit. Rather, the content of the course determines whether credit is given.

If the Board is serious about considering PE to be so essential to the curriculum at the secondary level that it cannot be substituted for by other rigorous physical activity, then the Board has the obligation to treat all students fairly. If students whose sports take place outside of school are required to take PE, then Samohi athletes and Marching Band members should also take PE. If exceptions are to be made to the PE requirement, however, then uniform standards for exceptions should be created. Outside sports should not be held to a higher standard than Samohi sports. Local sports programs should be evaluated and determined to be qualified for PE credit if conditions of performance, attendance and assessment are met.

Thank you for your time and serious consideration of these matters.

Sincerely,

Linda Engel

Report and Recommendations On
Use of Independent Study For Physical Education
Course Credit in Santa Monica-Malibu Schools
April 15, 2002

This document is a result of 12 months of research and more than 22 meetings with a variety of stakeholders including: secondary principals, District administrators, teachers, students, parents, parent groups, the District Advisory Committee (DAC), the DAC Sub-Committee members and District staff. Recommendations were compiled and this Report and Recommendations prepared by members of the Physical Education Curriculum Project Team: Carrie Rodionoff, Physical Education Co- Chair, Santa Monica High School, Debbie Skaggs Physical Education Co- Chair, Santa Monica High School, Mary Hirt, Physical Education Chair -Lincoln Middle School, Mike Mulligan, Physical Education Chair - Malibu High School, Dorothy Palmer, Physical Education Co- Chair - John Adams Middle School, Jeri Diple, Physical Education Co- Chair – John Adams Middle School, Tony Williams, Physical Activity Specialist – McKinley School and Chris Corliss, Coordinator of Sports and Physical Education Programs.

Background

Over the past 18 months District staff has received requests from secondary administrators, counselors, teachers and parents for information about any District guidelines and policies for use of Independent Study in Physical Education (ISPE). Independent Study can be used under certain conditions to enhance learning opportunities while receiving credit for core curriculum courses and learning activities outside the control/operation of the school.

A review of practices over the past 3 years reveal that students have increasingly applied for and have been granted Independent Study status. However, the application processes followed to determine eligibility, validate learning experiences, create an ISPE contract and provide follow-up services to the student were non-existent or varied greatly at each site.

During the 2000-01 school year there were approximately 77 ISPE students. In the 2001-02 school year there are almost 100 students currently identified as ISPE, a 23% increase in ISPE participation.

School (grade levels of ISPE students)	2000-01	2001-02
Santa Monica High School (9-10)	17	18
Malibu High School (6-10)	20	26
Lincoln Middle School (6-8)	5	6
John Adams Middle School (6-8)	35	50
Total Secondary ISPE Students	77	99

ISPE School Policies Out of Compliance

Independent Study Physical Education students participate in a wide range of traditional and non-traditional physical activity, dance, recreational and developmental sports activities outside of the school. Many of these students do not comply with ISPE related California Education Code regulation because they do not:

- have a ISPE contract,
- receive oversight from a certificated teacher,
- participate in the school district's core Physical Education and State mandated Fitgram Assessments,
- provide evidence of ISPE outside activity program participation authenticity,
- provide evidence of compliance with District Standards,
- receive a grade, and in many cases, have a grade recorded for course credit on the student's transcript.

There has been no consistent, defined District ISPE policy. As a result, secondary schools developed individual ISPE policies and procedures. All schools use a similar simple application form, with principals and/or counselors granting or denying ISPE status, using a variety of criteria. Without any ISPE policy identified in Board or District policy these ISPE programs were conducted independently without District oversight or auditing. In many cases, depending on the school, ISPE students and their parents did not sign Independent Study Agreements. In most cases ISPE students learning activities were not validated, monitored nor documented. Course credit was never recorded and units were never granted for the student.

California Department of Education (CDE) Code and California Code of Regulations (CCR) require an ISPE Agreement. Both CDE and CCR provide specific procedures required for granting and documenting ISPE student activity in order for schools to receive reimbursement for ADA if using Independent Study agreements for course credit outside the regular school program.

According to the California Education Code, an ISPE Agreement should outline ISPE course requirements as established by the District for ISPE requirements concerning:

1. Length of participation in an ISPE Agreement – maximum is 1 semester per ISPE agreement;
2. ISPE program curriculum, schedule and instructional information;
3. Instructor licensing, training, certification and qualifications to provide ISPE;
4. Method and type of ISPE work documentation and reporting requirements;
5. Program assessment requirements and procedures;
6. Name of certificated teacher responsible for supervision or the student ISPE Agreement;
7. Type of course credit to be earned (letter grade, pass/fail, and credit/no credit).

Some students believed they were officially recognized as ISPE students and received course credit. Others may not have been required to sign an ISPE agreement nor did they receive course credit for the ISPE experience.

School Administrators

In the absence of any specific District guidelines or Board policy regarding the application of Independent Study to Physical Education (ISPE) courses, word has spread among certain students and parents of the “ISPE option” to taking required Physical Education courses in school. This allowed ISPE students to take additional “academic” or “elective” classes in place of PE, or enabled these students to arrive later or leave school earlier than their peers in order to accommodate participation in outside activities. Administrators have been put in a difficult situation, and under pressure from parents and students, have been forced to make decisions regarding the application and use of Independent Study in this context. This has led to an inconsistent and often inappropriate use of an ISPE. The policy of granting of the Independent Study status to students within individual schools by individual administrators has lacked consistency and continuity.

Parent Concerns

Parents feel very strongly about their students participating in performing arts and sports activities outside the school and want their children to be able to substitute these experiences for participation in a regular physical education course. The Sports and Physical Education District Advisory Committee (SPEAC) created a sub-committee of parents to provide feedback about the status of this policy. Parents on this committee have reviewed the SMMUSD Physical Education Standards and expressed that they have concerns about SMMUSD's Physical Education program consistently meeting the District Standards and basic instructional quality guidelines. Absent substantial improvements in the secondary physical education program facilities, class sizes and instructional quality, parents have expressed a desire to see use of Independent Study expanded, where appropriate, as a substitute for participation in the regular Physical education courses at secondary schools. Parents have given 5 basic reasons for requesting ISPE status for their children:

1. ISPE is needed to enable the student / parent to "add" a course to the academic schedule of their child in place of taking a regular school physical education course.
2. ISPE is needed to reduce the school day schedule and student's course load demands during the school day because after school sports activities / performance training commitments become so great that there simply "isn't time" for Physical Education and homework with the student's busy schedule.
3. ISPE is needed to reduce the chances of physical injury their child might experience in regular Physical Education classes which could hinder their performance in sports or dance training or performance activities outside the school.
4. ISPE is needed to reduce the emotional stress their child is experiencing in regular PE classes due to participation in a high level after school sports / physical activity training program outside school hours.
5. ISPE needed to satisfy concerns parent / child have about poor Physical Education program and / or instructor quality, inadequate equipment and facilities, lack of individualized instruction in contracted class sizes of 50-60 students, lack of adequate supervision, inappropriate and inconsistent application of school and class attendance rules.

At the April, 2001 PTA Council Meeting presentation about the Physical Education program, many parents had questions regarding this policy and expressed concerns about the quality of the Physical Education program in general at both the primary and secondary levels.

Physical Education Curriculum Committee and Teachers

Members of the District's Physical Education Curriculum Committee, made up of Physical Education department chairs and teachers, have repeatedly voiced frustration over what they see as an inappropriate and inconsistent use of the Independent Study Physical Education policy as applied at their schools. Physical Education teachers report that they have students notify them they are applying for Independent Study for the following reasons:

- a. They do not enjoy the Physical Education program environment due to perceived overcrowding of classes, lack of quality physical education /fitness facilities and equipment;
- b. They do not like the cultural and ethnic diversity found in regular PE classes;
- c. Standards-based course assignments and the level of physical activity required is too demanding;
- d. They don't like the teacher or their friends are not in the class assigned to them;
- e. Staying fit and healthy just isn't fun.

Teachers indicate that more and more students are asking for information about and being granted use of this option as a way out of core Physical Education classes. Department Chairs see this trend as a threat to program's survival and integrity. ISPE students are not on any PE Teacher's role eliminating students from the program. And because Independent Study students are not held to achieving the grade level standards located in the recently adopted SMMUSD K-12 Physical Education Standards, they feel the diversity needed in their classes may be affected by ISPE. Many teachers also believe the sections of physical education available to physical education teachers may possibly be reduced by a more liberal use of this policy. One department chair reported the counselor told her that instead of hiring more teachers, they had been directed to divert students to ISPE to reduce PE class sizes and sections. Finally, teachers report the use of this policy has helped create an "elitist" mentality among certain "privileged" students (and parents). These parents can afford expensive and time consuming transportation for private and high level training programs at private facilities far outside the reach of all members of the school community.

Secondary Principals Recommendations

In response to the Principals concerns about ISPE program inconsistencies and lack of continuity the former Superintendent, Neil Schmidt and the current secondary principals directed staff to:

1. Develop a District wide ISPE Application Policy and Procedure, which would bring Physical Education back into compliance with and California Department of Education (CDE) Independent Study Policies and Procedures and Independent Study policy currently used in other core curricular programs.
2. Design a standard SMMUSD ISPE Application which will provide a consistent and fair review process to enable qualified students to extend their learning opportunity through appropriate use of Independent Study.
3. Use CDE Code, California Association of School Boards Guidelines and District Physical Education Standards to establish course content and performance requirements to meet criteria for granting Independent Study status.
4. Implement an Application process which will centralized the decision-making process regarding these applications and granting of ISPE contracts each school year.
5. Incorporate State and District mandated Fitnessgram Assessment requirements into any application granted.
6. Provide procedures for school site counselors and administrators to follow in this area in the future.

There is a clear scope of instructional goals and sequence of critical physical education learning outcomes required by the California Framework for Physical Education and our District Challenge Standards in middle school. Therefore, secondary principals and the Physical education Curriculum Committee unanimously recommend eliminating the ISPE option for middle school students. In addition, both groups share the District Physical Education Curriculum Committee's recommendation that CDE guidelines should be followed limiting the use of ISPE to no more than 2 semesters of credit in high school.

Application for ISPE

Working with the input of the secondary principals and Physical Education expertise of the SMMUSD Physical Education Curriculum Committee, staff has developed the following:

Application Guidelines
For Receive Independent Study
Course Credit in Physical Education
For the 2002-03 School Year.

Introduction

A review of policies and procedures used by secondary schools in granting of Independent Study (IS) in Physical Education was initiated in Winter 2000. Results of the review indicate that the Santa Monica-Malibu Unified School District has been out of compliance with both District and California Department of Education (CDE) Independent Study Policies and Procedures for core curriculum.

In order to bring Physical Education, a part of the district's core educational curriculum, back into line with current Board and State CDE - IS policies, a ISPE District wide application and review process and procedure will be implemented in spring 2002 for the fall 2002-03 school year. A District wide application and review process insures that all ISPE applicants and agreements conform to State mandates and District Independent Study and Physical Education policies. A centralized review procedure by an ISPE Review Committee will provide oversight, consistency and continuity in granting ISPE credit.

The intent is that all applicants receive a fair and consistent review of their ISPE Application as requested by the districts' secondary principals. _

ISPE Application Procedure

1. A 2002-03 ISPE Application can be requested by the applicant in person, by mail, email or phone call to SMMUSD's Educational Services Office.
2. Application packages shall be sent by mail or can be picked up by the applicant during business hours at the District Office of Educational Services located at 1638 Seventeenth Street, Santa Monica, CA 90404.
3. The Application package shall be completed by each applicant and submitted to the Physical Education Independent Study Review Committee by no later than **3:00PM (PST)** _____ **2002.**
4. The Physical Education Independent Study Review Committee shall convene **no later than 2002** to review all applications submitted for the 2002-03 school year and determine which qualify for a ISPE contract.
5. Applicants shall be notified in writing of the Committee's decision **no later than 2002.**
6. ISPE applications approved by the Independent Study in Physical Education Review Committee shall be forwarded to the applicant with a 2001-02 ISPE Agreement.
7. The ISPE Agreement shall be signed and forwarded to the administrator / counselor of the school site the applicant will attend in the fall semester no later than _____ **2002.**

Criteria for Granting Independent Study in Physical Education

The California Department of Education (CDE) Code and District policy state that Independent Study may be used to extend a student's educational opportunities in any core subject, including Physical Education, on a semester by semester basis. However, according to the CDE Independent Study Physical Education (ISPE) courses may not be used as an alternative curriculum or as the exclusive means of course credit for meeting the physical education middle school "promotion" or high school graduation requirements. Furthermore, independent study may not be provided as an alternative to the core physical education curriculum.

In order for an ISPE program to be approved by the District, the proposed course of study must:

1. Meet criteria established by the State Department of Education, Education Code requirements for Independent Study and District Physical Education Content and Performance Standards and Independent Study policies
2. Meet or exceed State and District standards for Physical Education curriculum.

If a proposed ISPE course of study is approved, an ISPE agreement must be executed between the school district and the student (or if under 18 his/her parent or legal guardian).

CDE Code 51745 states, "Commencing with the 1990-91 school year, the governing board of a school district may offer independent study to meet the educational needs of pupils in accordance with the requirements of this article. Educational opportunities offered through independent study may include, but shall not be limited to, the following:

- Special assignments extending the content of regular courses of instruction.
- Individualized study in a particular area of interest or in a subject not currently available in the regular school curriculum.
- Individualized alternative education designed to teach the knowledge and skills of the core curriculum.
- Continuing and special study during travel.
- Volunteer community service activities that support and strengthen pupil achievement.

No course included among the courses required for high school graduation under Section 51225.3 shall be offered exclusively through independent study.

51747. A school district or county office of education shall not be eligible to receive apportionments for independent study by pupils, regardless of age, unless it has adopted written policies, pursuant to rules and regulations adopted by the Superintendent of Public Instruction, that include, but are not limited to, all of the following:

(a) The maximum length of time, by grade level and type of program that may elapse between the time an independent study assignment is made and the date by which the pupil must complete the assigned work.

(b) The number of missed assignments that will be allowed before an evaluation is conducted to determine whether it is in the best interests of the pupil to remain in independent study, or whether he or she should return to the regular school program. A written record of the findings of any evaluation made pursuant to this subdivision shall be maintained in the pupil's permanent record.

© A requirement that a current written agreement for each independent study pupil shall be maintained on file including, but not limited to, all of the following:

- (1) The manner, times, frequency, and place for submitting a pupils' assignments and for reporting his or her progress.
- (2) The objectives and methods of study for the pupil's work, and methods

- utilized to evaluate that work.
- (3) The specific resources, including materials and personnel, that will be made available to the pupil.
 - (4) A statement of the policies adopted pursuant to subdivisions (a) and (b) regarding the maximum length of time allowed between the assignment and the completion of a pupil's assigned work, and the number of missed assignments allowed prior to an evaluation of whether or not the pupil should be allowed to continue in independent study.
 - (5) **The duration of the independent study agreement, including the beginning and ending dates for the pupil's participation in independent study under the agreement. No independent study agreement shall be valid for any period longer than one semester, or one-half year for a school on a year-round calendar.**
 - (6) **A statement of the number of course credits or, for the elementary grades, other measures of academic accomplishment appropriate to the agreement, to be earned by the pupil upon completion.**
 - (7) The inclusion of a statement in each independent study agreement that independent study is an optional educational alternative in which no pupil may be required to participate. In the case of a pupil who is referred or assigned to any school, class, or program pursuant to Section 48915 or 48917, the agreement also shall include the statement that instruction may be provided to the pupil through independent study only if the pupil is offered the alternative of classroom instruction. Each written agreement shall be signed, prior to the commencement of independent study, by the pupil, the pupil's parent, legal guardian, or caregiver, **if the pupil is less than 18 years of age, the certificated employee who has been designated as having responsibility for the general supervision of independent study, and all persons who have direct responsibility for providing assistance to the pupil.**

Santa Monica-Malibu Schools
Independent Study in Physical Education Agreement

This ISPE agreement requires:

1. That the ISPE student's name appears on a Physical Education class roster. The teacher of this class will become the ISPE Supervising Teacher of record as required by California Education Code and District policy.
2. That the ISPE student meets with an ISPE Supervising teacher as needed to review the student's ISPE program progress.
3. That the ISPE student maintains a written weekly journal entries documenting the ISPE student's learning activities and learning experiences.
4. That the ISPE student meet monthly with the ISPE Supervising Teacher to review the written log /journal of their ISPE learning experience documenting daily ISPE course learning experiences and learning activities. It is the responsibility of the ISPE student to contact and arrange monthly appointments at the convenience of the ISPE Supervising Teacher. A missed monthly appointment or failure to maintain and provide evidence of an up to date written log and journal entries will trigger a review of the ISPE agreement and possible termination of course credit for ISPE course of study.
5. That the ISPE student participates in quarterly Fitness Gram physical fitness assessments as scheduled by the ISPE Supervising Teacher. A missed quarterly appointment or failure to maintain minimum Fitgram physical fitness levels will trigger a review of the ISPE agreement and possible termination of course credit for ISPE course of study.
6. Upon successful completion of all requirements of the ISPE Agreement the ISPE student will be given course credit on a PASS/FAIL basis for the required physical education course of study at the school they attend.

SMMUSD Physical Education Curriculum Standards

Santa Monica-Malibu School District's (SMMUSD) 2003 District Goals indicate that Physical Education is a part of the core curriculum and required for all secondary school students. SMMUSD follows the State of California Physical Education Framework and has established content and performance standards that can be found in the SMMUSD Challenge Standards for Success in Physical Education adopted by the Board of Education in 2000. Following both the State Framework and District Standards, the SMMUSD Physical Education program focuses it's curriculum on 3 specific content and performance areas: Motor Skills and Movement Concepts, Self-Esteem - Personal Development and Social Development. All students in 5th, 7th and 9th grade are mandated by the State to participate in the annual Fitness Gram Physical Fitness Assessment each Spring. Beginning in the 2001-02 school year, all secondary students will participate in Fitgram Assessment activities as part of their weekly physical education curriculum and quarterly grading / assessment package. _

SMMUSD Physical Educators support and promote participation in physical activity outside the school day. In fact, many teachers also coach after school hours. However, these teachers also support the 1999 *POSITION PAPER on SUBSTITUTION FOR INSTRUCTIONAL PHYSICAL EDUCATION PROGRAMS* at the Middle and Secondary Schools published by the Physical Education Council of The National Association for Sport and Physical Education (NASPE) a division of the American Association of Health, Physical Education Recreation and Dance (AAHPERD) which states in part:

“Co-curricular and extra-curricular programs have distinctly different goals and objectives from curricular physical education” programs. Finally, NASPE believes that excluding by substitution (of alternate programs); any student from a comprehensive, sequential instructional physical education program will have a negative impact on the social framework of the school as well as the basic educational program for all students. Schools within a democracy should model that democracy, avoid setting up privileged groups, and educate the whole student mentally, socially and physically.”

**Application to Receive Independent Study
Course Credit in Physical Education
For Fall Semester of 2002-03 School Year**

Instructions for completing the ISPE Application: Please Print or Type all information clearly.

Only this portion of the completed Application should be returned to:

**Santa Monica – Malibu Unified School District
Educational Services Department
Attention: Independent Study in Physical Education Review Committee
1638 Seventeenth Street
Santa Monica, CA 90404**

All 2002-03 ISPE Applications shall be completed by each applicant and submitted to the Physical Education Independent Study Review Committee by no later 3:00PM (PST) _____ 2002.

A. Student Information

School Attending in 2002-02

Grade Entering fall 2002

Last Name

First Name

Street Address

City

Zip

Has student ever applied or been granted ISPE credit in the past? If yes, please provide information regarding when, where and how many semesters of ISPE course credit student has received.

B. Parent / Guardian Information

Mother's Last Name

Mother's First Name

Street Address

City Zip

Home Phone

Work Phone

Email Address

Father Last Name

Father First Name

Street Address

City Zip

Home Phone

Work Phone

Email Address

C. Information about Course of Study Proposed to Substitute for Course Credit as Independent Study in Physical Education

All parts of this section must be fully completed for the ISPE Application to be considered. Incomplete Applications will not be considered by the ISPE Committee. Responses may be handwritten or typed on this or a separate sheet of paper and attached to this form.

8. Please indicate which semester(s) of study you are applying for:
 Fall Spring
9. Please explain in detail why the proposed ISPE course of study should be considered as a substitute for regular attendance and participation in the required school physical education program.
10. Please explain in detail what the proposed ISPE course of study includes and how this extends the Physical Education learning experience of the student or provides learning experiences not available at the school.
11. How many teacher - directed and/or supervised minutes or hours per week of instruction does the proposed ISPE course of study include? Please be specific.
12. If the proposed ISPE course of study includes participation in physical education learning activities that require extraordinary hours of instruction, travel and/or competition please provide documentation verifying one or more of the following:
 - a. If the student is participating in the course of study as a “professional” please attach a copy of his/her contract for professional services or documents that verify the student receives compensation and/or payment for performances, travel expenses, private instruction as part of a professional services contract.
 - b. Is the applicant a ranked “amateur” competing at a State, National and/or International level? If yes, please attach evidence / verification of the student’s recognition by the State, National and/or International federation or association indicating the

- student's ranking and how this ranking is earned, calculated and/or achieved.
- c. Is the applicant a ranked "amateur" competing at a State, National and/or International level? If yes, please attach evidence/ verification that the student is receiving support, reimbursement and /or compensation for training, travel and or competition expenses only as allowed under the rules established by the State, National and/or International amateur federation / association.
 - d. If the applicant is a high school student please explain how the student will meet and be evaluated on his/her progress in each of the following required areas of study for high school physical education students:
 - effects of physical activity upon dynamic health;
 - mechanics of body movement;
 - aquatics;
 - gymnastics and tumbling;
 - individual and dual sports;
 - rhythms and dance;
 - team sports;
 - combatives / self-defense
13. Please provide a written description and / or outline of how the proposed ISPE course of study meets the SMMUSD grade level physical education standards, learning goals and outcomes (see copy of enclosed SMMUSD Challenge Standards for Success in Physical Education).
 14. Please provide a detailed written description and /or outline of the teaching methods and assessment / evaluation practices utilized in the proposed ISPE course of study. Please include a copy of a sample or actual written lesson or instructional plan used by the instructor, trainer, coach for this student applicant in the proposed course of study for which you are applying for ISPE course credit.
 15. Please attach copies of official documentation including transcripts, if applicable, of the academic and professional training, certification, and State National and/or international level instructional and/or coaching experience of the instructor, teacher or coach of the proposed ISPE course of study. Resumes will not be accepted as documentation for this portion of the application.
 16. Please attach a written course description or copy of the student applicant's daily, weekly, monthly proposed ISPE course of instruction, training, competition schedule for the semester/school year in for which the student applicant is applying for ISPE course credit.

REFERENCES

1. **National Association for Sports and Physical Education (NASPE) Sub-Committee of American Association of Health, Physical Education, Recreation and Dance,**

POSITION PAPER
SUBSTITUTION FOR INSTRUCTIONAL PHYSICAL EDUCATION PROGRAMS

Middle and Secondary School
Physical Education Council
Revised 1999

It is the position of American Association of Health, Physical Education, Recreation and Dance (AAHPERD) and its subsidiary for policy development, the National Association for Sport and Physical Education (NASPE), that quality instructional physical education is an integral and essential component of the education of American youth and should be provided for all students from Kindergarten through Grade 12. As an integral element in a broad based instructional program, the physical education experience should be based on sound principles of curricular design. This includes clearly stated standards of student learning, methods of assessment and a clear framework for content which teachers use in designing lessons.

NASPE believes that it is inappropriate to substitute experiences that occur outside of the instructional program for regular participation in the Physical Education program. To excuse varsity athletes, members of marching band, ROTC, or other students who engage in forms of physical activity outside the school curriculum fails to address many of the fundamental objectives of a well-developed quality instructional program. Such programs have distinctly different objectives and purposes for inclusion in the total curriculum. Well-planned and executed physical education programs can increase both the quality and quantity of life. It is educationally unacceptable to deprive students of the opportunity to experience a comprehensive, sequential curriculum that leads to the development of a physically educated person.

To aid school districts in making decisions regarding the basis for their instructional programs, NASPE has developed national standards for physical education. In many cases state departments of education also provide outlines or frameworks based on national standards. When professional physical educators, the difference between the resultant program, put these materials to proper use and other options or substitutes is both measurable and cost effective. Most of all, graduates of such programs take with them knowledge, skills and attitudes that will support a healthy, physically active and productive future lives.

In order to accomplish these outcomes in the instructional program, NASPE believes that students should participate in quality daily physical education experiences throughout their formative years, which means Kindergarten through Grade 12. These experiences should be universal with programs designed to meet the individual needs of every child enrolled in the school system.

Finally, NASPE believes that excluding by substitution (of alternate programs); any student from a comprehensive, sequential instructional physical education program will have a negative impact on the social framework of the school as well as the basic educational program for all students. Schools within a democracy should model that democracy, avoid setting up privileged groups, and educate the whole student mentally, socially and physically.

2. California Education Code Mandates Regarding Physical Education and use of Independent Study in Physical Education

Code Search Summary

The current District minimum time and course completion requirements for Physical Education (as mandated by the CDE and Ed Code) are as follows:

- Students in grades 1-6 must receive 200 on Physical Education instruction every 10 days exclusive of recess and lunchtime.
- Students in grades 7-12 must receive 400 minutes of Physical Education instruction every 10 days exclusive of recess and lunchtime.
- Students in grades 1-9 shall have Physical Education every year, with one additional year required for high school graduation.
- High schools must provide opportunities for students to participate in elective Physical Education classes each year.
- Independent Study may be used to extend a student's educational opportunities in physical education.
- Independent Study may not be used as an alternative curriculum not as the exclusive means of course credit for meeting the physical education graduation requirement.
- Independent study may not be provided as an alternative curriculum to the core curriculum.
- Each year all 5th, 7th and 9th graders are required to complete the Physical Fitness Testing as required by the State.

3. California Code of Regulations (CCR)

Content of High School Physical Education - Every high school student must be evaluated on his or her progress in each of the following areas:

- effects of physical activity upon dynamic health;
- mechanics of body movement;
- aquatics;
- gymnastics and tumbling;
- individual and dual sports;
- rhythms and dance;
- team sports;
- combatives / self-defense

4. California Education Code Regarding Independent Study

SECTION 51745-51749.3

51745. (a) Commencing with the 1990-91 school year, the governing board of a school district may offer independent study to meet the educational needs of pupils in accordance with the requirements of this article. Educational opportunities offered through independent study may include, but shall not be limited to, the following:

- Special assignments extending the content of regular courses of instruction.
- Individualized study in a particular area of interest or in a subject not currently available in the regular school curriculum.
- Individualized alternative education designed to teach the knowledge and skills of the core curriculum. Continuing and special study during travel.
- Volunteer community service activities that support and strengthen pupil achievement.

No course included among the courses required for high school graduation under Section 51225.3 shall be offered exclusively through independent study.

51747. A school district or county office of education shall not be eligible to receive apportionments for independent study by pupils, regardless of age, unless it has adopted written policies, pursuant to rules and regulations adopted by the Superintendent of Public Instruction, that include, but are not limited to, all of the following:

- (a) The maximum length of time, by grade level and type of program that may elapse between the time an independent study assignment is made and the date by which the pupil must complete the assigned work.
- (b) The number of missed assignments that will be allowed before an evaluation is conducted to determine whether it is in the best interests of the pupil to remain in independent study, or whether he or she should return to the regular school program. A written record of the findings of any evaluation made pursuant to this subdivision shall be maintained in the pupil's permanent record.
- © A requirement that a current written agreement for each independent study pupil shall be maintained on file including, but not limited to, all of the following:
 - (1) The manner, time, frequency, and place for submitting a pupil's assignments and for reporting his or her progress.
 - (2) The objectives and methods of study for the pupil's work, and the methods utilized to evaluate that work.
 - (3) The specific resources, including materials and personnel, that will be made available to the pupil.
 - (4) A statement of the policies adopted pursuant to subdivisions (a) and (b) regarding the maximum length of time allowed between the assignment and the completion of a pupil's assigned work, and the number of missed assignments allowed prior to an evaluation of whether or not the pupil should be allowed to continue in independent study.
 - (5) The duration of the independent study agreement, including the beginning and ending dates for the pupil's participation in independent study under the agreement. No independent study agreement shall be valid for any period longer than one semester, or one-half year for a school on a year-round calendar.
 - (6) A statement of the number of course credits or, for the elementary grades, other measures of academic accomplishment appropriate to the agreement, to be earned by the pupil upon completion.
 - (7) The inclusion of a statement in each independent study agreement that independent study is an optional educational alternative in which no pupil may be required to participate. In the case of a pupil who is referred or assigned to any school, class, or program pursuant to Section 48915 or 48917, the agreement also shall include the statement that instruction may

be provided to the pupil through independent study only if the pupil is offered the alternative of classroom instruction.

- (d) Each written agreement shall be signed, prior to the commencement of independent study, by the pupil, the pupil's parent, legal guardian, or caregiver, **if the pupil is less than 18 years of age, the certificated employee who has been designated as having responsibility for the general supervision of independent study, and all persons who have direct responsibility for providing assistance to the pupil.**

51747.5. (a) The independent study by each pupil or student shall be coordinated, evaluated, and, notwithstanding subdivision (a) of Section 46300, shall be under the general supervision of an employee of the school district or county office of education who possesses a valid certification document pursuant to Section 44865 or an emergency credential pursuant to Section 44300, registered as required by law.

- (b) School districts and county offices of education may claim apportionment credit for independent study only to the extent of the time value of pupil or student work products, as personally judged in each instance by a certificated teacher.

CALIFORNIA EDUCATION CODE
Regarding Physical Education
SECTION 51220-51230

51220. The adopted course of study for grades 7 to 12, inclusive, shall offer courses in the following areas of study:

- (d) Physical education, with emphasis given to physical activities that is conducive to health and to vigor of body and mind.

51222. (a) All pupils, except pupils excused or exempted pursuant to Section 51241, shall be required to attend upon the courses of physical education for a total period of time of not less than 400 minutes each 10 schooldays.

Any pupil may be excused from physical education classes during one of grades 10, 11, or 12 for not to exceed 24 clock hours in order to participate in automobile driver training. Such pupil who is excused from physical education classes to enroll in driver training shall attend upon a minimum of 7,000 minutes of physical education instruction during such school year.

- (b) The governing board of each school district that maintains a high school and that elects to exempt pupils from required attendance in physical education courses pursuant to paragraph (1) or (2) or both of subdivision (b) of Section 51241 shall offer those pupils so exempted a variety of elective physical education courses of not less than 400 minutes each 10 schooldays.

51223. Notwithstanding the provisions of Sections 51210 and 51222, instruction in physical education in an elementary school maintaining any of grades 1 to 8 shall be for a total period of time of not less than 200 minutes each 10 schooldays, exclusive of recesses and the lunch period.

51223.1. (a) (1) The Legislature finds and declares all of the following:

- The Education Code currently mandates 200 minutes of physical education every 10 days for pupils in elementary school. Recent studies have shown that the vast majority of children and youth are not physically fit.

According to a March 1997 report by the Centers for Disease Control, the percentage of children and adolescents who are overweight has more than doubled in the last 30 years. Most of this increase occurred in the last 10 years.

- Nearly 40 percent of children of age's five to eight years have health conditions that significantly increase their risk of early heart disease.
 - Some 70 percent of girls, and 40 percent of boys, who are from 6 to 12 years of age do not have enough muscle strength to do more than one pull-up.
 - Most children lead inactive lives. On the average, first through fourth graders spend two hours watching television on schooldays and spend close to three and one-half hours watching television on weekend days.
- (2) It is, therefore, the intent of the Legislature that all children shall have access to a high-quality, comprehensive, and developmentally appropriate physical education program on a regular basis.

(b) (1) Each school district selected by the Superintendent of Public Instruction pursuant to paragraph

(2) shall report to the Superintendent of Public Instruction in the Coordinated Compliance Review as to the extent of its compliance with subdivision (a) of Section 51222 and Section 51223 during that school year.

- © For purposes of determining compliance with these provisions, the Superintendent of Public Instruction shall not count the time spent in recesses and the lunch period.
- (d)** A school district that fails to comply with the existing statutory requirements shall issue a corrective plan to the State Department of Education within one year of receiving a noncompliance notification from the department.
- (e)** This section shall not be applicable to high schools.

TO: BOARD OF EDUCATION

DISCUSSION
05/02/02

FROM: SUPERINTENDENT/LISE REILLY

RE: PRESENTATION OF SCHOOL ACCOUNTABILITY REPORT CARDS
(SARCs)

DISCUSSION ITEM NO. D.

It is recommended that the Board of Education accept the 2000-2001 School Accountability Report Cards (SARCs) from Santa Monica Alternative School House (SMASH), John Adams Middle School (JAMS), Lincoln Middle School, Santa Monica, Malibu and Olympic High Schools. Additionally, the Spanish version of the School Accountability Report Card for Will Rogers Elementary School is also being presented.

Spanish translations for Edison and McKinley Elementary Schools and John Adams Middle School and Santa Monica High School will be presented at future meetings.

COMMENT: The report cards were created by consultant Michael Hill, who will make the presentation.

School Accountability Report Cards for the District, will be presented to the Board at a subsequent meeting.

California Education Code requires that a School Accountability Report Card be prepared annually for each district; the Board of Education has and for each school within the district and well as for the district, itself.

Informational Items

TO: BOARD OF EDUCATION

INFORMATION

05/02/02

FROM: SUPERINTENDENT

RE: DETERMINING DATE FOR JOINT ROUNDTABLE DISCUSSION WITH
MEMBERS OF THE PERSONNEL COMMISSION

INFORMATIONAL COMMUNICATION ITEM NO.I.

Celia Carroll, Chairperson of the district's Personnel Commission on behalf of that three-member board, has written to members of the Board of Education requesting a public roundtable discussion for the purpose of discussing priorities concerning the classified service. It would be a publicly noticed meeting. Board member Pam Brady had put forth this concept at a Personnel Commission meeting earlier in the year.

As possible dates become available and roundtable topics emerge, an item will be brought before the Board for discussion.

**Santa Monica-Malibu Unified School District
Board of Education Meeting Update for
May 2, 2002**

AGENDA SEGMENT	REFERENCED ITEM	ACTION TAKEN	REASON AND/OR EXPLANATION
MINUTES	4/25/02	<u>Pulled by Staff</u>	
AGENDA	None		
CONSENT CALENDAR	None		
DAC REPORTS	C.1	<u>DAC REPORTS</u>	<p>The title line of the item incorrectly states that the DAC Reports will be presented by the Child Care and Fine Arts DACs. The report this evening is being presented by the Special Education DAC.</p> <p>Copies of the Special Education District Advisory Report will be made available at the meeting.</p>
MAJOR ACTION ITEMS	A.15 (rp)	<u>REVISION</u>	Revision attached
	A.15.a A.15.b A.15.c	<u>Added to Agenda by addendum</u>	Addendum attached
DISCUSSION ITEMS	None		
INFORMATION ITEMS	None		

Note: In an effort to save paper, minor revisions will be duly noted and corrected in the Minutes. A separate "Revised Page" will be furnished in advance for major revisions; such a page will be indicated with the mark "rp" on this document. There are replacement pages for this agenda.

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/02/02

FROM: SUPERINTENDENT/KENNETH R. BAILEY

RE: ACCEPTANCE OF GIFTS

RECOMMENDATION NO. A.5

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$111,544.40 presented to the Santa Monica-Malibu Unified School District.

It is further recommended that the Fiscal/Business Services Office, in accordance with Educational Code §42602, be authorized to increase the 2001-2002 income and appropriations by \$107,794.40, as described on the attached listing.

COMMENT: The value of all non-cash gifts has been determined by the donors.

Also attached for informational purposes is a report itemizing Cumulative Totals of Gifts and Donations for Fiscal Year 2001-2002.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

**Santa Monica-Malibu Unified School District
Board of Education Meeting Update for
May 2, 2002**

AGENDA SEGMENT	REFERENCED ITEM	ACTION TAKEN	REASON AND/OR EXPLANATION
MINUTES	4/25/02	<u>Pulled by Staff</u>	
AGENDA	None		
CONSENT CALENDAR	None		
DAC REPORTS	C.1	<u>DAC REPORTS</u>	The title line of the item incorrectly states that the DAC Reports will be presented by the Child Care and Fine Arts DACs. The report this evening is being presented by the Special Education DAC. Copies of the Special Education District Advisory Report will be made available at the meeting.
MAJOR ACTION ITEMS	A.15 (rp)	<u>REVISION</u>	Revision attached
	A.15.a A.15.b A.15.c	<u>Added to Agenda by addendum</u>	Addendum attached
DISCUSSION ITEMS	None		
INFORMATION ITEMS	None		

Note: In an effort to save paper, minor revisions will be duly noted and corrected in the Minutes. A separate "Revised Page" will be furnished in advance for major revisions; such a page will be indicated with the mark "rp" on this document. There are replacement pages for this agenda.