

**For a Listing of Upcoming Board Meetings See Page vi of this Table of Contents**  
**Santa Monica-Malibu Unified School District**  
**Board of Education Meeting**  
**AGENDA**

**February 17, 2011**

A regular meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Thursday, February 17, 2011**, in the **District Administrative Offices**: 1651 16<sup>th</sup> Street, Santa Monica, CA. The Board of Education will call the meeting to order at 4:30 p.m. in the Board Conference Room at the District Offices, at which time the Board of Education will move to Closed Session regarding the items listed below. The public meeting will reconvene at 6:00 p.m. in the Board Room.

**The public meeting will begin at 6:00 p.m.**

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

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

**I. CALL TO ORDER**

- A. Roll Call
- B. Pledge of Allegiance

**II. PUBLIC COMMENTS FOR CLOSED SESSION ITEMS ONLY**

**III. CLOSED SESSION (90)**

- Receipt of recommendation for approval of the proposed settlement cases pursuant to GC §54956.9 (b), as cited in the Brown Act (5):  
DN-1010-10/11
- Conference with Superintendent regarding 2010-2011 Strategies for Negotiations with S.E.I.U. pursuant to GC §54957.6 as cited in the Brown Act. (10)
- Closed session with legal counsel concerning anticipated litigation pursuant to GC §54956.9 as cited in the Brown Act (4 cases). (20)
- Public Employee, to consider appointment, employment, performance evaluation, or dismissal of employee pursuant to GC§54957, as cited in the Brown Act (Principal, Assistant Principal, Teacher, Particular Kinds of Services) (40)
- Pupil hearing pursuant to EC §48918 (c) as cited in the Brown Act (*agenda item No. A.22*) (15)

**IV. BOARD OF EDUCATION – COMMENDATIONS / RECOGNITIONS (0)**

**V. APPROVAL OF THE AGENDA**

**VI. APPROVAL OF MINUTES**

*Minutes were not ready for approval.*

**VII. CONSENT CALENDAR (30)**

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

**Curriculum and Instruction**

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A.03 Overnight Field Trip(s) 2010-11..... 3  
A.04 Conference and Travel Approval Ratification..... 4-5  
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Year 2010-2011 ..... 16  
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A.12 Approval for Disposal/Recycle of Surplus Equipment ..... 22-23

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A.13 Acceptance of Work Completed for Bid #10.17.BB – Main Office  
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Track Construction, Inc. – Measure BB..... 24  
A.14 Acceptance of Work Completed for Bid #10.27.BB - Modular  
Classrooms – Edison Language Academy – Fast Track  
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A.15 Certificated Personnel – Elections, Separations ..... 26-30  
A.16 Classified Personnel – Merit..... 31-33  
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**General**

A.18 Amend Assignment of Board of Education Liaisons to District  
Advisory Committees, Financial Oversight Committee, Measure  
BB Advisory and Citizens’ Oversight Committees, PTA Council,  
and Education Foundation..... 36  
A.19 Revise BP 5118 – Open Enrollment Transfers..... 37-40  
A.20 Revise BP 6158 – Independent Study ..... 41-44  
A.21 Revise BP 6162.5 – Student Assessment..... 45-47  
A.22 Expulsion of Student (B/D 02/07/95) ..... 48

**VIII. PUBLIC COMMENTS**

Public Comments is the time when members of the audience may address the Board of Education on items not scheduled on the meeting’s agenda. All speakers are limited to three (3) minutes. When there is a large number of speakers, the Board may reduce the allotted time to two (2) minutes per speaker. The Brown Act (Government Code) states that Board members may not engage in discussion of issues raised during “VIII. Public Comments” except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff. This Public Comment section is limited to twenty (20) minutes. If the number of persons wishing to address the Board of Education exceeds the time limit, additional time will be provided in **Section XVI. CONTINUATION OF PUBLIC COMMENTS.**

**IX. COMMUNICATIONS (30)**

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

- A. Student Board Member Reports (15)**  
 Tanya Choo – Santa Monica High School  
 Elizabeth Wilson – Malibu High School  
 Billy Foran – Olympic High School
- B. SMMCTA Update – Mr. Harry Keiley (5)**
- C. S.E.I.U. Update – Ms. Keryl Cartee-McNeely (5)**
- D. PTA Council – Shari Davis (5)**

**X. SUPERINTENDENT’S REPORT (5)**

**MAJOR and DISCUSSION Items**

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

**XI. MAJOR ITEMS (105)**

These items are considered to be of major interest and/or importance and are presented for **ACTION (A)** or **INFORMATION (I)** at this time. Many have been reviewed by the Board at a previous meeting under Section XII (Discussion Items) of the agenda.

|      |   |        |
|------|---|--------|
| A.23 | Approval of the Single Plan for Student Achievement (30) .....  | 49     |
| A.24 | Adopt Resolution No. 10-20 – Reduction or Discontinuance of Particular Kinds of Services with Direction to Notify Affected Employees of Recommendation of Layoff (30) ..... | 50-53  |
| A.25 | Adopt Resolution No. 10-21 – Determination of Seniority Among Certificated Employees (Teachers) with the Same Seniority Date (“Tie-Breaker Resolution”) (10) .....          | 54-57  |
| A.26 | Adopt Resolution No. 10-22 – Determination of Seniority Among Certificated Employees (School Nurses) with the Same Seniority Date (“Tie-Breaker Resolution”) (10) .....     | 58-60  |
| A.27 | Adopt Resolution No. 10-23 – Regarding Competency Standards and Skipping Criteria for Certificated Employees (10).....  | 61-63  |
| A.28 | Adopt Resolution No. 10-24 – In Support of Placing a Measure on the Ballot for the Extension of Temporary Revenues Available for School Agency Use (5).....                 | 64-65  |
| A.29 | Amend Financial Oversight Committee Statement of Purpose (10).....  | 66-69  |
| A.30 | 2011 CSBA Delegate Assembly Election for Region 24 (5).....   | 70-70b |
| A.31 | 2010-11 Budget Revisions (10).....  | 71-76  |

**XII. DISCUSSION ITEMS (180)**

These items are submitted for information (FIRST READING) and discussion. Action will generally be considered at the next regularly scheduled meeting of the Board.

|      |   |       |
|------|---|-------|
| D.01 | Update on the Strategic Planning Process (60) .....   | 77    |
| D.02 | Consider Revising BP 5117 – Interdistrict Attendance (45).....  | 78-81 |
| D.03 | Elimination of AB 3632 Funding and a Memorandum of Understanding with the Los Angeles County Department of Mental to Continue Services to Identified Students through June 2011 (60)..... | 82-89 |
| D.04 | Budget Update (15) .....  | 90    |

**XIII. INFORMATIONAL ITEMS (0)**

|      |  |         |
|------|--|---------|
| I.01 | District Advisory Committee (DAC) Mid-Year Reports .....               | 91-100  |
| I.02 | Termination of Membership from District Advisory Committee (DAC) ..... | 101     |
|      | <i>Health and Safety DAC</i>   |         |
|      | <i>Special Education DAC</i>   |         |
| I.03 | Revision to 5117 – Interdistrict Attendance.....                       | 102-104 |
| I.04 | Revision to 5118 – Open Enrollment Transfers.....                      | 105-108 |

**XIV. BOARD MEMBER ITEMS (0)**  
 These items are submitted by individual board members for information or discussion, as per Board Policy 9322.

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

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

**XVII. BOARD MEMBER COMMENTS**  
 Board Member Comments is the section where a Board member may make a brief announcement or report on his/her own activities relative to Board business. There can be no discussion under “BOARD MEMBER COMMENTS.”

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

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

**XX. ADJOURNMENT**  
 The next regularly scheduled meeting will be on **Thursday, March 3, 2011**, at 6:00 p.m. at the district office: 1651 16<sup>th</sup> Street, Santa Monica, CA 90404.

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

**SMMUSD Board of Education Meeting Schedule 2010-2011**

**Closed Session begins at 4:30pm**  
**Public Meetings begin at 6:00pm**

| July through December 2010            |                             |                             |                             |                             |   |
|---------------------------------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|---|
| Month                                 | 1 <sup>st</sup><br>Thursday | 2 <sup>nd</sup><br>Thursday | 3 <sup>rd</sup><br>Thursday | 4 <sup>th</sup><br>Thursday | Special Note:   |
| July                                  |                             |                             | 7/14* DO                    |                             | *Wednesday, 7/14  |
| August                                | 8/4* DO                     |                             | 8/18* DO                    |                             | *8/4: Workshop<br>*Wednesday, 8/18  |
| September                             | 9/2 9/1* DO<br>9/4* DO      |                             | 9/16* DO                    | 9/23 DO                     | *Wednesday, 9/1<br>*9/4: Special Closed Session<br>First day of school: 9/7<br>*9/16: Special Meeting |
| October                               | 10/7 M                      |                             | 10/21 DO                    | 10/29* DO                   | *10/29: Special Meeting   |
| November                              | 11/4 M                      |                             | 11/18 DO                    |                             | Thanksgiving: 11/25-26  |
| December                              | 12/2* M                     | 12/9 DO                     |                             | winter break                | *12/2: Special Meeting in Malibu  |
| <b>December 18 – 31: Winter Break</b> |                             |                             |                             |                             |   |
| January through June 2011             |                             |                             |                             |                             |   |
| <b>January 1 – 2: Winter Break</b>    |                             |                             |                             |                             |   |
| January                               | 1/3* DO                     | 1/13 DO                     | 1/20* DO                    |                             | *1/3: Special Meeting<br>*1/20: Special Meeting   |
| February                              | 2/3 M                       |                             | 2/17 DO                     |                             |   |
| March                                 | 3/3 DO                      |                             | 3/17 DO                     | 3/24* DO                    | *3/24: Special Closed Session   |
| <b>April 11 – 22: Spring Break</b>    |                             |                             |                             |                             |   |
| April                                 | 4/2* DO<br>4/6* DO          | spring break                | spring break                |                             | *4/2: Special Closed Session<br>*Wednesday, 4/6 (rescheduled from 4/14)<br>*Stairway: 4/7 & 4/8       |
| May                                   | 5/5 M                       |                             | 5/19 DO                     |                             |   |
| June                                  | 6/2 DO                      |                             | <del>6/16 DO</del>          | 6/30* DO                    | Last day of school: 6/22<br>*6/30 replaces 6/16   |

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

**Santa Monica-Malibu Unified School District  
Board of Education  
February 17, 2011**

**I. CALL TO ORDER**

A. Roll Call

Jose Escarce – President  
Ben Allen – Vice President  
Oscar de la Torre  
Maria Leon-Vazquez  
Laurie Lieberman  
Ralph Mechur  
Nimish Patel

Student Board Members

B. Pledge of Allegiance

**II. CLOSED SESSION**

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO  
RE: APPROVAL OF MINUTES

ACTION  
02/17/11

RECOMMENDATION NO. A.01

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

*The February 3, 2011, minutes were not ready for approval.*

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

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## **CONSENT ITEMS**

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JANECE L. MAEZ / PEGGY HARRIS /  
STUART SAM

RE: APPROVAL OF INDEPENDENT CONTRACTORS

RECOMMENDATION NO. A.02

It is recommended that the Board of Education enter into an agreement with the following Independent Contractors. These contracts are included in the 2010-2011 budget.

| <b>Contractor/<br/>Contract Dates</b> | <b>Description</b> | <b>Site</b> | <b>Funding<br/>(Measure BB)</b> |
|---------------------------------------|--------------------|-------------|---------------------------------|
| <i>none</i>                           |                    |             |                                 |

| <b>Contractor/<br/>Contract Dates</b>   | <b>Description</b>   | <b>Site</b>          | <b>Funding</b>  |
|---|--|----------------------|---|
| Irma Maldonado-<br>Enriquez, Psy.D.<br><br>3/1/11 to 6/30/11<br><br>Not to exceed: \$900      | Provide educational presentations to Title I parents.  | St. Anne's           | 01-30100-0-11100-10000-5802-036-1300<br>(Title I)   |
| Jon Monastero<br><br>5/23/11 to 6/7/11<br><br>Not to exceed 6 days @ \$350 per day or \$2,100 | A comprehensive, interactive, hands-on, multi-media presentation on the life of a common soldier caught up in the cataclysmic events of the American Civil War.  | Lincoln              | 01-90150-0-11100-10000-5802-012-4120<br>(PTSA)  |
| Richard Straus<br>Spirit Series<br><br>1/10/11 to 5/20/11<br><br>Not to exceed \$4,000        | Spirit Series will facilitate and implement "Buddha Walks" and "Socrates" units for all 6 <sup>th</sup> grade students. This will be the 9 <sup>th</sup> consecutive year Spirit Series has been providing these services for Lincoln Middle School. | Lincoln              | 01-90150-0-11100-10000-5802-012-4120<br>(PTSA)  |
| Linda Clinard<br><br>3/1/11<br><br>Not to exceed: \$750                                       | Training for Pre-K and KN educators with research supported content & strategies for supporting children & families to meet California expectations.   | Educational Services | 01-40350-0-11100-21000-5802-035-1300<br>(Title II, Teacher Quality)   |
| STAR, Inc.<br><br>1/21/11 to 4/29/11<br><br>Not to exceed:\$11,899.80                         | Hands-on science classes (physical, life and earth sciences) for all 4 <sup>th</sup> and 5 <sup>th</sup> grade students to supplement the science curriculum.  | Franklin             | <u>\$9,000:</u> 04-90150-0-11100-10000-5802-002-4020 (PTA)<br><u>\$2,899.80:</u> 01-90121-0-11100-10000-5802-002-4020 (Equity Fund) |

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MAUREEN BRADFORD

RE: OVERNIGHT FIELD TRIP(S) 2010-2011

RECOMMENDATION NO. A.03

It is recommended that the Board of Education approve the special field trip(s) listed below for students for the 2010-2011 school year. No child will be denied due to financial hardship.

| <b>School Grade # stdts</b> | <b>Destination Dates of Trip</b>             | <b>Principal/Teacher</b> | <b>Cost Funding Source</b>                      | <b>Subject</b> | <b>Purpose Of Field Trip</b>                         |
|-----------------------------|--|--------------------------|---|----------------|--|
| Pt. Dume<br>5th<br>47       | Sea World, San Diego, CA<br>3/9/11 – 3/11/11 | C. Kim/<br>K. Jennings   | \$400 per student paid by parents & fundraising | Science        | Annual science enrichment supporting the curriculum. |

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.04

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>AME</u><br><u>SITE</u><br>Account Number<br>Fund – Resource Number  | <u>CONFERENCE NAME</u><br><u>LOCATION</u><br><u>DATE (S)</u>  | <u>COST</u><br><u>ESTIMATE</u> |
|--|---|--------------------------------|
| <u>ALLEN, Ben</u><br>District Office<br>01-00000-0-00000-71500-5220-020-1200<br>General Fund-<br>Function: Superintendent                    | 34 <sup>th</sup> Annual Ed Source Forum on<br>California Education Policy<br>Irvine, CA<br>March 18, 2011       | \$80                           |
| <u>COLLINS, Carolyn</u><br>District Office   | Managing and Treating Selective<br>Mutism and Social Anxiety Disorder<br>Pasadena, CA<br>January 24, 2011       | \$0<br>Release Day<br>Only     |
| <u>COCHRAN, Elizabeth</u><br>Ed Services<br>01-40350-0-11100-21000-5220-035-1300<br>General Fund-<br>Resource: Title II                      | College Board Western Region Forum<br>San Francisco, CA<br>February 25 – 26, 2011                               | \$700                          |
| <u>RICHWINE, Dona</u><br>Food and Nutrition Services<br>13-53100-0-00000-37000-5220-057-2570<br>Cafeteria Fund-<br>Resource: Child Nutrition | Fresh Fruit and Vegetable Training<br>Glendale, CA<br>February 16, 2011   | \$27                           |
| <u>SACHS, Teri</u><br>Lincoln Middle<br>01-00000-0-11100-31400-5220-041-1400<br>General Fund-<br>Function: Health Services                   | Think Fast - Managing Pediatric Urgent<br>Emergency Situations  | \$189                          |
| <u>SAMARGE, Susan</u><br>Human Resources<br>01-00010-0-11100-10000-4310-025-1250<br>General Fund-<br>Resource: Tier III                      | BTSA Cluster 4, Winter 2011<br>Directors Meeting<br>Claremont, CA<br>January 26 – 27, 2011                      | \$165                          |
| <u>SAMARGE, Susan</u><br>Human Resources<br>01-00010-0-11100-10000-5220-025-1250<br>General Fund-<br>Resource: Tier III                      | BTSA – Special Ed Clear Induction<br>Program Meetings<br>Riverside, CA<br>January 20, March 24 and May 17, 2011 | \$275                          |

|   |   |       |
|---|---|-------|
| <u>SERRATORE, Rosa</u><br>Ed Services<br>01-00020-0-11100-21000-5220-035-1300<br>General Fund-<br>Resource: Safe Our Schools      | 2011 Mathematics Education Collaborative<br>Downey, CA<br>February 22, March 9 and May 11, 2011 | \$155 |
| <u>WHALEY, Tom</u><br>Ed Services<br>01-91251-0-17000-10000-5220-030-1300<br>General Fund-<br>Resource: LA County Arts Commission | CBDA conference/Music Supervisors<br>Meeting<br>Fresno, CA<br>February 17 – 18, 2011            | \$400 |

|   |  |  |
|---|--|--|
| <b>Adjustments</b><br>(Preapproved expenses 10% in excess of approved costs that must be approved by Board/Changes in Personnel Attendance) |  |  |
| <b>NONE</b>   |  |  |

|  |  |                                   |
|--|--|-----------------------------------|
| <b>Group Conference and Travel: In-State</b><br>* a complete list of conference participants is on file in the Department of Fiscal Services       |  |                                   |
| <u>DUNN, Margo</u><br>+3 Additional Staff<br>Point Dume Elementary   | Sea World Field Trip – 5 <sup>th</sup> Grade<br>San Diego, CA<br>March 9 – 11, 2011          | \$0<br><b>+1 SUB</b>              |
| <u>SMITH, Devon</u><br>+3 Additional Staff<br>Rogers Elementary<br>01-30110-0-11100-10000-5220-006-4060<br>General Fund-<br>Resource: Title I ARRA | NSTA national Conference on<br>Science Education<br>San Francisco, CA<br>March 10 – 13, 2011 | \$4,400<br>Total<br><b>+1 SUB</b> |

|   |  |  |
|---|--|--|
| <b>Out-of-State Conferences: Individual</b> |  |  |
| <b>NONE</b>                                 |  |  |

|  |  |  |
|--|--|--|
| <b>Out-of-State Conferences: Group</b> |  |  |
| <b>NONE</b>                            |  |  |

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / PEGGY HARRIS

RE: SUPPLEMENTAL TEXTBOOKS

RECOMMENDATION NO. A.05

It is recommended that the textbooks listed below be adopted for the Santa Monica-Malibu Unified School District.

COMMENT: In accordance with the Board of Education policy, the textbooks(s) listed below have been on public display for the past two weeks in the Educational Services Department at 1638 – 17<sup>th</sup> Street, Santa Monica, CA 90404

**Colibri**, by Ann Cameron for Spanish Literature Immersion, grade 8 at John Adams Middle School.  
Adoption requested by Eliana O'Keefe.

**La Ciudad de las Bestias**, by Isabel Allende for Spanish Literature Immersion, grade 8 at John Adams Middle School.  
Adoption requested by Eliana O'Keefe.

**La Travesia**, by Rodolfo G. Otero for Spanish Literature Immersion, grade 7 at John Adams Middle School.  
Adoption requested by Eliana O'Keefe.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / SARA WOOLVERTON

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS – 2010-2011

RECOMMENDATION NO. A.06

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2010-2011 as follows:

**NPS**

2010-2011 Budget 01-65000-0-57500-11800-5125-043-1400

| Nonpublic School/Agency             | SSID       | Service Description | Contract Number | Cost Not to Exceed |
|-------------------------------------|------------|---------------------|-----------------|--------------------|
| Heritage School – contract increase | 6050011724 | Travel expenses     | #49-SPED11110   | \$ 854             |
| The HELP Group (Pacific Schools)    | 2148250735 | NPS                 | #56-SPED11141   | \$ 18,202          |
| Provo Canyon – contract increase    | 3038625527 | Travel expenses     | #54-SPED11137   | \$ 2,262           |
| Heritage School                     | 3038625527 | NPS                 | #57-SPED11144   | \$ 10,395          |
| Devereux Texas                      | 600136     | NPS                 | #58-SPED11145   | \$ 15,810          |
| Alpine Academy                      | 1104342513 | NPS                 | #59-SPED11149   | \$ 14,720          |

|  |         |              |
|--|---------|--------------|
| Amount Budgeted NPS 10/11                |         | \$ 1,450,000 |
| Prior Board Authorization as of 02-03-11 |         | \$ 1,567,784 |
|  | Balance | \$ - 117,784 |
| Positive Adjustment (See Below)          |         | \$ 34,000    |
|  |         | \$ - 83,784  |
| Total Amount for these Contracts         |         | \$ 62,243    |
|  | Balance | \$ - 146,027 |

| Adjustment   |                     |                 |                          |                 |                         |
|--|---------------------|-----------------|--------------------------|-----------------|-------------------------|
| NPS Budget 01-65000-0-57500-11800-5125-043-1400  |                     |                 |                          |                 |                         |
| There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2010-2011 in the amount of \$34,000 as of 02/17/11 |                     |                 |                          |                 |                         |
| NPS  | Service Description | Contract Number | Reduce (R) Eliminate (E) | Adjusted Amount | Comment                 |
| Provo Canyon   | NPS                 | #31-SPED11059   | R                        | \$ 23,000       | Student discharged      |
| The HELP Group (Pacific Schools)   | NPS                 | #53-SPED11133   | R                        | \$ 11,000       | Student out of district |

**NPA**

2010-2011 Budget 01-65000-0-57500-11800-5126-043-1400

| Nonpublic School/Agency                                     | SSID          | Service Description                | Contract Number | Cost Not to Exceed |
|---|---------------|------------------------------------|-----------------|--------------------|
| Therapy West  | 3104331917    | OT / PT                            | #33-SPED11140   | \$ 18,720          |
| Institute for Applied Behavior Analysis – contract increase | 606086        | Behavior Intervention              | #12-SPED11068   | \$ 17,000          |
| Julia Hobbs Speech Pathology                                | 6055287794    | Speech assessment                  | #34-SPED11143   | \$ 1,500           |
| Autism Spectrum Therapies                                   | 5183843152    | Behavior Assessment                | #35-SPED11146   | \$ 2,000           |
| Autism Spectrum Therapies                                   | DOB 8/16/1995 | Behavior Intervention & Assessment | #36-SPED11147   | \$ 3,813           |

|                                 |        |                                      |               |    |       |
|---------------------------------|--------|--------------------------------------|---------------|----|-------|
| Dr. Robert Patterson,<br>Psy.D. | 553100 | Psycho-<br>educational<br>Evaluation | #37-SPED11148 | \$ | 3,500 |
|---------------------------------|--------|--------------------------------------|---------------|----|-------|

|  |         |    |                |
|--|---------|----|----------------|
| Amount Budgeted NPA 10/11                |         | \$ | 650,000        |
| Prior Board Authorization as of 02-03-11 |         | \$ | <u>826,695</u> |
|  | Balance | \$ | -176,695       |
| Positive Adjustment (See Below)          |         | \$ | <u>83,600</u>  |
|  |         | \$ | -93,095        |
| Total Amount for these Contracts         |         | \$ | <u>46,533</u>  |
|  | Balance | \$ | -139,628       |

| Adjustment  |                       |                 |                          |                 |                    |
|---|-----------------------|-----------------|--------------------------|-----------------|--------------------|
| NPA Budget 01-65000-0-57500-11800-5126-043-1400   |                       |                 |                          |                 |                    |
| There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2010-2011 in the amount of \$ 83,600 as of 02/17/11 |                       |                 |                          |                 |                    |
| NPA   | Service Description   | Contract Number | Reduce (R) Eliminate (E) | Adjusted Amount | Comment            |
| Institute for Applied Behavior Analysis   | Behavior Intervention | #24-SPED11121   | E                        | \$ 83,600       | Duplicate contract |

### Instructional Consultants

2010-2011 Budget 01-65000-0-57500-11900-5802-043-1400

| Instructional Consultant        | SSID    | Service Description       | Contract Number | Cost Not to Exceed |
|---------------------------------|---------|---------------------------|-----------------|--------------------|
| Pyramid Educational Consultants | Various | PECS Training & materials | #28-SPED11132   | \$ 6,653           |

|   |         |    |                |
|---|---------|----|----------------|
| Amount Budgeted Instructional Consultants 10/11 |         | \$ | 450,000        |
| Prior Board Authorization as of 02-03-11        |         | \$ | <u>611,688</u> |
|   | Balance | \$ | -161,688       |
| Positive Adjustment (See Below)                 |         | \$ | <u>0</u>       |
|   |         |    | -161,688       |
| Total Amount for these Contracts                |         | \$ | <u>6,653</u>   |
|   | Balance | \$ | -168,341       |

| Adjustment  |                     |                 |                          |                 |         |
|---|---------------------|-----------------|--------------------------|-----------------|---------|
| Instructional Consultants Budget 01-65000-0-57500-11900-5802-043-1400   |                     |                 |                          |                 |         |
| There has been a reduction in authorized expenditures of Instructional Consultants contracts for FY 2010-2011 in the amount of \$ as of 02/17/11. |                     |                 |                          |                 |         |
| Instructional Consultant  | Service Description | Contract Number | Reduce (R) Eliminate (E) | Adjusted Amount | Comment |

### Non-Instructional Consultants

2010-2011 Budget 01-65000-0-57500-11900-5890-043-1400

| Non-Instructional Consultant             | SSID       | Service Description                      | Contract Number | Cost Not to Exceed |
|--|------------|--|-----------------|--------------------|
| Parent Reimbursement                     | 1103200503 | Mileage reimbursement                    | #25-SPED11139   | \$ 200             |
| Parent Reimbursement – contract increase | 8174633668 | Education, Speech, Behavior Intervention | #18-SPED11120   | \$ 15,800          |
| West Shield Adolescent Services          | 3103110527 | Escort service                           | #26-SPED11142   | \$ 2,500           |

|   |         |    |                |
|---|---------|----|----------------|
| Amount Budgeted Non-Instructional Consultants 10/11 |         | \$ | 200,000        |
| Prior Board Authorization as of 02-03-11            |         | \$ | <u>266,792</u> |
|   | Balance | \$ | -66,792        |
| Positive Adjustment (See Below)                     |         | \$ | <u>0</u>       |
|   |         | \$ | -66,792        |
| Total Amount for these Contracts                    |         | \$ | <u>18,500</u>  |
|   | Balance | \$ | -85,292        |

| Adjustment  |                     |                 |                          |                 |         |
|---|---------------------|-----------------|--------------------------|-----------------|---------|
| Non-Instructional Consultants Budget 01-65000-0-57500-11900-5890-043-1400   |                     |                 |                          |                 |         |
| There has been a reduction in authorized expenditures of Non-Instructional Consultants contracts for FY 2010-2011 in the amount of \$ 0 as of 02/17/11. |                     |                 |                          |                 |         |
| Non- Instructional Consultant   | Service Description | Contract Number | Reduce (R) Eliminate (E) | Adjusted Amount | Comment |
|   |                     |                 |                          |                 |         |

**Legal**

2010-2011 Budget 01-65000-0-57500-11900-5820-043-1400

| Legal Contractor | Service Description | Contract Number | Cost Not to Exceed |
|------------------|---------------------|-----------------|--------------------|
|                  |                     |                 |                    |

|  |         |                |
|--|---------|----------------|
| Amount Budgeted Legal Services 10/11     |         | \$ 200,000     |
| Prior Board Authorization as of 02-03-11 |         | <u>200,000</u> |
|  | Balance | \$ 200,000     |
| Adjustments for this period              |         | <u>\$ 0</u>    |
|  |         | 200,000        |
| Total Amount for these Contracts         |         | <u>\$ 0</u>    |
|  | Balance | \$ 0           |

| Adjustment   |                 |                          |                 |         |
|--|-----------------|--------------------------|-----------------|---------|
| Legal Services Budget 01-65000-0-57500-11900-5820-043-1400   |                 |                          |                 |         |
| There has been a reduction in authorized expenditures of Legal Services contracts for FY 2010-2011 in the amount of \$ 0 as of 02/17/11. |                 |                          |                 |         |
| Legal Contractor   | Contract Number | Reduce (R) Eliminate (E) | Adjusted Amount | Comment |
|  |                 |                          |                 |         |

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

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

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF PURCHASE ORDERS – 2010-2011

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from January 25, 2011, through February 8, 2011, for fiscal /11.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

## PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF FEBRUARY 17, 2011

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA  
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL  
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

| PO NO.                             | VENDOR                         | DESCRIPTION                    | LOCATION                       | AMOUNT   |    |
|------------------------------------|--------------------------------|--------------------------------|--------------------------------|----------|----|
| <u>*** NEW PURCHASE ORDERS ***</u> |                                |                                |                                |          |    |
| 113864                             | ABC SCHOOL EQUIPMENT INC       | WHITE BOARDS/BULLETIN BOARDS   | WEBSTER ELEMENTARY SCHOOL      | 1,003.54 | R  |
| 113906                             | ADMINISTRATIVE SOFTWARE        | ATTENDANCE FORMS               | ADULT EDUCATION CENTER         | 271.03   | A  |
| 113969                             | ADVANCE LANDAU TOPS            | OPEN ORDER OPERATIONS VEHICLES | GROUND MAINTENANCE             | 500.00   | R  |
| 113907                             | APPLE COMPUTER CORP            | COMPUTERS (PRESCHOOL)          | SPECIAL EDUCATION REGULAR YEAR | 2,496.74 | R  |
| 113887                             | APPLECARE INC                  | LAPTOP BATTERY                 | JOHN MUIR ELEMENTARY SCHOOL    | 104.74   | U  |
| 113903                             | ASCD                           | RENEWAL OF ASCD MEMBERSHIP     | ROOSEVELT ELEMENTARY SCHOOL    | 89.00    | U  |
| 113901                             | ATLANTIC EXPRESS OF LA INC     | ATHLETIC TRANSPORTATION        | SANTA MONICA HIGH SCHOOL       | 452.50   | U  |
| 113602                             | AVILA,MARCELA                  | WORKSHOP PRESENTER/PTSA        | JOHN ADAMS MIDDLE SCHOOL       | 200.00   | R  |
| 114053                             | AVON CAR RENTAL                | TRANSPORTATION                 | SANTA MONICA HIGH SCHOOL       | 2,000.00 | U  |
| 113919                             | BARNES & NOBLE/SANTA MONICA    | VISUAL/AUDITORY READING DEVICE | HEALTH SERVICES                | 298.18   | R  |
| 114050                             | BARNES & NOBLE/SANTA MONICA    | TEXTBOOKS                      | SANTA MONICA HIGH SCHOOL       | 903.46   | U  |
| 113966                             | BEST BUY                       | OPERATIONS SUPPLIES            | FACILITY OPERATIONS            | 93.60    | U  |
| 113863                             | CAFE BOLIVAR                   | INSERVICE SUPPLIES/THEATRE     | CURRICULUM AND IMC             | 171.48   | U  |
| 114058                             | CALIFORNIA DEPT OF EDUCATION   | GED PROCESSING FEES            | ADULT EDUCATION CENTER         | 460.95   | A  |
| 113859                             | CALIFORNIA OFFICE SYSTEMS INC  | CLASSROOM SUPPLIES             | OLYMPIC CONTINUATION SCHOOL    | 197.46   | U  |
| 113883                             | CALIFORNIA OFFICE SYSTEMS INC  | OPEN ORDER/INST SUP/TEAM       | JOHN ADAMS MIDDLE SCHOOL       | 53.00    | U  |
| 113917                             | CALIFORNIA OFFICE SYSTEMS INC  | NURSE SUPPLIES/ INCENTIVES     | HEALTH SERVICES                | 104.97   | R  |
| 113952                             | CALIFORNIA OFFICE SYSTEMS INC  | AP TESTING SUPPLIES            | SANTA MONICA HIGH SCHOOL       | 300.00   | R  |
| 113957                             | CALIFORNIA OFFICE SYSTEMS INC  | COPIER PAPER AND SUPPLIES      | MALIBU HIGH SCHOOL             | 2,500.00 | R  |
| 113799                             | CANON BUSINESS SOLUTIONS-WEST  | COPIER OVERAGE CHARGES         | LINCOLN MIDDLE SCHOOL          | 200.58   | U  |
| 113958                             | CANON BUSINESS SOLUTIONS-WEST  | STAPLES FOR COPIER MACHINES    | MALIBU HIGH SCHOOL             | 645.58   | R  |
| 114020                             | CDW-G COMPUTING SOLUTIONS      | APC BATTERIES FOR SERVERS      | MALIBU HIGH SCHOOL             | 462.95   | U  |
| 113786                             | CHAMPION CHEMICAL              | Custodial Supplies             | PT DUME ELEMENTARY SCHOOL      | 227.43   | U  |
| 113954                             | CHEVRON U.S.A. INC.            | FUEL FOR ATHLETIC VANS         | MALIBU HIGH SCHOOL             | 2,000.00 | U  |
| 113942                             | CULVER NEWLIN                  | OFFICE FURNITURE               | PERSONNEL SERVICES             | 360.48   | U  |
| 114038                             | CUMMINS CAL PACIFIC INC        | OPEN ORDER FOR PARTS           | TRANSPORTATION                 | 4,300.00 | R  |
| 113828                             | CYBERGUYS COMPUTER ACCESSORIES | KEYBOARD & MOUSE ARM           | WILL ROGERS ELEMENTARY SCHOOL  | 144.76   | R  |
| 114037                             | DE LA TORRE,OSCAR              | GENERAL SUPPLIES/MATERIALS     | BOE/SUPERINTENDENT             | 73.27    | U  |
| 113939                             | DEPT OF GENERAL SERVICES       | ADMINISTRATIVE HEARINGS        | PERSONNEL SERVICES             | 500.00   | U  |
| 113846                             | DIAGNOSTICS DIRECT INC         | CHANGING PAPER                 | CHILD DEVELOPMENT CENTER       | 384.02   | CD |
| 113815                             | DIRECT SOURCE COMMUNICATIONS   | Wiring for Data Center         | INFORMATION SERVICES           | 1,145.86 | U  |
| 113909                             | DISCOUNT SCHOOL SUPPLY         | CLASSROOM SUPPLIES/ INCENTIVES | HEALTH SERVICES                | 112.39   | R  |
| 113929                             | DISCOUNT SCHOOL SUPPLY         | INSTRUCTIONAL                  | CHILD DEVELOPMENT CENTER       | 181.76   | CD |
| 113932                             | DISCOUNT SCHOOL SUPPLY         | INSTRUCTIONAL                  | CHILD DEVELOPMENT CENTER       | 175.70   | CD |
| 113947                             | DISCOUNT SCHOOL SUPPLY         | INSTRUCTIONAL                  | CHILD DEVELOPMENT CENTER       | 107.38   | CD |
| 113998                             | DOALL INDUSTRIAL SUPPLY        | OPERATIONS CUSTODIAL SUPPLIES  | FACILITY OPERATIONS            | 337.58   | U  |
| 113960                             | DURHAM TRANSPORTATION          | ATHLETIC TRANSPORTATION        | MALIBU HIGH SCHOOL             | 2,662.49 | U  |
| 114059                             | EDUCATIONAL TESTING SERVICE    | GED CORRECTION FEES            | ADULT EDUCATION CENTER         | 1,071.16 | A  |
| 113972                             | EMERGENCY MEDICAL PRODUCTS INC | HEALTH AND SAFETY              | CHILD DEVELOPMENT CENTER       | 150.79   | CD |
| 113886                             | EMHARDT, JANA                  | MILEAGE REIMBURSEMENT          | PURCHASING/WAREHOUSE           | 26.10    | U  |
| 113878                             | EXECUTIVE ENVIRONMENTAL        | EDISON - MOLD TESTING          | FACILITY MAINTENANCE           | 2,349.26 | R  |
| 114004                             | EYE ON EDUCATION               | TEACHER RESOURCE MATERIALS     | STATE AND FEDERAL PROJECTS     | 75.74    | R  |
| 114025                             | FOLLETT LIBRARY BOOK CO        | Library Books Fiction Nonfic   | JOHN ADAMS MIDDLE SCHOOL       | 1,975.50 | R  |
| 113912                             | FRIEDMAN,NANCY                 | REIMBURSEMENT:ASSESSMENT ITEM  | HEALTH SERVICES                | 63.57    | R  |
| 113425                             | GALE SUPPLY CO                 | CUSTODIAL SUPPLIES             | PT DUME ELEMENTARY SCHOOL      | 1,015.79 | U  |
| 113649                             | GALE SUPPLY CO                 | CUSTODIAL                      | CHILD DEVELOPMENT CENTER       | 1,214.55 | CD |
| 113744                             | GALE SUPPLY CO                 | CUSTODIAL                      | CHILD DEVELOPMENT CENTER       | 834.65   | CD |
| 113745                             | GALE SUPPLY CO                 | CUSTODIAL                      | CHILD DEVELOPMENT CENTER       | 915.32   | CD |
| 113746                             | GALE SUPPLY CO                 | CUSTODIAL                      | CHILD DEVELOPMENT CENTER       | 459.19   | CD |

## PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF FEBRUARY 17, 2011

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA  
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL  
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

| PO NO. | VENDOR                        | DESCRIPTION                    | LOCATION                      | AMOUNT    |    |
|--------|-------------------------------|--------------------------------|-------------------------------|-----------|----|
| 113761 | GALE SUPPLY CO                | CUSTODIAL SUPPLIES             | WILL ROGERS ELEMENTARY SCHOOL | 1,904.16  | U  |
| 113778 | GALE SUPPLY CO                | CUSTODIAL SUPPLIES             | ROOSEVELT ELEMENTARY SCHOOL   | 1,080.65  | U  |
| 113784 | GALE SUPPLY CO                | custodial supplies             | PT DUME ELEMENTARY SCHOOL     | 536.13    | U  |
| 113790 | GALE SUPPLY CO                | OFFICE SUPPLIES                | SANTA MONICA HIGH SCHOOL      | 103.71    | U  |
| 113791 | GALE SUPPLY CO                | CUSTODIAL SUPPLIES             | EDISON ELEMENTARY SCHOOL      | 2,015.44  | U  |
| 113844 | GALE SUPPLY CO                | CUSTODIAL                      | CHILD DEVELOPMENT CENTER      | 417.32    | CD |
| 113877 | GALE SUPPLY CO                | Custodial Supplies             | CABRILLO ELEMENTARY SCHOOL    | 621.19    | U  |
| 113889 | GALE SUPPLY CO                | CUSTDIAL SUPPLIES              | PT DUME ELEMENTARY SCHOOL     | 306.64    | U  |
| 113892 | GALE SUPPLY CO                | CUSTODIAL SUPPLIES             | PT DUME ELEMENTARY SCHOOL     | 306.70    | U  |
| 113895 | GALE SUPPLY CO                | CUSTODIAN                      | CHILD DEVELOPMENT CENTER      | 860.11    | CD |
| 113963 | GALE SUPPLY CO                | CUSTODIAL SUPPLIES             | LINCOLN MIDDLE SCHOOL         | 1,967.27  | U  |
| 113968 | GALE SUPPLY CO                | OPEN ORDER CUSTODIAL SUPPLIES  | FACILITY OPERATIONS           | 3,500.00  | U  |
| 114054 | GALE SUPPLY CO                | CUSTODIAL SUPPLIES             | MCKINLEY ELEMENTARY SCHOOL    | 1,201.69  | U  |
| 113845 | GENERAL BINDING CORP          | LAMINATING FILM                | SAINT ANNE'S PRIVATE SCHOOL   | 187.00    | R  |
| 113724 | GOLDEN STAR TECHNOLOGY INC    | SMARTBOARD LAMP REPLACEMENT    | EDISON ELEMENTARY SCHOOL      | 279.86    | R  |
| 113914 | GOLDEN STAR TECHNOLOGY INC    | smart slates eett arra         | STATE AND FEDERAL PROJECTS    | 6,090.52  | R  |
| 113973 | GOMEZ-PEREZ, ARMANDO          | RECHARGABLE BATTERIES          | WILL ROGERS ELEMENTARY SCHOOL | 163.96    | U  |
| 114018 | GRIEGO, ORLANDO               | FOR REIMB. FOR KITCHEN SUPP.   | FOOD SERVICES                 | 500.00    | F  |
| 114042 | HARGAS INC.                   | FOOD FOR FIELD TRIP/GIFT-MUSIC | JOHN ADAMS MIDDLE SCHOOL      | 216.45    | R  |
| 113941 | HATCH INC                     | INSTRUCTIONAL                  | CHILD DEVELOPMENT CENTER      | 121.00    | CD |
| 113803 | HILLYARD FLOOR CARE SUPPLY    | CUSTODIAL SUPPLIES             | FACILITY OPERATIONS           | 2,310.37  | U  |
| 113953 | HILLYARD FLOOR CARE SUPPLY    | CUSTODIAL SUPPLIES             | SANTA MONICA HIGH SCHOOL      | 181.21    | U  |
| 113802 | HIRTZ, LYNN A.                | GROUNDS OPERATIONS EQUIPMENT   | GROUNDS MAINTENANCE           | 9,745.80  | R  |
| 113767 | HOME DEPOT- L.A.              | SMMEF GRANT/SUPER SIZE ME      | CHILD DEVELOPMENT CENTER      | 365.00    | R  |
| 113820 | HOME DEPOT- L.A.              | OLYMPIC CAREER CLASS           | SPECIAL ED SPECIAL PROJECTS   | 949.34    | R  |
| 113999 | HOME DEPOT- L.A.              | OPEN ORDER OPERATIONS SUPPLIES | GROUNDS MAINTENANCE           | 500.00    | R  |
| 114022 | HOME DEPOT- L.A.              | GROUNDS MAINTENANCE            | GROUNDS MAINTENANCE           | 500.00    | R  |
| 113885 | HORNSBY, JEFF                 | MILAGE REIMBURSEMENT           | PURCHASING/WAREHOUSE          | 8.25      | U  |
| 114056 | INDIAN JEWELERS SUPPLY CO.INC | INSTRUCTIONAL SUPPLIES         | ADULT EDUCATION CENTER        | 208.69    | A  |
| 113989 | INDUSTRIAL ELECTRIC SERVICE   | LATCH FOR CRESCOR WARMER       | FOOD SERVICES                 | 171.48    | F  |
| 114046 | INDUSTRIAL ELECTRIC SERVICE   | GASKET FOR SAMOHI WALKIN FREEZ | FOOD SERVICES                 | 92.85     | F  |
| 113879 | INTELLI-TECH                  | HP LAPTOP FOR ARRA COMPETITIVE | STATE AND FEDERAL PROJECTS    | 1,232.49  | R  |
| 113880 | INTELLI-TECH                  | LAPTOP                         | STATE AND FEDERAL PROJECTS    | 1,228.30  | U  |
| 114027 | INTERNATIONAL PAPER           | COPY PAPER                     | WILL ROGERS ELEMENTARY SCHOOL | 1,482.50  | U  |
| 113639 | JOHNSTON, ROE                 | PRE-AUTHORIZED REIMBURSEMENT   | LINCOLN MIDDLE SCHOOL         | 125.00    | R  |
| 113955 | JOSTENS/DIPLOMAS              | VALEDICTORIAN MEDALS W/RIBBONS | MALIBU HIGH SCHOOL            | 1,185.30  | U  |
| 113866 | JW PEPPER OF LOS ANGELES      | INVOICES - ORCH TRF FROM ASB   | LINCOLN MIDDLE SCHOOL         | 1,003.67  | R  |
| 113868 | JW PEPPER OF LOS ANGELES      | INVOICES - BAND TRF FROM ASB   | LINCOLN MIDDLE SCHOOL         | 4,935.78  | R  |
| 113873 | JW PEPPER OF LOS ANGELES      | INVOICES - CHOIR TRF FROM ASB  | LINCOLN MIDDLE SCHOOL         | 104.71    | R  |
| 113927 | JW PEPPER OF LOS ANGELES      | OPEN ORDER: SHEET MUSIC        | LINCOLN MIDDLE SCHOOL         | 4,000.00  | R  |
| 114044 | JW PEPPER OF LOS ANGELES      | OPEN ORDER/INST SUP/GIFT/VAPA  | JOHN ADAMS MIDDLE SCHOOL      | 1,000.00  | R  |
| 113861 | KORADE & ASSOCIATE BUILDERS   | JAMS AUDITORIUM ENTRY FLOOR    | FACILITY MAINTENANCE          | 2,877.00  | R  |
| 113899 | KORADE & ASSOCIATE BUILDERS   | VISION BARRIER AT TEMP FENCE   | LINCOLN MIDDLE SCHOOL         | 643.00    | BB |
| 113916 | LAKESHORE (PICK UP ONLY)      | CLASSROOM SUPPLIES/ INCENTIVES | HEALTH SERVICES               | 100.00    | R  |
| 113948 | LAKESHORE (PICK UP ONLY)      | classroom supplies             | GRANT ELEMENTARY SCHOOL       | 60.00     | U  |
| 114001 | LAW FIRE PROTECTION SERVICES  | FIRE PROTECTION SRVS WEBSTER   | FACILITY MAINTENANCE          | 517.00    | R  |
| 113810 | LOS ANGELES COUNTY EDUCATION  | INSTRUCTIONAL SUPPLIES         | R O P                         | 650.00    | R  |
| 113884 | LOS ANGELES COUNTY OFFICE OF  | DEPOSIT FOR SCIENCE CAMP       | JOHN MUIR ELEMENTARY SCHOOL   | 1,100.00  | R  |
| 113606 | MICRO BIO-MEDICS/ORDERS       | SAFETY SUPPLIES                | SANTA MONICA HIGH SCHOOL      | 1,645.51  | U  |
| 113930 | MOBILE MODULAR                | LEASE OF 2 MODULAR CLASSROOMS  | EDISON ELEMENTARY SCHOOL      | 57,933.48 | BB |
| 113819 | MORE PREPARED                 | SAFETY SUPPLIES                | SANTA MONICA HIGH SCHOOL      | 217.64    | U  |

## PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF FEBRUARY 17, 2011

U-GENERAL FUND, UNRESTRICTED R-GENERAL FUND, RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA  
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL  
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

| PO NO. | VENDOR                         | DESCRIPTION                    | LOCATION                       | AMOUNT   |    |
|--------|--------------------------------|--------------------------------|--------------------------------|----------|----|
| 114010 | NASCO WEST - MODESTO           | MATH INSTRUCTIONAL SUPPLIES    | LINCOLN MIDDLE SCHOOL          | 222.77   | R  |
| 113937 | NELI'S INC                     | SUPPLIES FOR BTSA MEETINGS     | PERSONNEL SERVICES             | 220.00   | U  |
| 113935 | NETWORLDSOLUTIONS INC          | INVEST.PLAN. & NEWTORK SUPPORT | JOHN ADAMS MIDDLE SCHOOL       | 6,800.00 | BB |
| 113766 | NICK RAIL MUSIC                | RECORDERS FOR 3RD GRADERS      | CURRICULUM AND IMC             | 3,251.34 | R  |
| 113897 | OFFICE MAX                     | COPY PAPER                     | SANTA MONICA HIGH SCHOOL       | 766.07   | U  |
| 113858 | PCI EDUCATIONAL PUBLISHING     | INSTRUCTIONAL SUP/SOC ST       | JOHN ADAMS MIDDLE SCHOOL       | 448.85   | R  |
| 113774 | PEARSON ASSESSMENTS            | MCKINLEY OT PROTOCOLS/TESTING  | SPECIAL EDUCATION REGULAR YEAR | 478.27   | R  |
| 113979 | PERSONNEL TESTING COUNCIL      | ANNUAL MEMBERSHIP PTC-SC       | PERSONNEL COMMISION            | 80.00    | U  |
| 113951 | PHONAK INC                     | REPAIR OF STUDENT EQUIPMENT    | SPECIAL ED SPECIAL PROJECTS    | 117.89   | R  |
| 113781 | POSTMASTER-SANTA MONICA        | POSTAGE STAMPS/ADMIN           | JOHN ADAMS MIDDLE SCHOOL       | 88.00    | U  |
| 113788 | RAYVERN LIGHTING               | Custodian Supplies             | PT DUME ELEMENTARY SCHOOL      | 417.46   | U  |
| 113965 | RAYVERN LIGHTING               | FLOURSCENT LAMPS               | LINCOLN MIDDLE SCHOOL          | 424.71   | R  |
| 114017 | RAYVERN LIGHTING               | LAMPS FOR CLASSROOMS           | EDISON ELEMENTARY SCHOOL       | 165.42   | U  |
| 113801 | REDWOOD PRESS INC              | OFFSET PRINTING                | LINCOLN MIDDLE SCHOOL          | 436.81   | U  |
| 114000 | RISO INC                       | SERVICE CONTRACT & COPY CHARGE | WILL ROGERS ELEMENTARY SCHOOL  | 817.12   | U  |
| 113855 | ROMANO'S MACARONI GRILL        | FOOD-FRESNO TRIP/GIFT-MUSIC    | JOHN ADAMS MIDDLE SCHOOL       | 1,605.92 | R  |
| 113854 | ROUND TABLE PIZZA              | FOOD FOR FIELD TRIP/GIFT-MUSIC | JOHN ADAMS MIDDLE SCHOOL       | 276.97   | R  |
| 113814 | S A CONSULTING INC             | RIBBONS                        | INFORMATION SERVICES           | 920.91   | U  |
| 113772 | SAMMONS PRESTON INC            | OCCUPATIONAL THERAPY SUPPLIES  | SPECIAL EDUCATION REGULAR YEAR | 105.02   | R  |
| 113653 | SANTA MONICA BAY PHYSICIANS    | Open order for Driver Physical | TRANSPORTATION                 | 650.00   | R  |
| 113943 | SANTA MONICA FENCE CO          | FENCE REPAIRS AT SAMOHI        | FACILITY MAINTENANCE           | 6,912.79 | R  |
| 113840 | SANTA MONICA MUN BUS LINES     | Bus passes for homeless studnt | STUDENT SERVICES               | 3,000.00 | U  |
| 113727 | SCHOLASTIC MAGAZINES           | READING INVENTORY MATERIALS    | MCKINLEY ELEMENTARY SCHOOL     | 2,190.61 | R  |
| 113921 | SCHOOL HEALTH CORPORATION      | NURSE SUPPLIES/ INCENTIVES     | HEALTH SERVICES                | 116.69   | R  |
| 113783 | SCHOOL NUTRITION SERVICES      | SAFETY & SANITATION PROGRAM    | FOOD SERVICES                  | 9,000.00 | F  |
| 113770 | SCHOOL SPECIALTY INC           | STUDENT EQUIP/ACCESSORY: AAC   | SPECIAL EDUCATION REGULAR YEAR | 52.88    | R  |
| 113782 | SCHOOL SPECIALTY INC           | SCHOOL SUPPLIES                | ROOSEVELT ELEMENTARY SCHOOL    | 488.29   | U  |
| 113857 | SCHOOL SPECIALTY INC           | OPEN ORDER/INST SUP/TEAM       | JOHN ADAMS MIDDLE SCHOOL       | 65.00    | U  |
| 113940 | SCHOOL SPECIALTY INC           | INSTRUCTIONAL                  | CHILD DEVELOPMENT CENTER       | 77.31    | CD |
| 113993 | SCHOOL SPECIALTY INC           | INSTRUCTIONAL                  | CHILD DEVELOPMENT CENTER       | 215.30   | CD |
| 114007 | SCSBOA                         | ORCHESTRA FESTIVAL FEES        | LINCOLN MIDDLE SCHOOL          | 150.00   | R  |
| 114033 | SCSBOA                         | BAND FESTIVAL FEES             | LINCOLN MIDDLE SCHOOL          | 150.00   | R  |
| 113768 | SEHI COMPUTER PRODUCTS         | TONER FOR OFFICE COPIER        | EDISON ELEMENTARY SCHOOL       | 96.99    | U  |
| 113769 | SEHI COMPUTER PRODUCTS         | INK/TONER                      | CHILD DEVELOPMENT CENTER       | 332.14   | CD |
| 113817 | SEHI COMPUTER PRODUCTS         | INK CARTIRIDGE                 | OLYMPIC CONTINUATION SCHOOL    | 245.62   | R  |
| 114012 | SEHI COMPUTER PRODUCTS         | TONER CARTRIDGE                | MALIBU HIGH SCHOOL             | 466.38   | R  |
| 114024 | SEHI COMPUTER PRODUCTS         | projector lamp                 | GRANT ELEMENTARY SCHOOL        | 291.34   | R  |
| 113936 | SERRANO, RICARDO               | INVEST. OF EXISTING SEWER LINE | EDISON ELEMENTARY SCHOOL       | 1,080.00 | BB |
| 114035 | SHELL FLEET CARD SERVICES      | OPEN ORDER FOR FUEL COSTS      | TRANSPORTATION                 | 6,000.00 | R  |
| 113851 | SIMON-CAIN, MONICA             | REIMBURSEMNT                   | CHILD DEVELOPMENT CENTER       | 87.79    | CD |
| 113811 | SIR SPEEDY PRINTING #0245      | DISTRICT LETTERHEAD            | PRINTING SERVICES              | 175.60   | U  |
| 113996 | SIR SPEEDY PRINTING #0245      | CONCERT PROGRAMS/GIFT-MUSIC    | JOHN ADAMS MIDDLE SCHOOL       | 2,266.34 | R  |
| 114051 | SIR SPEEDY PRINTING #0245      | PRINTING                       | SANTA MONICA HIGH SCHOOL       | 28.54    | U  |
| 114063 | SMART & FINAL                  | GENERAL SUPPLIES/MATERIALS     | BOE/SUPERINTENDENT             | 300.00   | U  |
| 113798 | SMART SOURCE OF CALIFORNIA LLC | PROMOTION CERTIFICATES         | LINCOLN MIDDLE SCHOOL          | 746.30   | R  |
| 113874 | SMART TECHNOLOGIES CORP        | training ARRA competitive      | STATE AND FEDERAL PROJECTS     | 1,799.00 | R  |
| 113910 | SMART TEMPS LLC                | TEMP MGMNT SYSTEM FOR FREEZERS | FOOD SERVICES                  | 9,303.83 | R  |
| 113911 | SMART TEMPS LLC                | MAINTENANCE AGRMNT & SERVICE   | FOOD SERVICES                  | 3,650.00 | R  |
| 114040 | SOLANO COUNTY OFFICE OF ED     | COMPETITION FEE                | R O P                          | 395.00   | R  |
| 113780 | SOUTHERN CALIF VOCAL ASSOC     | FESTIVAL REGIS/GIFT/VOCAL MUS  | JOHN ADAMS MIDDLE SCHOOL       | 75.00    | R  |
| 114064 | SOUTHLAND LUMBER AND SUPPLY CO | LUMBER SUPPLY                  | FACILITY MAINTENANCE           | 1,000.00 | R  |

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF FEBRUARY 17, 2011

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA  
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL  
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

| PO NO. | VENDOR                         | DESCRIPTION                    | LOCATION                       | AMOUNT                 |            |
|--------|--------------------------------|--------------------------------|--------------------------------|------------------------|------------|
| 113773 | SOUTHPAW ENTERPRISES           | OCCUPATIONAL THERAPY SUPPLIES  | SPECIAL EDUCATION REGULAR YEAR | 56.84                  | R          |
| 113918 | SOUTHWEST SCHOOL SUPPLY        | ART/CRAFTS SUPPLIES            | WEBSTER ELEMENTARY SCHOOL      | 55.86                  | R          |
| 113986 | SOUTHWEST SCHOOL SUPPLY        | CRAFTS SUPPLIES                | WEBSTER ELEMENTARY SCHOOL      | 179.99                 | R          |
| 113853 | SPARKY DATA & TELECOM          | Disconnect Wiring              | INFORMATION SERVICES           | 1,500.00               | U          |
| 113995 | SPRINGHILL SUITES MARRIOTT     | LODGING FOR MUSIC TRIP/GIFT    | JOHN ADAMS MIDDLE SCHOOL       | 3,361.75               | R          |
| 114003 | STAPLES BUSINESS ADVANTAGE     | STAFF DEV. SUPPLIES            | CURRICULUM AND IMC             | 658.50                 | R          |
| 113924 | STAPLES DIRECT                 | CLASSROOM SUPPLIES             | HEALTH SERVICES                | 200.60                 | R          |
| 113990 | STAPLES INC & SUBSIDIARIES INC | OPEN ORDER: PAPER              | LINCOLN MIDDLE SCHOOL          | 4,400.00               | R          |
| 114055 | STAPLES INC & SUBSIDIARIES INC | LEGAL COPY PAPER               | WEBSTER ELEMENTARY SCHOOL      | 59.41                  | R          |
| 113785 | STAPLES/P-U/SANTA MONICA/WILSH | VI OFFICE & CLASSROOM SUPPLIES | SPECIAL EDUCATION REGULAR YEAR | 275.00                 | R          |
| 113852 | STAPLES/P-U/SANTA MONICA/WILSH | STAPLES                        | STUDENT SERVICES               | 1,000.00               | U          |
| 113982 | STAPLES/P-U/SANTA MONICA/WILSH | Lib Supplies student printing  | JOHN ADAMS MIDDLE SCHOOL       | 150.00                 | U          |
| 113985 | STAPLES/P-U/SANTA MONICA/WILSH | CLASSROOM SUPPLIES             | SANTA MONICA HIGH SCHOOL       | 100.00                 | R          |
| 113978 | STAPLES/P-U/VENICE/LINCOLN BL  | CLASSROOM SUPPLIES             | SANTA MONICA HIGH SCHOOL       | 100.00                 | R          |
| 113856 | STAPLES/P-U/WLA/CUST#240174490 | OPEN ORDER/INST SUP/GIFT/TEAM  | JOHN ADAMS MIDDLE SCHOOL       | 1,000.00               | R          |
| 114043 | STAPLES/P-U/WLA/CUST#240174490 | OPEN ORDER/INST SUP/GIFT/TEAM  | JOHN ADAMS MIDDLE SCHOOL       | 1,000.00               | R          |
| 113923 | SUPER DUPER PUBLICATIONS       | SLP SUPPLIES/ INCENTIVES       | HEALTH SERVICES                | 98.72                  | R          |
| 113765 | TARGET STORES                  | SMMEF GRANT/SUPER SIZE ME      | CHILD DEVELOPMENT CENTER       | 540.00                 | R          |
| 113975 | TAYLOR ENGINEERING INC.        | ROOSEVELT SEWER LINE           | FACILITY MAINTENANCE           | 375.00                 | R          |
| 114057 | THE BELL GROUP                 | INSTRUCTIONAL SUPPLIES         | ADULT EDUCATION CENTER         | 389.23                 | A          |
| 113967 | TOOL POWER                     | OPERATIONS GROUNDS SUPPLIES    | GROUNDS MAINTENANCE            | 438.95                 | R          |
| 113800 | TUMBLEWEED TRANSPORTATION      | OPEN PO: BUS TRANSPORTATION    | LINCOLN MIDDLE SCHOOL          | 350.00                 | R          |
| 113872 | TUMBLEWEED TRANSPORTATION      | USC 5TH GRADE FIELD TRIP       | EDISON ELEMENTARY SCHOOL       | 360.00                 | R          |
| 113915 | TUMBLEWEED TRANSPORTATION      | TRANSPORTATION CHARGES         | MCKINLEY ELEMENTARY SCHOOL     | 1,240.00               | R          |
| 113608 | U S BANK (GOVT CARD SERVICES)  | REIMBURSEMENT OF CREDIT CARD   | PURCHASING/WAREHOUSE           | 244.48                 | U          |
| 113922 | U S BANK (GOVT CARD SERVICES)  | Users Conference               | INFORMATION SERVICES           | 149.40                 | U          |
| 113838 | UNIVERSAL ASPHALT CO. INC.     | EDISION ASPHALT INSTALL        | FACILITY MAINTENANCE           | 1,750.00               | R          |
| 113832 | VONS STORE #2262               | OPEN ORDER/COOKING & SCIENCE   | CHILD DEVELOPMENT CENTER       | 200.00                 | CD         |
| 113849 | VONS STORE #2262               | OPEN ORDER/COOKING & SCIENCE   | CHILD DEVELOPMENT CENTER       | 100.00                 | CD         |
| 113862 | VOYAGER EXPANDED LEARNING      | LEARNING SOFTWARE              | ROOSEVELT ELEMENTARY SCHOOL    | 626.60                 | R          |
| 113962 | W. W. GRAINGER                 | FOR MAINT. DEPT SUPPLIES       | FACILITY MAINTENANCE           | 3,000.00               | R          |
| 113913 | WEST COAST PRINT               | PRINTING                       | MCKINLEY ELEMENTARY SCHOOL     | 195.90                 | R          |
| 113776 | WESTERN GRAPHIX                | Laminating Film                | WEBSTER ELEMENTARY SCHOOL      | 215.55                 | R          |
| 113944 | WESTERN SAFETY PRODUCTS INC    | INCIDENT COMMAND VESTS         | INSURANCE SERVICES             | 390.41                 | U          |
|        |                                |                                |                                | ** NEW PURCHASE ORDERS | 250,503.24 |

\*\* FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES \*\*

|        |                             |                               |                             |  |        |
|--------|-----------------------------|-------------------------------|-----------------------------|--|--------|
| 113898 | KORADE & ASSOCIATE BUILDERS | WALL REPAIR & PAINT TOUCH UPS | OLYMPIC CONTINUATION SCHOOL | 500.00   | BB     |
|        |                             |                               |                             | ** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES | 500.00 |

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO  
RE: ACCEPTANCE OF GIFTS – 2010/2011

ACTION/CONSENT  
02/17/11

RECOMMENDATION NO. A.08

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$25,484.14 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 2010-2011 income and appropriations by \$25,484.14 as described on the attached listing.

This report details only gifts of cash or non-cash items. It includes all contributions made by individuals or companies and some of the contributions made by our PTA's. Contributions made by a PTA in the form of a commitment and then billed are reported in a different resource. A final report that compiles all gift, PTA and Equity Fund contributions is prepared and available annually.

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

NOTE: The list of gifts is available on the District's website, [www.smmusd.org](http://www.smmusd.org).

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

BOE Date: 02/17/11

Current Gifts and Donations 2010/2011

| School/Site<br>Account Number                                      | Gift Amount                                      | Equity Fund<br>15% Contrib.          | In-kind<br>Value | Donor   | Purpose  |
|--|--|--------------------------------------|------------------|---|--|
| <b>JAMS</b><br>01-90120-0-00000-00000-8699-011-0000                | \$ 1,150.00<br>\$ 150.00<br>\$ 82.79<br>\$ 68.00 | \$ -<br>\$ -<br>\$ 14.61<br>\$ 12.00 |                  | Various Parents<br>Amy Kaplan<br>Macerich Santa Monica<br>Various Parents | Field Trip to Fresno<br>Field Trip to Fresno<br>General Supplies and Materials<br>General Supplies and Materials |
| <b>Adult Education</b><br>11-90120-0-00000-00000-8699-090-0000     |  |                                      |                  |   |  |
| <b>Alternative (SMASH)</b><br>01-90120-0-00000-00000-8699-009-0000 |  |                                      |                  |   |  |
| <b>Cabrillo</b><br>01-90120-0-00000-00000-8699-017-0000            |  |                                      |                  |   |  |
| <b>CDS</b><br>12-90120-0-00000-00000-8699-070-0000                 |  |                                      |                  |   |  |
| <b>Edison</b><br>01-90120-0-00000-00000-8699-001-0000              |  |                                      |                  |   |  |
| <b>Franklin</b><br>01-90120-0-00000-00000-8699-002-0000            | \$ 771.12  | \$ 136.08                            |                  | Macerich Santa Monica   | General Supplies and Materials   |
| <b>Grant</b><br>01-90120-0-00000-00000-8699-003-0000               |  |                                      |                  |   |  |
| <b>Lincoln</b><br>01-90120-0-00000-00000-8699-012-0000             | \$ 6,770.71<br>\$ 5,647.40                       | \$ 1,194.83<br>\$ 996.60             |                  | Macerich Santa Monica<br>Various Parents                                  | General Supplies and Materials<br>Special Services/Hourly<br>Instructional Assistant                             |
| <b>Malibu High School</b><br>01-90120-0-00000-00000-8699-010-0000  | \$ 610.00  | \$ -                                 |                  | Various Parents   | General Supplies and Materials   |
| <b>McKinley</b><br>01-90120-0-00000-00000-8699-004-0000            |  |                                      |                  |   |  |
| <b>Muir</b><br>01-90120-0-00000-00000-8699-005-0000                |  |                                      |                  |   |  |
| <b>Olympic HS</b><br>01-90120-0-00000-00000-8699-014-0000          |  |                                      |                  |   |  |
| <b>Rogers</b><br>01-90120-0-00000-00000-8699-006-0000              | \$ 6,420.00<br>\$ 300.00<br>\$ 300.00            | \$ -<br>\$ -<br>\$ -                 |                  | Various Parents<br>Heal The Bay<br>Heal The Bay                           | Field Trip<br>Field Trip<br>Field Trip   |

BOE Date: 02/17/11

Current Gifts and Donations 2010/2011

| School/Site<br>Account Number  | Gift Amount            | Equity Fund<br>15% Contrib. | In-kind Value | Donor                                   | Purpose                         |
|--|------------------------|-----------------------------|---------------|---|---------------------------------|
| <b>Roosevelt</b><br>01-90120-0-00000-00000-8699-007-0000                     |                        |                             |               |   |                                 |
| <b>Samohi</b><br>01-90120-0-00000-00000-8699-015-0000                        |                        |                             |               |   |                                 |
| <b>Barnum Hall</b><br>01-91150-0-00000-00000-8699-015-0000                   |                        |                             |               |   |                                 |
| <b>Pt. Dume Marine Science</b><br>01-90120-0-00000-00000-8699-019-0000       |                        |                             |               |   |                                 |
| <b>Webster</b><br>01-90120-0-00000-00000-8699-008-0000                       |                        |                             |               |   |                                 |
| <b>Others:</b>   |                        |                             |               |   |                                 |
| <b>Superintendent's Office</b><br>01-90120-0-00000-00000-8699-020-0000       |                        |                             |               |   |                                 |
| <b>Educational Services</b><br>01-90120-0-00000-00000-8699-030-0000          | \$ 650.00<br>\$ 210.00 | \$ -<br>\$ -                |               | City of Malibu<br>Various Music Parents | Field Trip<br>Instrument Repair |
| <b>Student &amp; Family Services</b><br>01-90120-0-00000-00000-8699-040-0000 |                        |                             |               |   |                                 |
| <b>Special Education</b><br>01-90120-0-00000-00000-8699-044-0000             |                        |                             |               |   |                                 |
| <b>Information Services</b><br>01-90120-0-00000-0000-8699-054-0000           |                        |                             |               |   |                                 |
| <b>Food and Nutrition Services</b><br>01-90120-0-00000-0000-8699-057-0000    |                        |                             |               |   |                                 |
| <b>District</b><br>01-90120-0-00000-00000-8699-090-0000                      |                        |                             |               |   |                                 |
| <b>TOTAL</b>   | <b>\$ 23,130.02</b>    | <b>\$ 2,354.12</b>          | <b>\$ -</b>   |   |                                 |

BOE Date: 02/17/11

Current Gifts and Donations 2010/2011

| School/Site<br>Account Number   | Y-T-D<br>Adjusted<br>Gift Total | Current<br>Gift Amount | Equity Fund<br>15% Contrib. | Cumulative<br>Gift Amount | Y-T-D<br>In-Kind Value | Current<br>In-Kind<br>Value | Cumulative<br>In-Kind<br>Value |
|---|---------------------------------|------------------------|-----------------------------|---------------------------|------------------------|-----------------------------|--------------------------------|
| <b>JAMS</b><br>01-90120-0-00000-00000-8699-011-0000   | \$ 73,831.53                    | \$ 1,450.79            | \$ 26.61                    | \$ 75,308.93              |                        |                             | \$ -                           |
| <b>Adult Education</b><br>11-90120-0-00000-00000-8699-090-0000  |                                 |                        |                             | \$ -                      |                        |                             | \$ -                           |
| <b>Alternative (SMASH)</b><br>01-90120-0-00000-00000-8699-009-0000  |                                 |                        |                             | \$ -                      |                        |                             | \$ -                           |
| <b>Cabrillo</b><br>01-90120-0-00000-00000-8699-017-0000   | \$ 5,481.54                     |                        |                             | \$ 5,481.54               |                        |                             | \$ -                           |
| <b>CDS</b><br>12-90120-0-00000-00000-8699-070-0000  |                                 |                        |                             | \$ -                      | \$ 33,799.87           |                             | \$ 33,799.87                   |
| <b>Edison</b><br>01-90120-0-00000-00000-8699-001-0000   | \$ 5,912.81                     |                        | \$ -                        | \$ 5,912.81               | \$ 1,250.00            |                             | \$ 1,250.00                    |
| <b>Franklin</b><br>01-90120-0-00000-00000-8699-002-0000   | \$ 2,258.47                     | \$ 771.12              | \$ 136.08                   | \$ 3,165.67               |                        |                             | \$ -                           |
| <b>Grant</b><br>01-90120-0-00000-00000-8699-003-0000  |                                 |                        |                             | \$ -                      |                        |                             | \$ -                           |
| <b>Lincoln</b><br>01-90120-0-00000-00000-8699-012-0000  | \$ 413.18                       | \$ 12,418.11           | \$ 2,191.43                 | \$ 15,022.72              |                        |                             | \$ -                           |
| <b>Malibu High School</b><br>01-90120-0-00000-00000-8699-010-0000<br><i>Malibu Shark Fund - Resource #90141</i> | \$ 23,612.17                    | \$ 610.00              | \$ -                        | \$ 24,222.17              |                        |                             | \$ -                           |
| <b>McKinley</b><br>01-90120-0-00000-00000-8699-004-0000   | \$ 13,341.20                    |                        |                             | \$ 13,341.20              |                        |                             | \$ -                           |
| <b>Muir</b><br>01-90120-0-00000-00000-8699-005-0000   | \$ 9,022.57                     |                        | \$ -                        | \$ 9,022.57               |                        |                             | \$ -                           |
| <b>Olympic HS</b><br>01-90120-0-00000-00000-8699-014-0000   | \$ 575.00                       |                        |                             | \$ 575.00                 |                        |                             | \$ -                           |
| <b>Rogers</b><br>01-90120-0-00000-00000-8699-006-0000   | \$ 8,564.42                     | \$ 7,020.00            | \$ -                        | \$ 15,584.42              |                        |                             | \$ -                           |
| <b>Roosevelt</b><br>01-90120-0-00000-00000-8699-007-0000  | \$ 175.00                       |                        |                             | \$ 175.00                 |                        |                             | \$ -                           |
| <b>Samohi</b><br>01-90120-0-00000-00000-8699-015-0000   | \$ 15,801.04                    |                        | \$ -                        | \$ 15,801.04              |                        |                             | \$ -                           |
| <b>Pt. Dume Marine Science</b><br>01-90120-0-00000-00000-8699-019-0000  |                                 |                        |                             | \$ -                      |                        |                             | \$ -                           |
| <b>Webster</b><br>01-90120-0-00000-00000-8699-008-0000  |                                 |                        |                             | \$ -                      |                        |                             | \$ -                           |

BOE Date: 02/17/11

Current Gifts and Donations 2010/2011

| School/Site<br>Account Number  | Y-T-D<br>Adjusted<br>Gift Total | Current<br>Gift Amount | Equity Fund<br>15% Contrib.                                | Cumulative<br>Gift Amount | Y-T-D<br>In-Kind Value      | Current<br>In-Kind<br>Value | Cumulative<br>In-Kind<br>Value |
|--|---------------------------------|------------------------|--|---------------------------|-----------------------------|-----------------------------|--------------------------------|
| <b>ALL OTHER LOCATIONS:</b>  |                                 |                        |  |                           |                             |                             |                                |
| <b>Superintendent's Office</b><br>01-90120-0-00000-00000-8699-020-0000             |                                 |                        |  | \$ -                      |                             |                             | \$ -                           |
| <b>Educational Services</b><br>01-90120-0-00000-00000-8699-030-0000                | \$ 5,226.25                     | \$ 860.00              |  | \$ 6,086.25               | \$ 7,039.50                 |                             | \$ 7,039.50                    |
| <b>Student and Family Support Services</b><br>01-90120-0-00000-00000-8699-041-0000 |                                 |                        |  | \$ -                      |                             |                             | \$ -                           |
| <b>Special Education</b><br>01-90120-0-00000-00000-8699-044-0000                   |                                 |                        |  | \$ -                      |                             |                             | \$ -                           |
| <b>Information Services</b><br>01-90120-0-00000-00000-8699-054-0000                |                                 |                        |  | \$ -                      |                             |                             | \$ -                           |
| <b>District</b><br>01-90120-00000-0-00000-8699-090-0000                            |                                 |                        |  | \$ -                      |                             |                             | \$ -                           |
| <b>Food &amp; Nutrition Services</b><br>01-90120-0-00000-00000-8699-070-0000       |                                 |                        |  | \$ -                      |                             |                             | \$ -                           |
| <b>TOTAL GIFTS</b>   | <b>\$ 164,215.18</b>            | <b>\$ 23,130.02</b>    | <b>\$ 2,354.12</b>   | <b>\$ 189,699.32</b>      | <b>\$ 42,089.37</b>         | <b>\$ -</b>                 | <b>\$ 42,089.37</b>            |
| <b>Total Cash Gifts for District:</b>  |                                 | <b>\$ 23,130.02</b>    | <b>Total Equity Fund<br/>15% Contribs.<br/>\$ 2,354.12</b> |                           | <b>Total In-Kind Gifts:</b> | <b>\$ -</b>                 |                                |

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JUDY ABDO

RE: APPROVAL OF FEE INCREASE FOR THE SCHOOL-AGE PROGRAMS FOR FISCAL YEAR 2010-2011

**RECOMMENDATION NO. A.09**

It is recommended that the Board of Education approve a fee increase for non-subsidized parents in the School-Age Child Development Programs effective July 1, 2011.

COMMENT: It is a condition of the Funding Terms and State and Federal Programs that parents' fees in the non-subsidized program cannot be less than the daily/monthly reimbursement rate for subsidized families receiving the same services.

**PROPOSED MONTHLY FEE SCHEDULE FOR FY 2010-2011**

| <b>Program</b>          | <b>GRADE</b> | <b>Current</b> | <b>New</b>  |
|-------------------------|--------------|----------------|---|
| Before and After School | K            | \$390          | \$415   |
| Before and After School | 1 - 3        | \$350          | \$375   |
| A.M. Only               | K - 5        | \$150          | \$160   |
| Early Express           | K            | \$190          | \$200   |
| Daily Rate              |              | \$ 40          | Summer<br>\$42.00/<br>Late enrollment<br>Breaks \$45.00 |

| <b>New Option for 2011-2012</b>  | <b>GRADE</b> |                                  |
|--|--------------|----------------------------------|
| Before and After School + Breaks*  | K            | \$475.00 Includes Pupil Free Day |
| Before and After School + Breaks*  | 1 - 3        | \$435.00 Includes Pupil Free Day |
| *Breaks (16 days): 8-day Winter Break and 8-day Spring Break<br>\$38.00 per day Early Enrollment |              |                                  |

After the State Budget is approved, Child Development Services will return to the Board with a proposal for Middle School Students.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION  
 FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JUDY ABDO  
 RE: HEAD START APPROPRIATIONS

ACTION/CONSENT  
 02/17/11

RECOMMENDATION NO. A.10

It is recommended that the Board of Education approve the budget adjustment application for additional funds for the Head Start program for FY 2010-11.

COMMENT: The proposed changes will address one time health and safety repair needs at the following Head Start sites. A review of the site based on the health and safety checklists as well as Los Angeles County Office of Education's standards for preventive safety measures such as tripping hazards or items to improve the supervision and safety of the children are the rationale for requests for funds. The changes will maintain a safe and healthy environment and the costs are allowable, necessary and reasonable to meet the performance standards related to safe environments and will continue to support program efforts to provide quality services for children.

|                                    |                 |
|------------------------------------|-----------------|
| <u>Grant Elementary</u>            |                 |
| Remove pole                        | \$ 295          |
| Repair matting                     | \$ 300          |
| <u>McKinley Elementary</u>         |                 |
| Playground fittings                | \$ 980          |
| Repair stairs                      | \$ 1,302        |
| Repair matting                     | \$ 399          |
| Gutters                            | \$ 350          |
| <u>Muir Elementary</u>             |                 |
| Playground fittings                | \$ 980          |
| Repair matting                     | \$ 943          |
| <u>Pine Street</u>                 |                 |
| Replace fence                      | \$ 5,150        |
| Repair asphalt                     | \$ 6,380        |
| <u>Rogers Elementary</u>           |                 |
| Asphalt                            | \$ 14,850       |
| Mechanic gate                      | \$ 1,999        |
| Fence                              | \$ 1,300        |
| Removal of asphalt in matting area | \$ 550          |
| <u>Washington West Elementary</u>  |                 |
| Remove and repair apparatus        | \$ 1,050        |
| Total Funds                        | <u>\$36,828</u> |

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JANECE L. MAEZ / JUDY ABDO

RE: HEAD START FISCAL MANAGEMENT MONITORING PROCEDURES

RECOMMENDATION NO. A.11

It is recommended that the Board of Education approve the Child Development Services Fiscal Management Monitoring Procedures and accept the results in order to comply with the Head Start Contract.

COMMENTS: According to the contract with Head Start, SMMUSD must conduct on-going monitoring of its total Head Start and Early Head Start programs, including all administrative and fiscal management systems in accordance with the "Improving Head Start for School Readiness Act of 2007" (Public Law 110-134), Section 641A(g)(3): *On-going Monitoring – Each Head Start agency (including each Early Head Start agency) and each delegate agency shall establish and implement procedures for the on-going monitoring of their respective programs, to ensure that the operations of the programs work toward meeting goals and objectives and standards.*

MOTION MADE BY:

SECONDED BY

STUDENT ADVISORY VOTE:

AYES:

NOES:

**Santa Monica Malibu Unified School District**  
**Fiscal Management Head Start Program – February 2011**

| <u>Ref. #</u> | <u>Fiscal Specialty Area</u> | <u>Procedures</u>   | <u>Frequency of Monitoring</u>                                       | <u>In/Out of Compliance</u>  | <u>Date Corrected</u>   | <u>Date Verified</u> |
|---------------|------------------------------|---|--|--|-------------------------|----------------------|
| FM-1A         | Financial Management Systems | Do the program's financial management systems provide for effective control over and accountability for grant funds, property, and other assets and ensure they are used solely for authorized purposes?  | Review semi-annually, or more frequently if there have been findings | The district has it is own in house system QSS                     |                         |                      |
| FM-1B         | Financial Management Systems | Has the <i>agency</i> * made changes to the budget that required prior approval before receiving such approval in writing?  | Monthly, or as it occurs, ensure approvals are obtained              | All our budget revision is done after written approval from lacoe. |                         |                      |
| FM-1E         | Financial Management Systems | Do the program/delegate agencies obtain, manage, and maintain appropriate insurance coverage for risks and liabilities and use insurance to manage risks?   | Review semi-annually, or as needed, if there have been findings      | Yes, insurance policy on file                                      |                         |                      |
| FM-1F         | Financial Management Systems | Has the program addressed or is in the process of addressing any financial findings or weaknesses identified during the past three OMB Circular A-133 Audits and grantee monitoring reviews?  | Annually and ongoing as per corrective action plan                   | Out of compliance  | Currently working on it |                      |
| FM-2A         | Reporting                    | Are program financial reports and accounting records current, accurate, and available? Do they contain information pertaining to grant or sub-grant awards and authorizations, obligations, unobligated balances, assets, liabilities, outlays or expenditures, and income?<br>Reports include but not limited to: • Internal Revenue Service (IRS) 941 (Employer's Quarterly Federal Tax Return); • IRS 990 (Return of Organization Exempt from Income Tax); • IRS 5500 (Annual Return/Report of Employee Benefit Plan); cost reports and • Other official Federal, State, and local reports as required by applicable law | Quarterly or as appropriate to reporting frequency                   | ✓  |                         |                      |

|       |                 |  |   |   |  |  |
|-------|-----------------|--|---|---|--|--|
| FM-2B | Reporting       | Are monthly financial status reports provided to program governing bodies, policy groups, and staff to advise them and to control program quality and maintain program accountability?   | Monthly, per review of agendas and minutes                                      | ✓ |  |  |
| FM-3B | Procurement     | Does the program have written procurement procedures that provide, at a minimum, all requirements specified in the applicable Federal statutes?  | Annually, or as revisions are made to procedures                                | ✓ |  |  |
| FM-3C | Procurement     | Are procurement transactions conducted in a manner that provides for open and free competition?  | Review semi-annually, or more frequently if there have been findings            | ✓ |  |  |
| FM-3D | Procurement     | Are the program's contracts and delegate agency agreements current, available, signed, and dated with a complete description of the performance and financial expectations of the program, grantee, Federal guidelines and the other parties? Can the agency demonstrate that contractual agreements were met? | Review semi-annually, or more frequently if there have been findings            | ✓ |  |  |
| FM-4A | Compensation    | Are the program's original time records prepared properly and signed by the individual employee or the responsible supervisory official having first-hand knowledge of the actual work performed?  | Review semi-annually, or more frequently if there have been findings            | ✓ |  |  |
| FM-4B | Compensation    | Are program staff charged to the grant compensated (salary and other forms of compensation) at a rate at or below Executive Level II?  | Review semi-annually, or more frequently if there have been findings            | ✓ |  |  |
| FM-4C | Compensation    | Are program staff wages charged to the grant reasonable and supported by appropriate wage comparability data?  | Review annually, or more frequently if there have been findings                 | ✓ |  |  |
| FM-5C | Cost Principles | If the program shares costs with other programs, does the program utilize a method for allocating costs that reflects the relative degree of benefit for all programs receiving the benefit of the allocated cost?   | Review & sample semi-annually, or more as needed if there have been findings or | ✓ |  |  |

|       |                       |  |  |   |  |  |
|-------|-----------------------|--|--|---|--|--|
|       |                       |  | DA is high risk  |   |  |  |
| FM-5D | Cost Principles       | Is delegate-claimed non-Federal participation (NFS) verifiable from documentary records?   | Sample at least semi-annually to ensure sufficient Non-Federal Share is documented | ✓ |  |  |
| FM-6B | Facilities & Property | Does the program have a process to ensure all contracts exceeding \$2,000 or amounts referenced in program contract exhibits for constructing, renovating, or repairing buildings used by Head Start programs comply with the Davis-Bacon Act? | Review annually or more frequently, as applicable                                  | ✓ |  |  |
|       | OTHER 1               | Can program demonstrate compliance with program contract requirements at all times?  | On-going   | ✓ |  |  |
|       | OTHER 2               | If "IAM" agency, can program demonstrate sustainable/sufficient progress in complying with the "special conditions" and related "grantee approved QIP".  | Daily, with monthly progress report to governance and grantee                      | ✓ |  |  |

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: APPROVAL FOR DISPOSAL/RECYCLE OF SURPLUS EQUIPMENT

RECOMMENDATION NO. A.12

It is recommended that the Board of Education approve the disposal, sale, recycling or donation of the surplus equipment and furniture listed below.

COMMENT: All items are obsolete, beyond economic repair, unusable or deemed as surplus. Items will be disposed of in accordance with Educational Code 17545-1755.

| School/<br>Dept                   | Item                                 | Qty        | Serial #                 | Acquired           | Asset #      |
|-----------------------------------|--------------------------------------|------------|--------------------------|--------------------|--------------|
| Adams                             | Typewriter – Brother GX6750          | 1          | E76100333                | Unknown            | None         |
|                                   | Typewriter – IBM 1000 Wheelwriter    | 1          | 11VCX04                  | 12/06/01           | 13293        |
|                                   | FAX – Panasonic Panafax UF-490       | 1          | FDP1A00509               | 08/09/04           | 16509        |
| Adult Ed                          | Printer – HP 990CXI/C6455A           | 1          | MY07B1C01H               | 10/30/01           | 12653        |
|                                   | Printer – HP4200N/Q24626A            | 1          | CNBX310291               | 05/19/03           | 14291        |
| CDS<br>McKinley                   | Washer – Maytag Ensignia MAV6458AV   | 1          | 23765610EE               | 04/13/04           | 16015        |
| Edison                            | Television – Magnavox 16185686       | 1          | 3112L082F                | 01/01/92           | 2146         |
|                                   | Television – RCA R27645              | 2          | 19521080<br>18313934     | 12/20/00           | 8409<br>8410 |
|                                   | Television – RCA XL-100              | 1          | Unknown                  | 01/01/85           | 2694         |
|                                   | Television – Zenith C1912W           | 2          | 2116290954<br>1-16291126 | 01/01/86           | 2149<br>2751 |
|                                   | Television/VCR – Goldstar VV8220     | 1          | SB03460151               | 01/01/90           | 2165         |
| Roosevelt                         | Overhead Projector – ELMO HP3550H    | 2          | 374735<br>302814         | Unknown<br>Unknown | None<br>None |
|                                   | Overhead Projector – ELMO HP3600     | 1          | 36020266                 | Unknown            | None         |
|                                   | Overhead Projector – ELMO HPL3550HDX | 1          | 355020                   | Unknown            | None         |
| Samohi                            | Computer – Apple Power Mac G4        | 1          | XB025086JZG              | Unknown            | None         |
|                                   | Computer – Dell Dimension 4100       | 1          | J733301                  | Unknown            | None         |
|                                   | Computer – Gateway E3400             | 5          | 23628520                 | 06/30/01           | 9355         |
|                                   |                                      |            | 23628524                 |                    | 9351         |
|                                   |                                      |            | 23628526                 |                    | 9426         |
|                                   |                                      |            | 23628532                 |                    | 9420         |
|                                   |                                      |            | 23628498                 |                    | 9425         |
|                                   | Computer – Gateway G6-400            | 1          | 11504064                 | Unknown            | None         |
|                                   | Computer – Gateway PS-69             | 1          | 3421875                  | Unknown            | None         |
| Printer – HP LaserJet 5500/CA122A | 1                                    | JSB3058771 | Unknown                  | None               |              |
| Projector – Sharp PGF212XL        | 2                                    | 903915116  | 07/30/09                 | 22344              |              |
|                                   |                                      | 907918776  | Unknown                  | None               |              |
| Typewriter – IBM 674X             | 2                                    | 11-6191997 | 01/01/90                 | 902                |              |
|                                   |                                      | 11-0519105 | Unknown                  | None               |              |

The following vehicles will be sold as surplus once the replacement vehicles are received. Vehicles are beyond economic repair and exceed the District standard of a 10 year replacement cycle.

| <b>Veh #</b>                    | <b>Make/Model</b>                    | <b>Year</b> | <b>SN</b> | <b>Shop</b> | <b>License</b> |
|---------------------------------|--------------------------------------|-------------|-----------|-------------|----------------|
| 200-LMA<br><br>Asset #<br>17826 | Lawnmower<br>Exmark Phazer PHZ19KA34 | 2006        | 649452    | Grounds     | N/A            |

Condition:

| <b>Veh #</b>                    | <b>Mileage</b> | <b>Interior Condition</b> | <b>Exterior Condition</b> | <b>Mechanical</b> |
|---------------------------------|----------------|---------------------------|---------------------------|-------------------|
| 200-LMA<br><br>Asset #<br>17826 | Unknown        | Poor                      | Poor                      | Poor              |

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: ACCEPTANCE OF WORK COMPLETED FOR BID # 10.17.BB – MAIN OFFICE RECONFIGURATION – WILL ROGERS LEARNING COMMUNITY – FAST TRACK CONSTRUCTION CO., INC. – MEASURE BB

RECOMMENDATION NO. A.13

It is recommended that the Board of Education accept as completed all work contracted for Bid #10.17.BB – Main Office Reconfiguration – Will Rogers Learning Community project, to Fast Track Construction Co., Inc., with the final contract amount of \$ 175,811.18.

Funding Information:

Budgeted: Yes  
Fund: 81  
Source: Building Fund  
Account Number: 81-00000-0-00000-85000-6200-001-2600  
Description: Construction Services  
DSA #: 03-112998

Description: Building Improvement

COMMENTS: The contract with Fast Track Construction Co., Inc. Bid #10.17.BB Main Office Reconfiguration - Will Rogers Learning Community project, has been completed. In order to facilitate the release of the retention being held by the District, a Notice of Completion must be filed for thirty-five (35) days with the County of Los Angeles pending approval by the Board of Education.

09/13/2010 was established as the effective Beneficial Occupancy date, which is the effective warranty commencement date. Substantial Completion was established as 02/04/2011.

|   |                  |
|---|------------------|
| Original Contract Amount:                           | \$ 153,500.00    |
| Change Order No 1 (BOE approved 09/01/2010):        | 8,203.66         |
| <u>Change Order No 2 (BOE approved 10/21/2010):</u> | <u>14,107.52</u> |
| Total Contract Amount:                              | \$ 175,811.18    |

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: ACCEPTANCE OF WORK COMPLETED FOR BID #10.27.BB – MODULAR CLASSROOMS – EDISON LANGUAGE ACADEMY – FAST TRACK CONSTRUCTION CO., INC. – MEASURE BB

RECOMMENDATION NO. A.14

It is recommended that the Board of Education accept as completed all work contracted for Bid #10.27.BB – Modular Classrooms – Edison Language Academy project, to Fast Track Construction Co., Inc., with the final contract amount of \$ 130,221.53.

Funding Information:

Budgeted: Yes  
Fund: 81  
Source: Building Fund  
Account Number: 81-00000-0-00000-85000-6200-001-2600  
Description: Construction Services  
DSA #: 03-112999

Description: Building Improvement

COMMENTS: The contract with Fast Track Construction Co., Inc. Bid #10.27.BB Modular Classrooms- Edison Language Academy project has been completed. In order to facilitate the release of the retention being held by the District, a Notice of Completion must be filed for thirty-five (35) days with the County of Los Angeles pending approval by the Board of Education.

02/01/2011 was established as the effective Contract Completion date, which is the effective warranty commencement date. Substantial Completion was established as 02/04/2011.

|   |                       |
|---|-----------------------|
| Original Contract Amount:                         | \$ 147,980.00         |
| <u>Change Order No 1 (BOE approved 02/03/11):</u> | <u>- \$ 17,758.47</u> |
| Total Contract Amount:                            | \$ 130,221.53         |

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

TO: BOARD OF EDUCATION  
 FROM: TIM CUNEO / DEBRA MOORE WASHINGTON  
 RE: CERTIFICATED PERSONNEL – Elections, Separations

ACTION/CONSENT  
 02/17/11

RECOMMENDATION NO. A.15

Unless otherwise noted, all items are included in the 2010/2011 approved budget.

**ADDITIONAL ASSIGNMENTS**

ADAMS MIDDLE SCHOOL

|                          |                   |                |                |
|--------------------------|-------------------|----------------|----------------|
| Alexopoulos, Ashley      | 9.87 hrs @\$40.46 | 1/28/11-2/6/11 | Est Hrly/\$400 |
| Brown, Dan               | 9.87 hrs @\$40.46 | 1/28/11-2/6/11 | Est Hrly/\$400 |
| Doloso, Tess             | 9.87 hrs @\$40.46 | 1/28/11-2/6/11 | Est Hrly/\$400 |
| Hart, Matthew            | 9.87 hrs @\$40.46 | 1/28/11-2/6/11 | Est Hrly/\$400 |
| Jurewicz, Kristin        | 9.87 hrs @\$40.46 | 1/28/11-2/6/11 | Est Hrly/\$400 |
| Rajabali, Jahan          | 9.87 hrs @\$40.46 | 1/28/11-2/6/11 | Est Hrly/\$400 |
| TOTAL ESTABLISHED HOURLY |                   |                | \$2,400        |

Comment: Chaperone 8<sup>th</sup> Grade Science Camp  
 01-Tier III Programs Cat Flex

EDUCATIONAL SERVICES

|                     |                   |                |                |
|---------------------|-------------------|----------------|----------------|
| Alexander, Laura    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Berens, Candis      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Berman, Wendy       | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Blitz, Sarah        | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Borden, Ashley      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Cannell, Steve      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Carey, Ann          | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Cedillo, Sofia      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Cervantes, Hayde    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Clark, Julie        | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Contreras, Sitara   | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Cueva, Olga         | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| De la Rosa, Mary    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Fulcher, Nathan     | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Gaynor, Susan       | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Goldman, Jennifer   | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Gonzalez, Gabriela  | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Hanson, Lori        | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Mathewson, Stefanie | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Mayle, Alexander    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Micale, Monica      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Miller, Patrick     | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Moazzez, Rozita     | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Mowry, Kristen      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Mugalian, Tamara    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Murcia, Gabriela    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Murphy, Letitia     | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Naranjo, Rocio      | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Plasencia, Raquel   | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Ransom, Barbara     | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Ripley, Virginia    | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Rodriguez, Judith   | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Ryan, Sean          | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Scifres, Mary       | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Seals, Mike         | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |
| Skorko, Nancy       | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502 |

|                          |                   |                |                       |
|--------------------------|-------------------|----------------|-----------------------|
| Stowell, Nancy           | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502        |
| Suffolk, Stefanie        | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502        |
| Walsh, Lauren            | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | Est Hrly/\$502        |
| Wechselberger, Amy       | 12.4 hrs @\$40.46 | 9/3/10-6/22/11 | <u>Est Hrly/\$502</u> |
| TOTAL ESTABLISHED HOURLY |                   |                | \$20,080              |

Comment: Site Instructional Team Leader  
01-RGK Foundation

|                          |                |         |                       |
|--------------------------|----------------|---------|-----------------------|
| Baltrushes, Susan        | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Barba, Graciela          | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Braff, Sarah             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Cedillo, Sophia          | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Cueva, Olga              | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Dryman, Cheryl           | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Fiske, Nikki             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Gooden, Akiko            | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Hakomori, Teri           | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Harris, Ken              | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Held, Pamela             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Herrera, Mayra           | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Hovest, Christi          | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Hwang, Genie             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Le, Hong                 | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Lipson, Jenny            | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Marks, Jamie             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Martinez, Lorena         | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Mathewson, Stefanie      | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| O'Meara, Peggy           | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Posey, Steve             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Reff, Eric               | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Ripley, Virginia         | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Rowland, Christine       | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Scholder, Holly          | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Spanos, Christina        | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Suomu, Susan             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Takashima, Iris          | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Taslimi, Laila           | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Truenfels, Tesi          | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Ware, Andrea             | 4 hrs @\$40.46 | 1/29/11 | Est Hrly/\$162        |
| Weinstock, Cyndie        | 4 hrs @\$40.46 | 1/29/11 | <u>Est Hrly/\$162</u> |
| TOTAL ESTABLISHED HOURLY |                |         | \$5,184               |

Comment: Theater Professional Development  
01-IASA: Title II Teacher Quality

|                          |                 |                 |                       |
|--------------------------|-----------------|-----------------|-----------------------|
| Schmidt, Samantha        | 15 hrs @\$40.46 | 1/17/11-3/28/11 | <u>Est Hrly/\$607</u> |
| TOTAL ESTABLISHED HOURLY |                 |                 | \$607                 |

Comment: Classroom Coverage – Language Arts Framework  
01-IASA: Title II Teacher Quality

GRANT ELEMENTARY SCHOOL

|                    |                 |                |                       |
|--------------------|-----------------|----------------|-----------------------|
| Chen, Lillian      | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Croft, Susan       | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Cueva, Olga        | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Donovan, Mike      | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Hopkins, Miriam    | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Martinez, Lorena   | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Neumann, Stephanie | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Petrilyak, David   | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Smith, Shelley     | 12 hrs @\$40.46 | 2/9/11-3/10/11 | Est Hrly/\$486        |
| Ware, Andrea       | 24 hrs @\$40.46 | 2/9/11-3/10/11 | <u>Est Hrly/\$971</u> |

|                                   |   |                  |                          |                   |
|-----------------------------------|---|------------------|--------------------------|-------------------|
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$5,345           |
| Comment:                          | Intervention Classes<br>01-Gifts – Equity Fund  |                  |                          |                   |
| <u>LINCOLN MIDDLE SCHOOL</u>      |   |                  |                          |                   |
|                                   | Allstot, Sean   | 48 hrs @\$40.46  | 2/1/11-6/22/11           | Est Hrly/\$1,942  |
|                                   | Vosylius, Dalia   | 48 hrs @\$40.46  | 2/1/11-6/22/11           | Est Hrly/\$1,942  |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$3,884           |
| Comment:                          | After-School Library Hours<br>01-Reimbursed by PTA                                      |                  |                          |                   |
|                                   | Johnston, Roe   | 25 hrs @\$40.46  | 1/31/11-6/22/11          | Est Hrly/\$1,012  |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$1,012           |
| Comment:                          | Audio/Visual Support<br>01-Tier III Programs Cat Flex                                   |                  |                          |                   |
| <u>MALIBU HIGH SCHOOL</u>         |   |                  |                          |                   |
|                                   | Schmidt, Samantha   | 100 hrs @\$40.46 | 1/1/11-6/30/11           | Est Hrly/\$4,046  |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$4,046           |
| Comment:                          | Classroom Coverage – English Teacher Grading Days<br>01-Malibu Shark Fund               |                  |                          |                   |
|                                   | Tucker, Jack  | 16 hrs @\$40.46  | 9/7/10-6/22/11           | Est Hrly/\$647    |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$647             |
| Comment:                          | New Course Curriculum Planning<br>01-Tier III Programs Cat Flex                         |                  |                          |                   |
| <u>MCKINLEY ELEMENTARY SCHOOL</u> |   |                  |                          |                   |
|                                   | Duran, Concepcion   | 21 hrs @\$40.46  | 1/3/11-6/22/11           | Est Hrly/\$850    |
|                                   | Langsdale, Jennifer   | 21 hrs @\$40.46  | 1/3/11-6/22/11           | Est Hrly/\$850    |
|                                   | Murphy, Anne  | 21 hrs @\$40.46  | 1/3/11-6/22/11           | Est Hrly/\$850    |
|                                   | Scifres, Mary   | 10 hrs @\$40.46  | 1/3/11-6/22/11           | Est Hrly/\$405    |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$2,955           |
| Comment:                          | Student Success Team (SST)<br>01-IASA: Title I Basic-LW Inc/Neg                         |                  |                          |                   |
|                                   | Vlasic, Emily   | 132 hrs @\$40.46 | 1/3/11-5/31/11           | Est Hrly/\$5,341  |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$5,341           |
| Comment:                          | Reading Instruction<br>01-Gifts – Equity Fund -58%<br>01-Save Our Schools -42%          |                  |                          |                   |
|                                   | Vlasic, Emily   | 125 hrs @\$40.46 | 6/1/11-6/22/11           | Est Hrly/\$5,058  |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$5,058           |
| Comment:                          | Reading Instruction<br>01-IASA: Title I Basic-LW Inc/Neg                                |                  |                          |                   |
|                                   | Langsdale, Jennifer   | 10 hrs @\$40.46  | 1/3/11-6/22/11           | Est Hrly/\$405    |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$405             |
| Comment:                          | Substitute as needed for Reading Intervention Support Program<br>01-Gifts – Equity Fund |                  |                          |                   |
| <u>MUIR ELEMENTARY SCHOOL</u>     |   |                  |                          |                   |
|                                   | Trubo, Melissa  | 420 hrs @\$40.46 | 1/10/11-6/22/11          | Est Hrly/\$16,993 |
|                                   |   |                  | TOTAL ESTABLISHED HOURLY | \$16,993          |
| Comment:                          | Reading Instruction<br>01-Save Our Schools  |                  |                          |                   |

**SANTA MONICA HIGH SCHOOL**

|                         |                  |                 |                          |
|-------------------------|------------------|-----------------|--------------------------|
| Alvarado, Robert        | 89 hrs @\$56.23  | 1/31/11-6/22/11 | Own Hrly/\$ 5,004        |
| Black, Mark             | 89 hrs @\$81.19  | 1/31/11-6/22/11 | Own Hrly/\$ 7,226        |
| Cuda, Zachery           | 89 hrs @\$58.56  | 1/31/11-6/22/11 | Own Hrly/\$ 5,212        |
| Escalera, Daniel        | 89 hrs @\$81.19  | 1/31/11-6/22/11 | Own Hrly/\$ 7,226        |
| Henderson, Luke         | 178 hrs @\$67.83 | 1/31/11-6/22/11 | Own Hrly/\$12,074        |
| Jones, Dave             | 89 hrs @\$67.83  | 1/31/11-6/22/11 | Own Hrly/\$ 6,037        |
| Song, Kate              | 89 hrs @\$62.86  | 1/31/11-6/22/11 | <u>Own Hrly/\$ 5,595</u> |
| <b>TOTAL OWN HOURLY</b> |                  |                 | <b>\$48,374</b>          |

Comment: 6<sup>th</sup> Period Assignment  
01-Unrestricted Resource

**HOURLY TEACHERS**

**STUDENT SERVICES**

|                                 |                    |                 |                        |
|---------------------------------|--------------------|-----------------|------------------------|
| Bryant, Shirley                 | \$40.46, as needed | 1/20/11-6/30/11 | Est Hrly/\$----        |
| Willis, Deborah                 | \$40.46, as needed | 1/20/11-6/30/11 | <u>Est Hrly/\$----</u> |
| <b>TOTAL ESTABLISHED HOURLY</b> |                    |                 | <b>\$----</b>          |

Comment: Home Instructor  
01-Special Education – 50%  
01-Unrestricted Resource – 50%

**TOTAL ESTABLISHED HOURLY, AND OWN HOURLY = \$ 122,331**

**ELECTIONS**

**TEMPORARY CONTRACTS**

|  |                      |                  |
|--|----------------------|------------------|
| <u>Name/Assignment/Location</u>                            | <u>Not to Exceed</u> | <u>Effective</u> |
| Vasquez, Martha/4 <sup>th</sup> Grade<br>Rogers Elementary | 100%                 | 1/26/11-6/30/11  |

**SUBSTITUTE TEACHERS**

**Effective**

**LONG-TERM SUBSTITUTES**

**(@\$210.00 Daily Rate)**

|                   |                 |
|-------------------|-----------------|
| Bromberg, James   | 1/24/11-4/8/11  |
| Gonzalez, Monica  | 1/28/11         |
| La Duke, Janice   | 1/14/11-6/22/11 |
| Marsden, Ruth     | 1/11/11-2/28/11 |
| Yaghoobian, Elhum | 1/27/11-4/1/11  |

**PREFERRED SUBSTITUTES**

**(@\$162.00 Daily Rate)**

|             |         |
|-------------|---------|
| Rand, Aimee | 1/18/11 |
|-------------|---------|

**REGULAR DAY-TO-DAY SUBSTITUTES**

**(@\$138.00 Daily Rate)**

|                |         |
|----------------|---------|
| Stuart, Shante | 1/18/11 |
|----------------|---------|

**LEAVE OF ABSENCE (with pay)**

|   |                                |
|---|--------------------------------|
| <u>Name/Location</u>                      | <u>Effective</u>               |
| Berman-Baker, Wendy<br>Webster Elementary | 1/11/11-2/28/11<br>[maternity] |

|   |   |
|---|---|
| Evensen, Thor<br>Malibu High School     | 1/18/11-2/4/11<br>[CFRA]<br>(Revision of dates from 2/3/11Agenda) |
| Ferguson, Joelin<br>Pt Dume Elementary  | 1/19/11-2/18/11<br>[maternity]                                    |
| Haenschke, Kristine<br>Santa Monica HS  | 2/7/11-3/1/11<br>[medical]  |
| Hensley, Kristin<br>Olympic High School | 2/7/11-3/21/11<br>[maternity]                                     |
| Hinjosa, Judith<br>Santa Monica HS      | 1/31/11-3/22/11<br>[maternity]                                    |
| Hinjosa, Judith<br>Santa Monica HS      | 3/23/11-4/1/11<br>[CFRA]  |

**LEAVE OF ABSENCE (without pay)**

| <u>Name/Location</u>                   | <u>Effective</u>         |
|--|--------------------------|
| Ferguson, Joelin<br>Pt Dume Elementary | 2/19/11-3/4/11<br>[CFRA] |

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

TO: BOARD OF EDUCATION  
 FROM: TIM CUNEO / WILBERT YOUNG  
 RE: CLASSIFIED PERSONNEL - MERIT

ACTION/CONSENT  
 02/17/11

RECOMMENDATION NO. A.16

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 schedules.

| <u>ELECTION</u>                    |  | <u>EFFECTIVE DATE</u> |
|------------------------------------|--|-----------------------|
| Barrera, Amanda<br>Santa Monica HS | Inst Asst – Special Ed<br>6 Hrs/SY/Range: 20 Step: A | 2/1/11                |

| <u>PROMOTION</u>                    |   | <u>EFFECTIVE DATE</u> |
|-------------------------------------|---|-----------------------|
| Romo, Jennifer<br>Food Svcs/Webster | Cafeteria Worker II<br>5 Hrs/SY/Range: 13 Step: E<br>Fr: Cafeteria Worker I; 3.5 Hrs/SY | 1/31/11               |

| <u>TEMP/ADDITIONAL ASSIGNMENTS</u>     |  | <u>EFFECTIVE DATE</u> |
|--|--|-----------------------|
| Boyd, Kathryn<br>Santa Monica HS       | Custodian<br>[overtime, Football event]                        | 1/15/11               |
| Bromberg, Jill<br>Special Education    | Inst Asst – Specialized<br>[extra hours, student needs]        | 1/10/11-6/22/11       |
| Cornejo, Natalie<br>Facility Permits   | Campus Security Officer<br>[overtime, as needed]               | 1/15/11-6/30/11       |
| Cornejo, Natalie<br>Theater Operations | Campus Security Officer<br>[overtime, as needed]               | 1/15/11-6/30/11       |
| Cueva, Felipe<br>Santa Monica HS       | Custodian<br>[overtime, Basketball playoffs]                   | 12/11/10              |
| Godinez, Octavio<br>Malibu High School | Gardener<br>[overtime, as needed]                              | 1/1/11-6/30/11        |
| Gottesman, Judith<br>Lincoln MS        | Accompanist<br>[additional hours, as needed]                   | 2/1/11-6/22/11        |
| Heiderman, Daniel<br>Operations        | Custodian<br>[overtime, as needed]                             | 1/1/11-6/30/11        |
| Johnson, Lore<br>Child Develop Svcs    | Children Center Asst<br>[additional hours, as needed]          | 1/1/11-6/22/11        |
| Klenk, Heather<br>Lincoln MS           | Inst Asst – Music<br>[additional hours, program needs]         | 1/10/11-1/28/11       |
| Logsdon, Adila<br>Lincoln MS           | Sr. Office Assistant<br>[16 additional hours, special project] | 2/1/11-6/22/11        |
| Martin, Eric<br>Operations             | Custodian<br>[overtime, as needed]                             | 1/1/11-6/30/11        |

|  |  |                              |
|--|--|------------------------------|
| Mikhail, Christine<br>Rogers Elementary  | Inst Asst – Classroom<br>[additional hours, program needs]                   | 1/25/11-6/17/11              |
| Molina, Maria<br>Educational Svcs        | Inst Asst – Bilingual<br>[additional hours, ELL student needs]               | 2/1/11-6/22/11               |
| O'Rourke, Tom<br>Santa Monica HS         | Custodian<br>[overtime, Basketball tournament]                               | 1/29/11                      |
| Orozco, Abel<br>Malibu High School       | Gardener<br>[overtime, as needed]  | 1/1/11-6/30/11               |
| Peoples, Jeffrey<br>Santa Monica HS      | Custodian<br>[overtime, Basketball playoffs]                                 | 12/11/10                     |
| Rodriguez, Frances<br>Child Develop Svcs | Children Center Asst<br>[additional hours, as needed]                        | 1/1/11-6/22/11               |
| Santiago, Lauren<br>McKinley Elementary  | Inst Asst – Special Ed<br>[10 additional hours, program needs]               | 1/3/11-6/22/11               |
| Savage, Stephanie<br>Lincoln MS          | Sr. Office Specialist<br>[overtime, ASB Dance Supervision]                   | 1/7/11-6/22/11               |
| Valle, Dahlia<br>Rogers Elementary       | Inst Asst – Classroom<br>[additional hours, program needs]                   | 1/25/11-6/17/11              |
| Velasco, Henry<br>Santa Monica HS        | Technology Support Asst<br>[overtime, Comp Lab set-up]                       | 11/22/10-11/24/10            |
| <b><u>SUBSTITUTES</u></b>                |  | <b><u>EFFECTIVE DATE</u></b> |
| Gheewala, Mehrun<br>Child Develop Svcs   | Children Center Asst   | 1/25/11-6/22/11              |
| Hess, Katya<br>Child Develop Svcs        | Children Center Asst   | 1/25/11-6/22/11              |
| Ivey, Teresa<br>Child Develop Svcs       | Children Center Asst   | 1/25/11-6/22/11              |
| Jovel, Daniel<br>Franklin Elementary     | Inst Asst – Classroom  | 1/25/11-3/1/11               |
| Romero, Clara<br>Personnel Commission    | Office Specialist  | 1/24/11-6/30/11              |
| <b><u>INVOLUNTARY TRANSFER</u></b>       |  | <b><u>EFFECTIVE DATE</u></b> |
| Durham, Michael<br>Pt Dume Elementary    | Custodian<br>8 Hrs/12 Mo/Nights<br>Fr: 8 Hrs/12 Mo/Days/Santa Monica HS      | 1/24/11                      |
| Johnson, Debrah<br>Santa Monica HS       | Custodian<br>8 Hrs/12 Mo/Nights<br>Fr: 8 Hrs/12 Mo/Days/Olympic HS           | 1/24/11                      |
| McArthur, Sean<br>Santa Monica HS        | Custodian<br>8 Hrs/12 Mo/Nights<br>Fr: 8 Hrs/12 Mo/Nights/Pt Dume Elementary | 1/24/11                      |

|   |  |                              |
|---|--|------------------------------|
| Peoples, Jeffrey<br>Santa Monica HS         | Custodian<br>8 Hrs/12 Mo/Days<br>Fr: 8 Hrs/12 Mo/Nights/Santa Monica HS        | 1/24/11                      |
| Perez, Maria<br>Olympic HS                  | Custodian<br>8 Hrs/12 Mo/Days<br>Fr: 8 Hrs/12 Mo/Days/Santa Monica HS          | 1/24/11                      |
| <b><u>LEAVE OF ABSENCE (PAID)</u></b>       |  | <b><u>EFFECTIVE DATE</u></b> |
| Meline, Eleonore<br>Webster Elementary      | Administrative Asst<br>Medical   | 1/31/11-2/6/11               |
| Peak, Denise<br>Malibu High School          | Inst Asst – Special Ed<br>Medical  | 2/2/11-2/11/11               |
| <b><u>LEAVE OF ABSENCE (UNPAID)</u></b>     |  | <b><u>EFFECTIVE DATE</u></b> |
| Fairweather, Lesley<br>Personnel Commission | Human Resource Tech<br>Personal  | 1/17/11-2/25/11              |
| <b><u>PROFESSIONAL GROWTH</u></b>           |  | <b><u>EFFECTIVE DATE</u></b> |
| Adams, Daryl<br>Webster Elementary          | Physical Activities Specialist   | 2/1/11                       |
| Flores, Albert<br>Franklin Elementary       | Inst Asst – Classroom  | 2/1/11                       |
| Lee, Sharon<br>Child Develop Svcs           | Sr. Office Specialist  | 3/1/11                       |
| Yates-Lomax, Kathy<br>Transportation        | Bus Driver   | 3/1/11                       |
| <b><u>WORKING OUT OF CLASS</u></b>          |  | <b><u>EFFECTIVE DATE</u></b> |
| Harris, Tracey<br>Operations                | Utility Worker<br>Fr: Custodian  | 1/11/11-4/28/11              |
| Quiroz, Timothy<br>Food Svcs                | Production Kitchen Coord<br>8 Hrs; Malibu High School<br>Fr: 7 Hrs; Lincoln MS | 1/19/11-5/27/11              |

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

TO: BOARD OF EDUCATION  
 FROM: TIM CUNEO / WILBERT YOUNG  
 RE: CLASSIFIED PERSONNEL – NON-MERIT

ACTION/CONSENT  
 02/17/11

RECOMMENDATION NO. A.17

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 schedules.

**COACHING ASSISTANT**

|                     |                    |                 |
|---------------------|--------------------|-----------------|
| CILENGIR, KEMAL     | MALIBU HIGH SCHOOL | 1/17/11-6/30/11 |
| GRAY, CARLOS        | MALIBU HIGH SCHOOL | 2/1/11-6/30/11  |
| HUGHES, GARY        | MALIBU HIGH SCHOOL | 2/1/11-6/30/11  |
| HUMPHREY, REGENCE   | MALIBU HIGH SCHOOL | 2/1/11-6/30/11  |
| LOWE, TAYLOR        | MALIBU HIGH SCHOOL | 2/3/11-6/30/11  |
| MCNEIL, CHARLES     | MALIBU HIGH SCHOOL | 2/7/11-6/30/11  |
| QUINTANILLA, ALBERT | MALIBU HIGH SCHOOL | 2/1/11-6/30/11  |
| WEBER, ASHLEY       | MALIBU HIGH SCHOOL | 1/27/11-6/30/11 |
| YOUNG, BRUCE        | MALIBU HIGH SCHOOL | 2/1/11-6/30/11  |

**NOON SUPERVISION AIDE**

|                   |                     |                 |
|-------------------|---------------------|-----------------|
| OSAKI, BRENDA     | MCKINLEY ELEMENTARY | 1/18/11-6/22/11 |
| VALADEZ, VICTORIA | EDISON ELEMENTARY   | 1/8/11-6/22/11  |

**TECHNICAL SPECIALIST – LEVEL I**

|               |   |                 |
|---------------|---|-----------------|
| COWAN, BARRY  | OLYMPIC HIGH SCHOOL<br>[Graphic Arts Instruction]<br>- Funding: Gifts – Equity Fund     | 1/10/11-6/30/11 |
| DE VASE, ROME | SPECIAL EDUCATION<br>[Psychologist Intern]<br>- Funding: IASA: Title I Basic-LW Inc/Neg | 1/4/11-6/30/11  |
| MOUL, GREG    | MUIR ELEMENTARY<br>[Computer Technology Curriculum]<br>- Funding: Reimbursed by PTA     | 12/1/10-6/22/11 |

**TECHNICAL SPECIALIST – LEVEL II**

|                  |   |                |
|------------------|---|----------------|
| FELS, ABIGAIL    | ROOSEVELT ELEMENTARY<br>[Art Instruction]<br>Funding: Reimbursed by PTA                     | 1/3/11-6/22/11 |
| HERNANDEZ, ARWEN | ED SVCS/SANTA MONICA HS<br>[Percussion Coach]<br>- Funding: Santa Monica Arts Parents Assoc | 2/1/11-6/30/11 |
| ROBB, LYNN       | ROOSEVELT ELEMENTARY<br>[Art Instruction]<br>- Funding: Reimbursed by PTA                   | 1/3/11-6/22/11 |

**EDUCATIONAL SPECIALIST – LEVEL II**

|                  |   |                |
|------------------|---|----------------|
| ESTRADA, TIFFANY | ROGERS ELEMENTARY<br>[Reading Support Coach]<br>- Funding: IASA: Title I Basic-LW Inc/Neg   | 2/2/11-6/22/11 |
| LOPEZ, FELICIA   | ED SVCS/FRANKLIN ELEM<br>[English Language Learners Coach]<br>- Funding: Economic Impact Aid - LEP                                      | 2/1/11-6/22/11 |
| ZAGOR, MAURA     | ED SVCS/MCKINLEY ELEM<br>[English Language Learners Coach]<br>- Funding: Economic Impact Aid – LEP – 56%<br>ESEA: Title III – LEP - 44% | 2/1/11-6/22/11 |

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO

RE: AMEND ASSIGNMENTS OF BOARD OF EDUCATION LIAISONS TO DISTRICT ADVISORY COMMITTEES, FINANCIAL OVERSIGHT COMMITTEE, MEASURE BB ADVISORY AND CITIZENS' OVERSIGHT COMMITTEES, PTA COUNCIL, AND EDUCATION FOUNDATION

RECOMMENDATION NO. A.18

It is recommended that the Board of Education amend assignments to the Childcare DAC and Health & Safety DAC due to scheduling conflicts.

| DACs                              | Board Liaison  |
|-----------------------------------|--|
| Childcare and Development         | <del>Laurie Lieberman</del><br><u>Nimish Patel</u><br>Maria Leon-Vazquez |
| Community Health and Safety       | <del>Nimish Patel</del><br><u>Laurie Lieberman</u><br>Oscar de la Torre  |
| English Learners (DELAC)          | Maria Leon-Vazquez<br>Oscar de la Torre                                  |
| Special Education (SEDAC)         | Ben Allen<br>Ralph Mechur  |
| Visual and Performing Arts (VAPA) | Maria Leon-Vazquez<br>Nimish Patel                                       |

| Other Committees/Organizations                              | Board Liaison   |
|---|---|
| Education Foundation  | Jose Escarce<br>Ben Allen                             |
| Financial Oversight (FOC)                                   | Jose Escarce<br>Laurie Lieberman<br>Oscar de la Torre |
| Measure BB Advisory Committee                               | Nimish Patel<br>Ralph Mechur                          |
| Measure BB Citizens' Bond Oversight Committee (was Prop 39) | Laurie Lieberman<br>Ralph Mechur                      |
| PTA Council   | Jose Escarce<br>Ben Allen                             |

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON / MAROLYN FREEDMAN

RE: ADOPT BP 5118 – OPEN ENROLLEMNT TRANSFERS

RECOMMENDATION NO. A.19

It is recommended that the Board of Education adopt BP 5118 – Open Enrollment Transfers.

COMMENTS: This item came forward for first reading on February 3, 2011. The AR, which does not require board approval, is listed as Information Item No. I.04.

On January 7, 2010, Governor Schwarzenegger signed into law the California Open Enrollment Act, which establishes a list of 1,000 “low achieving” schools for each school year. The identification method for the 1,000 schools is based upon a formula that references the Academic Performance Index (API). Excluded from the list are charter schools, court, community and community day schools, schools that are not of a district of residence, and schools with fewer than 100 state test scores.

The parents of students who attend one of the identified 1,000 Open Enrollment schools have the option to request transfer to another school with a higher API score within the district or outside of the district. Once enrolled in the new school or school district, the student may remain until the highest grade served by that school without the need to reapply.

The Open Enrollment Act allows districts to “adopt specific, written standards for acceptance and rejection of applications,” as long as students who are selected are done so “through a random, unbiased process.” A district may take into account “capacity of a program, class, grade level, school building, or adverse financial impact” in determining if and what number of Open Enrollment requests it can approve.

The law also allows school districts to designate an enrollment period other than the January 1 enrollment deadline specified in the law. This allows school districts to more accurately assess their student capacity and the ability to accept Open Enrollment students.

The Open Enrollment deadline has passed for the 2011-2012 school year. SMMUSD did not receive any Open Enrollment applicants, so we will not be enrolling Open Enrollment students for the 2011-2012 school year.

The new policy recommends the deadline for Open Enrollment applicants be April 30. Applicants would be able to submit Open Enrollment applications for the two weeks between April 15 and April 30. This timeline would allow the district to place our resident intra-district transfers and renew our continuing permit students to more accurately assess district capacity to accept Open Enrollment students.

The proposed policy application deadline change would become effective September 2011 and would be applied to applications for the 2012-2013 school year and every year thereafter.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

## **OPEN ENROLLMENT ACT TRANSFERS**

The Governing Board desires to offer enrollment options in order to provide children with opportunities for academic achievement and their diverse needs. Such options shall also be provided to children who reside within another district's boundaries in accordance with law, Board policy, and administrative regulation.

Whenever a student is attending a district school on the Open Enrollment List as identified by the Superintendent of Public Instruction, he/she may transfer to another school within or outside of the district, as long as the school to which he/she is transferring has a high Academic Performance Index. (Education Code 48354, 48356)

A parent/guardian whose child is attending a district school on the Open Enrollment List and who wishes to have his/her child attend another school within the district shall apply for enrollment using BP and AR 5116.1 – Intradistrict Open Enrollment.

### **Providing Priority Enrollment to Resident Students**

In order to meet the District's constitutional duty to educate students residing in the school district, the Superintendent or designee shall provide resident students an opportunity to enroll prior to accepting any Open Enrollment Act transfer applications under this policy.

Priorities for enrollment in district schools are implemented in accordance with law. Beginning September 2011, the Board hereby waives the January 1 deadline in Education Code 48354 for all applications for transfer from nonresident parents/guardians of children attending a school on the Open Enrollment List in another district. Transfer applications shall be submitted between April 15 and April 30 of the preceding school year for which the transfer is requested.

### **Standards for Rejection of Transfer Applications**

Pursuant to Education Code 48356, the Board has adopted the following standards for acceptance and rejection of transfer applications submitted by a parent/guardian of a student attending a school in another district on the Open Enrollment List. The Superintendent or designee shall apply these standards in accordance with Board policy and administrative regulation and shall ensure that the standards are applied uniformly and consistently.

As applicable, the Superintendent or designee may deny a transfer application under any of the following circumstances:

1. Upon a determination that the approval of the transfer application would negatively impact the capacity of a program, class, grade level, or school building, including:
  - a. The class or grade level exceeding the district's limits pursuant to the state Class Size Reduction Program or the Morgan/Hart Class Size Reduction Program for Grades 9-12.
  - b. The site, classroom, or program exceeding the maximum student-teacher ratio specified in the district's collective bargaining agreement.

- c. The site or classroom exceeding the physical capacity of the facility pursuant to the district's facilities master plan or other facility planning document.
  - d. The class or grade level exceeding capacity pursuant items #a-#c above in subsequent years as the student advances to other grade levels at the school.
2. Upon a determination that approval of the transfer application would have an adverse financial impact on the district, including:
    - a. The hiring of additional certificated or classified staff.
    - b. The operation of additional classrooms or instructional facilities.
    - c. Expenses incurred by the district that would not be covered by the apportionment of funds received from the state resulting in a reduction of the resources available to resident students.

### **Appeal Process for Denials of Transfer Applications**

A parent/guardian may appeal the district's denial of a transfer application to the Board by filing a written request of appeal with the Superintendent or designee within 10 days of the receipt of the written notification of denial. In addition, a parent/guardian who believes he/she has been subject to discrimination may file an appeal using the district's Uniform Complaint Procedures.

The Board shall schedule an appeal hearing as soon as practicable at a regular or special meeting of the Board. At the hearing, the parent/guardian shall have the right to present oral or written evidence, rebut district evidence, and question any district witnesses. Unless the parent/guardian requests that the hearing be held in open session, the hearing shall be held in closed session in order to protect the privacy of students in accordance with law.

The Board shall make its decision by the next regularly scheduled meeting and shall send its decision to all concerned parties. The Board's decision shall be final.

### **Program Evaluation**

The Superintendent or designee shall collect data regarding the number of students who transfer out of the district pursuant to the Open Enrollment Act. He/she also shall collect data regarding the number of students who apply to transfer into the district, the number of requests granted, denied, or withdrawn, and the district schools and programs receiving applications.

When the Superintendent or designee anticipates that a particular school will receive a large number of transfer applications, he/she shall study the enrollment pattern at that school in order to anticipate future resident enrollment at the school and at the district schools into which those students would normally matriculate.

The Superintendent or designee shall regularly report to the Board regarding the implementation of this program.

Legal Reference:

**EDUCATION CODE**

200 *Prohibition of discrimination*

35160.5 *District policies, rules, and regulations*

46600-46611 *Interdistrict attendance agreements*

48200 *Compulsory attendance*

48204 *Residency requirements for school attendance*

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

48350-48361 *Open Enrollment Act*

48915 *Expulsion; particular circumstances*

48915.1 *Expelled individuals: enrollment in another district*

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

**FAMILY CODE**

6500-6552 *Caregivers*

**UNITED STATES CODE, TITLE 20**

6316 *Transfers from program improvement schools*

**CODE OF REGULATIONS, TITLE 5**

4700-4703 *Open Enrollment Act*

**CODE OF FEDERAL REGULATIONS, TITLE 34**

200.36 *Dissemination of information*

200.37 *Notice of program improvement status, option to transfer*

200.39 *Program improvement, transfer option*

200.42 *Corrective action, transfer option*

200.43 *Restructuring, transfer option*

200.44 *Public school choice, program improvement schools*

**ATTORNEY GENERAL OPINIONS**

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

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

**COURT DECISIONS**

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

Management Resources:

**WEB SITES**

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

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

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
adopted: February 17, 2011 Santa Monica, California**

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / CHIUNG-SALLY CHOU  
RE: REVISE BP 6158 – INDEPENDENT STUDY

ACTION/CONSENT  
02/17/11

RECOMMENDATION NO. A.20

It is recommended that the Board of Education revise BP 6158 – Independent Study.

COMMENTS: CSBA is recommending this mandated policy updated to (1) add material formerly in AR re: program participation is voluntary, (2) more directly reflect law re: minimum period of independent study for apportionment purposes as five "consecutive" school days, (3) revise material re: maximum length of assignments and the number of missed assignments that will trigger an evaluation of the student's participation, and (4) authorize student-teacher conferences by electronic means.

This item came forward for first reading on February 3, 2011.

Attached:

- BP 6158 – Independent Study

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

**INDEPENDENT STUDY**

The Governing Board authorizes independent study as an optional alternative instructional strategy by which students in grades K 12 and adult education may reach curriculum objectives and fulfill graduation requirements. Independent study shall offer a means of individualizing the educational plan for students whose needs may be met best through study outside of the regular classroom setting. As necessary to meet student needs, independent study may be offered on a full-time basis or on a part-time basis in conjunction with part- or full-time classroom study.

A student's participation in independent study shall be voluntary. Students participating in independent study shall have the right, at any time, to enter or return to the regular classroom mode of instruction. (Education Code 51747; 5 CCR 11700)

Parents/guardians of students who are interested in independent study shall contact the school principal. The school principal shall approve independent study for an individual student only upon determining that the student is prepared to meet the district's requirements for independent study and is likely to succeed in independent study as well as or better than he/she would in the regular classroom.

The minimum period of time for any independent study option shall be five consecutive school days.

Additionally, the Board desires to ensure that students are also physically fit and leading active lives and wishes to provide the students with expanded opportunities for access to alternative ways of meeting the physical education requirements. Education Codes 51210 and 51210.1 mandate not less than 200 minutes each 10 school days in grades 6-8; and not less than 400 minutes each 10 school days in grades 9 – 12 (for a total of 2 years).

The district's independent study option shall be substantially equivalent in quality and quantity to classroom instruction, thus enabling students enrolled in independent study to complete the district's adopted course of study within the customary time frame. Students in independent study shall have access to the same services and resources as are available to other students in the school.

The Superintendent or designee shall determine that the prospective independent study student understands and is prepared to meet the district's requirements for independent study. Independent study entails a commitment by both the parent/guardian and the student. As the student gets older, he/she assumes a greater portion of the responsibility involved. Independent study may be offered only to students who can achieve in this program as well as or better than they would in the regular classroom.

The Superintendent or designee shall ensure that a written independent study agreement, as prescribed by law, exists for each participating student. (Education Code 51747)

The Board recognizes that independent study may be used as an option to encourage students to remain in school. Teachers should carefully set the duration of independent study assignments, within the limits specified by the Board in order to help identify students falling behind in their work or in danger of failing or dropping out of school.

The written agreement shall specify the length of time in which each independent study assignment must be completed. Independent study assignments shall be no more than one week for all grade levels and types of program. However, when necessary based on the specific circumstances of the student's approved program, the Superintendent or designee may allow for a longer period of time between the date an assignment is made and when it is due, up to the termination date of the agreement.

~~To foster each student's success in independent study, the Board establishes the following maximum lengths of time which may elapse between the time an assignment is made and date by which the student must complete the assigned work shall be as follows:~~

- ~~1. For students in grades K-3: 1 week~~
- ~~2. For students in grades 4-8: 2 weeks~~
- ~~3. For students in grades 9-12, continuation and adult education: 3 weeks~~

~~When circumstances justify a longer time, the Superintendent or designee may extend the maximum length of an assignment to a period not to exceed eight weeks, pursuant to a written request with justification.~~

Supervising teachers should carefully set the duration of independent study assignments, within the limits specified above, and establish an appropriate schedule for student-teacher conferences in order to help identify students falling behind in their work or in danger of failing or dropping out of school. Except in unusual circumstances, it is expected that the supervising teacher will meet with each participating student at least once a week to discuss the student's progress.

When any student fails to complete consecutive independent study assignments, in a period of 15 school days, or misses two appointments with his/her supervising teacher without valid reasons, the Superintendent or designee shall conduct an evaluation to determine whether it is in the student's best interest to remain in independent study. Evaluation findings shall be kept in the student's permanent record.

The Superintendent or designee shall annually report to the Board the number of students participating in independent study, the average daily attendance (ADA) generated for apportionment purposes, the quality of these students' work as measured by standard indicators, and the number and proportion of independent study students who graduate or successfully complete independent study.

### **Home-Based Independent Study**

The Superintendent or designees shall encourage parents/guardians desiring to teach their children at home to have their children participate in independent study. Such participation allows continued contact and cooperation between the school system and the home-based student.

Students participating in Home-Based Independent Study shall be enrolled in the District's independent study program through their home school. Students who complete all requirements for high school graduation shall graduate from their home school.

Legal Reference:

EDUCATION CODE

17289 Exemption for facilities

41976.2 Independent study programs; adult education funding

42238 Revenue limits

44865 Qualifications for home teachers and teachers in special classes and schools; consent to assignment

46300-46300.6 Methods of computing ADA

47612.5 Independent study in charter schools

48204 Residency based on parent employment

48206.3 Home or hospital instruction; students with temporary disabilities

48220 Classes of children exempted

48340 Improvement of pupil attendance

48915 Expulsion; particular circumstances

48916.1 Educational program requirements for expelled students

48917 Suspension of expulsion order

51225.3 Requirements for high school graduation

51745-51749.3 Independent study programs

52206 Gifted and talented education; use of independent study to augment program

52522 Adult education alternative instructional delivery

52523 Adult education as supplement to high school curriculum; criteria

56026 Individuals with exceptional needs

58500-58512 Alternative schools and programs of choice

FAMILY CODE

6550 Authorization affidavits

CODE OF REGULATIONS, TITLE 5

11700-11703 Independent study

19819 State audit compliance

COURT DECISIONS

Modesto City Schools v. Education Audits Appeal Panel, (2004) 123 Cal.App.4th 1365

EDUCATION AUDIT APPEALS PANEL DECISIONS

Lucerne Valley Unified School District, Case No. 03-02 (2005)

MANAGEMENT RESOURCES

CDE PUBLICATIONS

Independent Study Operations Manual, 2000 edition

Elements of Exemplary Independent Study

Approaches to Satisfying No Child Left Behind Act of 2001 Teacher Requirements for Independent Study in Secondary Schools, January 28, 2010

WEB SITES

California Consortium for Independent Study: <http://www.ccis.org>

California Department of Education, Independent Study: <http://www.cde.ca.gov/sp/eo/is>

Education Audit Appeals Panel: <http://www.eaap.ca.gov>

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

**adopted: January 7, 1999 Santa Monica, California**

**revised: August 19, 2010**

**February 17, 2011**

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / CHIUNG-SALLY CHOU  
RE: REVISE BP 6162.5 – STUDENT ASSESSMENT

ACTION/CONSENT  
02/17/11

RECOMMENDATION NO. A.21

It is recommended that the Board of Education revise BP 6162.5 – Student Assessment.

COMMENTS: CSBA is recommending this policy updated to address possible uses of student assessment data, including new law (SBX5 1), which authorizes the use of the California Longitudinal Pupil Achievement Data System in staff evaluations. Policy also adds material on the use of multiple measures, disaggregation of data, test validity, proper test administration, professional development, and release of the individual record of accomplishment.

This item came forward for first reading on February 3, 2011.

Attached:

- BP 6162.5 – Student Assessment

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

**STUDENT ASSESSMENT**

The Board of Education believes that the primary goal of student assessments ~~should~~ shall be used to help students, parents/guardians and teachers identify individual student's academic accomplishments, progress and areas needing improvement in order to enhance teaching and learning.

The Superintendent or designee shall ensure that assessments are conducted for purposes of determining students' eligibility for and appropriate placement in district programs, need for supplemental instruction and eligibility for graduation.

The Board desires to use a variety of evaluation measures to reach the above-stated goal. To have validity, tests must correspond to the material that is being taught and reliably measure the extent to which students meet specified standards of achievement. As appropriate, assessment results shall be disaggregated by student subgroup, classroom, grade level, or school site to allow for critical analysis of student needs.

In selecting or developing a district assessment, the Superintendent or designee shall examine evidence of its reliability, its validity for the intended purpose and for various student populations, and the extent to which it corresponds to the material that is being taught.

The Superintendent or designee shall ensure that assessments are administered in accordance with law and the test publisher's directions and that test administration procedures are fair and equitable for all students.

The Superintendent or designee shall provide professional development to assist teachers and paraprofessionals in interpreting and using assessment data to improve student performance and the instructional program.

The effectiveness of the schools, teachers and district shall be evaluated in part on the basis of these student assessments.

When districtwide and school-level results of student assessments are published, the Superintendent or designee may provide supplementary information to assist parents/guardians and the local community in interpreting test results and evaluating school performance.

**Individual Record of Accomplishment**

The Superintendent or designee shall ensure that each student, by the end of grade 12, has an individual record of accomplishment that includes the following: (Education Code [60607](#))

1. The results of the achievement test administered under the Standardized Testing and Reporting program pursuant to Education Code [60640-60647](#)
2. The results of any end-of-course examinations taken
3. The results of any vocational education certification examinations taken

No individual record of accomplishment shall be released to any person, other than the student's parent/guardian or a teacher, counselor, or administrator directly involved with the student, without the written consent of the student's parent/guardian, or the student if he/she is an adult or emancipated minor. The student or his/her parent/guardian may authorize the release of the record of accomplishment to a postsecondary educational institution for the purposes of credit, placement, or admission. (Education Code 60607)

Legal Reference:

EDUCATION CODE

313 Assessment of English language development

10600-10610 California Education Information System

44660-44665 Evaluation and assessment of performance of certificated employees (Stull Act)

51041 Evaluation of educational program

51450-51455 Golden State Seal Merit Diploma

60600-60649 Assessment of academic achievement

60640-60649 Standardized Testing and Reporting Program

60800 Physical fitness testing

60810-60812 Assessment of English language development

60850-60859 High school exit examination

60900 California Longitudinal Pupil Achievement Data System

CODE OF REGULATIONS, TITLE 5

850-870 Standardized Testing and Reporting program

880-901 Designated primary language test

1200-1225 High School Exit Examination

UNITED STATES CODE, TITLE 20

9622 National Assessment of Educational Progress

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Key Elements of Testing, 2004

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Teachers' Use of Student data Systems to Improve Instruction, 2007

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

California Department of Education, Testing and Accountability: <http://www.cde.ca.gov/ta>

Educational Testing Service: <http://www.ets.org>

U.S. Department of Education: <http://www.ed.gov>

CDE PROGRAM ADVISORIES

Students with Disabilities: Guidelines for Testing the California Standardized Testing and Reporting Program

0327.86 Reporting norm-referenced standardized achievement test scores to parents

CSBA ADVISORIES

0306.01 California Assessment Update

0313.00 Districts must ensure that all required student data is submitted to the publisher, or face financial penalty #00-01

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

The Use of Tests as Part of High-Stakes Decision-Making for Students: A Resource Guide for Educators and Policy-Makers, December 2001

WEB SITES

CDE: <http://www.cde.ca.gov>

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

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr/index.html>

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
adopted: August 19, 2009 Santa Monica, California  
revised: February 17, 2010**

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO / DEBRA WASHINGTON / MAROLYN FREEDMAN

RE: EXPULSION OF STUDENT (B/D 02/07/95)

RECOMMENDATION NO. A.22

It is recommended that the Board of Education expel student (B/D 05/29/96).

COMMENT: The Superintendent of Santa Monica-Malibu Unified School District has recommended the expulsion based on the student's violations of Education Code Sections 48915(c) (3) and 48900(c)

"Selling a controlled substance." Education Code 48915(c) (3)

"Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of any controlled substance, alcoholic beverage or intoxicant of any kind." Education Code 48900(c)

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

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## **MAJOR ITEMS**

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MAUREEN BRADFORD

RE: APPROVAL OF THE SINGLE PLAN FOR STUDENT ACHIEVEMENT

RECOMMENDATION NO. A.23

It is recommended that the Board of Education approve the Single Plan for Student Achievement (SPSA) for each of our schools.

COMMENT: The Single Plan for Student Achievement establishes a focus for raising the academic performance of students to meet or exceed state standards. The plan includes how the school allocates its categorical and Equity funds in support of improvement goals and also how categorically funded centralized services support the plan. Each School Site Council(SSC)is responsible for the development, implementation and review of its SPSA. The development of the plan consists of twelve steps:

- 1) Obtain the input of the school community
- 2) Review the school characteristics
- 3) Analyze current educational practices and staffing
- 4) Analyze student performance data
- 5) Establish school goals
- 6) Review available resources
- 7) Select specific improvements
- 8) Consider centralized services
- 9) Recommend the plan to the local governing board
- 10) Monitor progress
- 11) Evaluate the effectiveness of planned activities
- 12) Modify the plan

One public copy of each plan will be available at the Board of Education meeting. Hard copies of the plans are available for viewing in Educational Services. Each site also has a copy of its plan available for review.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON

RE: ADOPT RESOLUTION NO. 10-20: REDUCTION OR DISCONTINUANCE OF PARTICULAR KINDS OF SERVICES WITH DIRECTION TO NOTIFY AFFECTED EMPLOYEES OF RECOMMENDATION OF LAYOFF

RECOMMENDATION NO. A.24

It is recommended that the Board of Education approve Resolution 10-20 for the reduction or discontinuance of particular kinds of services (elementary teaching, nursing services), as indicated on the Resolution, effective June, 2011.

COMMENT: The Superintendent of the Santa Monica-Malibu Unified School District recommends to the Governing Board that the services enumerated in Resolution No. 10-20 are to be reduced or discontinued no later than the beginning of the 2011-2012 school year, and that the Board give notice as required by Education Code Sections 44949 and 44955 to those employees whose services will not be required.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**BEFORE THE BOARD OF EDUCATION OF THE  
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA  
RESOLUTION NO. 10-20**

**REDUCTION OR DISCONTINUANCE OF PARTICULAR KINDS OF SERVICE**

**WHEREAS**, Education Code sections 44949 and 44955 require action by the Board of Education in order to reduce or eliminate services and to permit the layoff of certificated employees;

**WHEREAS**, it is the opinion of this Board that due to the reduction or elimination of particular kinds of services, it is necessary to decrease a corresponding number of certificated employees for the 2011-2012 school year pursuant to Education Code section 44955;

**WHEREAS**, pursuant to Education Code section 44955, this Board of Education has determined that it is in the best interests of the District and the welfare of the schools and the pupils thereof that the following particular kinds of services be reduced or discontinued no later than the beginning of the 2011-2012 school year:

|  |             |               |
|--|-------------|---------------|
| Reduce K-5 Classroom Teaching Services | 6.0         | F.T.E.        |
| Reduce Nursing Services                | 5.6         | F.T.E.        |
| <b>TOTAL CERTIFICATED POSITIONS:</b>   | <b>11.6</b> | <b>F.T.E.</b> |

**WHEREAS**, this Board has determined that this layoff shall be based upon a reduction or elimination of particular kinds of services, and not based upon reduction of average daily attendance during the past two years; and

**WHEREAS**, in determining the amount of service to be reduced, the Board of Education has considered all assured attrition known at the time of this resolution, that is, all deaths, resignations, retirements, nonreelection of probationary employees, and other permanent vacancies in the services identified above, to be effective no later than the end of the current school year and unrelated to the foregoing reductions;

**WHEREAS**, Education Code section 44955 provides that the services of no permanent employee may be terminated while any probationary or any other employee with less seniority is retained to render a service which the permanent employee is certificated and competent to render;

**WHEREAS**, this Board has determined that due to a significant population of English language learners with specialized educational needs, a specific and compelling need exists to employ and retain certificated employees who have authorization to teach English Learner (“EL”) students, as determined by the California Commission on Teacher Credentialing, and the special training and experience that comes therewith;

**WHEREAS**, compliance with the provisions of the No Child Left Behind Act and the Williams Settlement require that EL students be served by certificated employees with appropriate EL authorizations. Thus, each failure to staff a classroom containing one or more EL students with a certificated employee possessing an appropriate EL authorization is a “misassignment” subject to sanction by the County Superintendent of Schools;

**WHEREAS**, in order for an employee serving in a position identified for reduction or discontinuance to be eligible for bumping an employee with less seniority, the senior employee must be both credentialed and competent to render the service currently being performed by the junior employee pursuant to Education Code Section 44955, 44956, and 44957. For purposes of implementing this Resolution, a more senior employee is defined as competent for

reassignment into a position currently held by a more junior employee, if (1) he or she currently possesses a clear or preliminary credential, or the equivalent standard, life, or general credentials, in the subject(s) or grade level to which the employee will be assigned at the beginning of the 2011-2012 school year and able to perform such services without Board authorization or the consent of the senior employee; (2) he or she possesses Highly Qualified status under the No Child Left Behind Act (NCLB) in the relevant subject matter area(s) identified for reassignment; (3) and holds an appropriate English Learner (EL) authorization for the area(s) identified for reassignment, and (4) in the case of school nurses, that he or she is bilingual and fluent in both English and Spanish, or another language that the District determines is utilized as the primary language for a significant number of parents and/or students and which they are currently providing nursing services to District students whose primary language is other than English. In no event may a more senior employee displace a less senior employee unless the more senior employee is both competent and credentialed for the entire assignment of the less senior employee;

**WHEREAS**, this Board is authorized by Education Code section 44955 to establish criteria based upon the needs of the District and the students thereof for determining the order of termination as between certificated employees who first rendered paid service to the District on the same date;

**WHEREAS**, this Board is authorized by Education Code Section 44955 to deviate from terminating certificated employees in order of seniority where the district demonstrates a specific need for personnel to teach a specific course or course of study, or to provide services authorized by a services credential with a specialization in health for a school nurse;

**WHEREAS**, due to the need of the District to retain those individual teachers in the specific courses identified above due to their specialized training and experience related to those courses which more senior employees do not possess, the Superintendent and/or her designee is authorized to deviate from terminating those employees in order of seniority in instances where they possess a BCLAD certificate and are currently assigned to teach Bilingual classes or Spanish-English immersion classes under the scope of a BCLAD certificate, and will be assigned those courses again for the next year.

**WHEREAS**, due to the need of the District to retain those individual school nurses with special training, skills and experience to provide bilingual nursing services to English Language Learners, which more senior school nurses do not possess, the Superintendent and/or his designee is authorized to deviate from terminating those school nurses in order of seniority in instances where they can demonstrate (a) they are bilingual and fluent in both English and Spanish, or another language that the District determines is utilized as the primary language for a significant number of parents and/or students and (b) that they are currently providing nursing services to District students whose primary language is other than English.

**WHEREAS**, due to the need of the District to retain those individual school nurses who have special training and experience to serve in the position of District Coordinating Nurse, the Superintendent and/or his designee is authorized to deviate from terminating those school nurses in order of seniority where they have special training and experience to serve in the position of District Coordinating Nurse.

**WHEREAS**, the criteria that will be applied to deviate from terminating certificated employees who may otherwise be terminated by order of seniority, are based on the needs of the students of the District, and will ensure that no employee will be terminated while a less senior employee is retained to render service which the more senior employee is both certificated and competent to render.

**WHEREAS**, the Education Code requires that various actions be taken and notices be forwarded no later than March 15th of each school year regarding layoffs of certificated personnel resulting from reductions of particular kinds of services;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Education of the Santa Monica-Malibu Unified School District as follows:

1. That all of the foregoing recitals are true and correct.
2. That for the 2011-2012 school year, the particular kinds of services to be provided by said District shall be and hereby are reduced to the extent set forth above.
3. That due to the reduction or discontinuance of particular kinds of services set forth above, the corresponding number of certificated employees of the District shall be terminated at the end of the 2010-2011 school year, pursuant to Education Code section 44955.
4. That the criteria to be used in determining the order of termination of certificated employees who first rendered paid service to the Board of Education in a probationary position on the same date are listed and described in Resolution 10-21 and Resolution 10-22 (Tie-Breaker Criteria), incorporated herein by this reference, and are based solely on the needs of the District and the students thereof.
5. That the Superintendent or designee is directed to send appropriate notices to all employees possibly affected by virtue of the reduction and elimination of particular kinds of service.

**BE IT FURTHER RESOLVED** that the Superintendent or designee is delegated the authority to take all actions necessary and proper to the accomplishment of the purposes of this Resolution.

The forgoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the \_\_\_\_ day of February, 2011, by the following vote:

Ayes: \_\_\_\_\_  
Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_

\_\_\_\_\_  
Jose Escarce, President  
Board of Education  
Santa Monica-Malibu Unified School District

I, Tim Cuneo, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its special meeting held on February \_\_\_\_, 2011.

\_\_\_\_\_  
Tim Cuneo, Secretary  
Board of Education  
Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON

RE: ADOPT RESOLUTION NO. 10-21 – DETERMINATION OF SENIORITY AMONG  
CERTIFICATED EMPLOYEES (TEACHERS) WITH THE SAME SENIORITY  
DATE (“Tie-Breaker Resolution”)

RECOMMENDATION NO. A.25

It is recommended that the Board of Education adopt Resolution No. 10-21 “Tie-Breaker Resolution” (teachers).

COMMENT: As the District prepares to implement the reduction or discontinuation of particular kinds of services, there is a requirement to have Board direction regarding the determination of seniority status among probationary and tenured certificated employees (teachers) with the same date of seniority. Consequently, the Board must act to direct staff as to the specific criteria to be used in determining the order of termination between certificated employees who have the same seniority date.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**BEFORE THE BOARD OF EDUCATION OF THE  
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA**

**RESOLUTION NO. 10-21**

**DETERMINATION OF SENIORITY AMONG CERTIFICATED EMPLOYEES (TEACHERS)  
WITH THE SAME SENIORITY DATE (“TIE-BREAKER RESOLUTION”)**

**WHEREAS,** pursuant to Education Code Section 44955, the Board is required, as between employees who first rendered paid service to the District on the same date, to determine the order of termination solely on the basis of the needs of the District and its students; and

**WHEREAS,** Education Code Section 44955 requires that upon the request of any employee whose order of termination is determined as stated above, the Board of Education shall furnish in writing no later than five days prior to the commencement of the hearing held in accordance with Section 44949, a statement of the specific criteria used in determining the order of termination and the application of the criteria in ranking each employee to the other employees in the group.

**NOW THEREFORE, BE IT RESOLVED,** as follows:

1. That this Board determines that the needs of the District and the students of this District are best served by resolving seniority ties within the meaning of Education Code Section 44955, subdivision (b)(third paragraph) and Section 44846, by applying the criteria set forth in paragraphs 4 through 15 below:
2. That as between employees who first rendered paid service to the district in a probationary position on the same date, the order of termination of said employees shall be determined by reference to the criteria which follow and the application thereof to each employee;
3. That the criteria set forth in paragraphs 4 through 15 below are listed in priority order and each criterion shall be used only if the preceding criteria do not delineate the order of termination;
4. As between certificated employees possessing the same seniority date, the certificated employee holding currently valid and properly filed, non-emergency BCLAD/BCC, or equivalent, wins the tie-breaker;
5. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the employee who possesses a currently valid and properly-filed, non-emergency CLAD, or equivalent, wins the tie-breaker;
6. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the certificated employee having on file with the District a National Board Certificate wins the tie-breaker;
7. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the employee who is highly qualified in the service being reduced within the meaning of the No Child Left Behind Act wins the tie-breaker over an employee who is not highly qualified in the service being reduced within the meaning of the No Child Left Behind Act;
8. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the certificated employee holding a clear credential wins over those holding a less permanent credential such as a preliminary credential;
9. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, then employees possessing multiple

authorizations and supplemental authorization on credentials will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only multiple authorizations (ranked by number of authorizations). Similarly, certificated employees possessing multiple authorizations on credentials will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only single authorization credentials and multiple supplemental authorizations. Similarly, certificated employees possessing single authorization credentials and multiple supplemental authorizations will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only a single authorization and single supplemental authorization. Similarly, certificated employees possessing a single authorization and single supplemental authorization will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only a single authorization on credentials;

10. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then employees only possessing a preliminary credential will be regarded as having greater seniority for purposes of determining seniority order than employees possessing lesser credentials, including but not limited to, a provisional credential/certificate such as an intern credential, emergency permit; Short-Term Staffing Permit ("STSP"), Provisional Internship Permit ("PIP"), Special Temporary Certificate ("STC") or State-Issued Waiver;
11. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then the certificated employee holding the highest current step placement on the salary schedule will be regarded as having greater seniority for purposes of determining seniority order;
12. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then employees with the earliest original hire date within this District will be regarded as having greater seniority for purposes of determining seniority order;
13. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then employees with a Phd./Ed.D/J.D. from an accredited institution of higher education will be regarded as having greater seniority for the purposes of determining seniority order than employees possessing a Masters degree from an accredited institution of higher education;
14. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then the employee with the earliest date of conferral of a Masters degree from an accredited institution of higher education will be regarded as having greater seniority for purposes of determining seniority order;
15. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, the employee with demonstrated leadership experience based on service while employed by this district on a subject matter council or as a BTSA trainer, professional development trainer, teacher leader, or chair of an accreditation committee including, but not limited to, a WASC accreditation committee, will be regarded as having greater seniority for purposes of determining seniority order;
16. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then the employee with the highest undergraduate grade point average will be regarded as having greater seniority for the purposes of determining seniority order.

Such criteria shall be applied to rank the order of individuals for purposes of layoff and reemployment, subject to exceptions allowed by law;

The foregoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the \_\_\_\_\_ day of February, 2011 by the following vote:

Ayes: \_\_\_\_\_  
Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_

\_\_\_\_\_  
Jose Escarce, President  
Board of Education  
Santa Monica-Malibu Unified School District

I, Tim Cuneo, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its regular meeting held on February \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tim Cuneo, Secretary  
Board of Education  
Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON

RE: ADOPT RESOLUTION NO. 10-22 DETERMINATION OF SENIORITY AMONG  
CERTIFICATED EMPLOYEES (SCHOOL NURSES) WITH THE SAME  
SENIORITY DATE ("Tie-Breaker Resolution")

RECOMMENDATION NO. A.26

It is recommended that the Board of Education adopt Resolution No. 10-22 – "Tie-Breaker Resolution" (School Nurse).

COMMENT: As the District prepares to implement the reduction or discontinuation of particular kinds of services, there is a requirement to have Board direction regarding the determination of seniority status among probationary and tenured certificated employees (School Nurses) with the same date of seniority. Consequently, the Board must act to direct staff as to the specific criteria to be used in determining the order of termination between certificated employees who have the same seniority date.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**BEFORE THE BOARD OF EDUCATION OF THE  
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA**

**RESOLUTION NO. 10-22**

**DETERMINATION OF SENIORITY AMONG CERTIFICATED EMPLOYEES  
(SCHOOL NURSES) WITH THE SAME SENIORITY DATE (“Tie-Breaker Criteria”)**

**WHEREAS**, pursuant to Education Code Section 44955, the Board is required, as between employees who first rendered paid service to the District on the same date, to determine the order of termination solely on the basis of the needs of the District and its students; and

**WHEREAS**, school nurses provide services authorized by a services credential with a specialization in health and/or nursing; and

**WHEREAS**, Education Code Section 44955 requires that upon the request of any employee whose order of termination is determined as stated above, the governing board shall furnish in writing no later than five days prior to the commencement of the hearing held in accordance with Section 44949, a statement of the specific criteria used in determining the order of termination and the application of the criteria in ranking each employee relative to the other employees in the group.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. That this Board determines that the needs of the District and the students of this District are best served by resolving seniority ties within the meaning of Education Code Sections 44955, subdivision (b) (third paragraph) and Section 44846, by applying the criteria set forth in paragraphs 4 through 9 below;
2. That as between school nurses who first rendered paid service to the district in a probationary position on the same date, the order of termination of said employees shall be determined by reference to the criteria which follow and the application thereof to each employee;
3. That the criteria set forth in paragraphs 4 through 9 below are listed in priority order, based upon the needs of the District and the students thereof, and each criterion shall be used only if the preceding criteria do not delineate the order of termination:
4. Possession of a Clear School Nurse Services Credential;
5. Experience serving in the position of District Coordinating Nurse;
6. Number of verified years of certificated employee’s actual work experience within the Santa Monica-Malibu Unified School District, with the employee possessing the greatest number of years having greater seniority.
7. Number of verified years of employment as a school nurse in other school districts within the State of California, with the employee possessing the longest years of employment having greater seniority.

8. Number of verified total full time years of employment as a licensed nurse, with the employee possessing the longest years of employment having greater seniority.
9. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the tie will be broken by drawing of lots with the employee drawing the highest number being regarded as most senior.

The foregoing criteria shall be applied to rank the order of individuals for purposes of layoff and reemployment, subject to exceptions allowed by law.

**BE IT FURTHER RESOLVED** that the Superintendent or designee is delegated the authority to take all actions necessary and proper to the accomplishment of the purposes of this Resolution.

The forgoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the \_\_\_ day of February, 2011, by the following vote:

Ayes: \_\_\_\_\_  
 Noes: \_\_\_\_\_  
 Absent: \_\_\_\_\_

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Jose Escarce, President  
 Board of Education  
 Santa Monica-Malibu Unified School District

I, Tim Cuneo, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its regular/special meeting held on February \_\_\_, 2011.

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

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON

RE: ADOPT RESOLUTION NO. 10-23 REGARDING COMPETENCY STANDARDS  
AND SKIPPING CRITERIA FOR CERTIFICATED EMPLOYEES

RECOMMENDATION NO. A.27

It is recommended that the Board of Education adopt Resolution No. 10-23 "Skipping Criteria".

COMMENT: As the District prepares to implement the reduction or discontinuation of particular kinds of services, there is a requirement to have Board direction regarding the determination of competency standards and skipping criteria in determining seniority status among probationary and tenured certificated employees. Consequently, the Board must act to direct staff as to the specific criteria to be used in determining the criteria for any skips between certificated employees on the seniority list.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**BEFORE THE BOARD OF EDUCATION OF THE  
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA**

**RESOLUTION NO. 10-23**

**REGARDING COMPETENCY STANDARDS AND SKIPPING  
CRITERIA (CERTIFICATED LAYOFF)**

**WHEREAS**, the Board of Education of the Santa Monica-Malibu Unified School District has decided to reduce or discontinue particular kinds of certificated services at the close of 2010-2011 school year pursuant to Resolution No. 10-20;

**WHEREAS**, Education Code section 44955, subdivision (b) provides that "Except as otherwise provided by statute, the services of no permanent employee may be terminated under the provisions of this section while any probationary employee, or any other employee with less seniority, is retained to render a service which said permanent employee is certificated and competent to render";

**WHEREAS**, Education Code section 44955, subdivision (d)(1) authorizes the District to deviate from terminating certificated employees in order of seniority where "the district demonstrates a specific need for personnel to teach a specific course or course of study, or to provide services authorized by a services credential with a specialization in either pupil personnel services or health for a school nurse, and that the certificated employee has special training and experience necessary to teach that course or course of study or to provide those services, which others with more seniority do not possess";

**WHEREAS**, this Board has determined that a specific and compelling need exists to employ and retain certificated employees who have the special training, skills and experience to provide nursing services to District students whose primary language is other than English; and

**WHEREAS**, this Board has determined that a specific and compelling need exists to employ and retain certificated employees have special training and experience to provide instruction to English Language Learners in bilingual classes and Spanish-English immersion classes, and who currently possess a valid BCLAD authorizing such service.

**WHEREAS**, this Board has determined that a specific and compelling need exists to employ and retain certificate employees who have special training, skills and experience to serve in the position of District Coordinating Nurse.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Education of the Santa Monica-Malibu Unified School District:

1. That due to the need of the District to retain those individual school nurses with special training, skills and experience to provide bilingual nursing services to English Language Learners, which more senior school nurses do not possess, the Superintendent and/or his designee is authorized to deviate from terminating those school nurses in order of seniority in instances where they can demonstrate (a) they are bilingual and fluent in both English and Spanish, or another language that the District determines is utilized as the primary language for a significant number of parents and/or students and (b) that they are currently providing nursing services to District students whose primary language is other than English.

2. That due to the need of the District to retain those individual teachers with special training and experience to provide instruction to English Language Learners in bilingual classes or Spanish-English immersion classes, the Superintendent and/or his designee is authorized to deviate from terminating those employees in order of seniority in the area of K-5 Instruction where they possess a BCLAD certificate and are currently assigned to teach Bilingual classes or Spanish-English immersion classes under the scope of a BCLAD certificate.
3. That due to the need of the District to retain those individual school nurses who have special training and experience to serve in the position of District Coordinating Nurse, the Superintendent and/or his designee is authorized to deviate from terminating those school nurses in order of seniority where they have special training and experience to serve in the position of District Coordinating Nurse.
4. That the criteria that will be applied to deviate from terminating certificated employees who may otherwise be terminated by order of seniority, are based on the needs of the students of the District, and will ensure that no employee will be terminated while a less senior employee is retained to render service which the more senior employee is both certificated and competent to render.

The forgoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the \_\_\_\_ day of February, 2011, by the following vote:

Ayes: \_\_\_\_\_  
 Noes: \_\_\_\_\_  
 Absent: \_\_\_\_\_

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Jose Escarce, President  
 Board of Education  
 Santa Monica-Malibu Unified School District

I, Tim Cuneo, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its special meeting held on February \_\_\_\_, 2011.

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Tim Cuneo, Secretary  
 Board of Education  
 Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / JANECE L. MAEZ

ACTION/MAJOR  
02/17/11

RE: ADOPT RESOLUTION NO. 10-24 IN SUPPORT OF PLACING A MEASURE ON THE BALLOT FOR THE EXTENSION OF TEMPORARY REVENUES AVAILABLE FOR SCHOOL AGENCY USE

RECOMMENDATION NO. A.28

It is recommended that the Board of Education Adopt Resolution No. 10-24 to support Governor Brown's proposal to place a measure on the ballot for the extension of temporary revenues that are vitally needed in order to help prevent deeper cuts to schools and students.

COMMENT: The State budget as proposed by Governor Brown depends largely on the approval by voters to extend existing taxes. In order for voters to have the opportunity to make this decision, the legislature must place the measure on the ballot. This resolution encourages our elected representatives to allow the general population to voice their opinion.

Should the extension of these taxes be approved, the proposed State budget holds education at a "flat" funding amount. This would result in a reduction of revenue by approximately \$20/average daily attendance (ADA). If the measure is not allowed to go before the voters or if it ultimately fails at the ballot box, that loss increases an additional \$330 to \$350/ADA. The resulting revenue loss to SMMUSD would be over \$3.6 million.

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

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

**RESOLUTION NO. 10-24**

**WHEREAS**, Governor Brown's 2011-12 budget proposal is a balanced approach between revenues and new cuts to solving the deficit and provides for an extension of temporary revenues to support programs our students need and deserve; and

**WHEREAS**, over the last several years, K-12 education funding has taken a disproportionate amount of budget cuts; and

**WHEREAS**, state and local funding for schools has been cut by more than \$18 billion, or about \$1,900 per student in the last three years; and

**WHEREAS**, Santa Monica-Malibu Unified School District has cut \$9 million from its budget over the past three years as a result of ongoing statewide cuts to education funding; and

**WHEREAS**, the loss of \$7 billion in one-time federal funding further reduces school budgets; and

**WHEREAS**, to begin to reverse this downward spiral, Californians must retain the revenues that enable us to invest in our schools and students; and

**WHEREAS**, the governor's budget proposal to limit further cuts to schools in 2011-12 is dependent on voter approval of an extension of existing temporary tax increases; and

**WHEREAS**, a ballot measure to extend temporary revenues will help prevent further cuts to schools, and without this extension the LAO reports that funding for schools would fall by at least \$2 billion, or more than \$335 per student; and

**WHEREAS**, Santa Monica-Malibu Unified School District expects our local legislators to work with the governor to protect schools from further cuts and to ensure the continued investment our students deserve; and

**WHEREAS**, Santa Monica-Malibu Unified School District opposes a cuts-only budget and supports a budget that is balanced with a combination of cuts and revenue extensions;

**NOW, THEREFORE, BE IT RESOLVED** that Santa Monica-Malibu Unified School District supports placing a measure on the June 2011 ballot calling for a five-year revenue extension to protect our schools and students by making education a priority in our state.

**PASSED AND ADOPTED**, this 17<sup>th</sup> day of February 2011 by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Jose Escarce  
Board President

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Tim Cuneo  
Superintendent

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO

RE: AMEND FINANCIAL OVERSIGHT COMMITTEE STATEMENT OF PURPOSE

RECOMMENDATION NO. A.29

It is recommended that the Board of Education amend the Statement of Purpose for the Financial Oversight Committee (FOC).

COMMENTS: At its meeting on December 10, 2010, the Board of Education was asked to consider the reappointment of two members as well as open the application process for two vacancies. During discussion, the board agreed to modify the application process as well as include the opportunity for student involvement on the committee. Since this process is outlined in the FOC's Statement of Purpose, the Board must take action to amend the Statement of Purpose.

At a special meeting on December 13, 2011, the board decided that the proposed language changes should first be reviewed by the FOC to elicit feedback. At its meeting on January 18, 2011, the FOC discussed these changes and provided additional possible changes.

The proposed language amendments were combined and are attached.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

## SMMUSD FINANCIAL OVERSIGHT COMMITTEE

### STATEMENT OF PURPOSE

*(last revised June 5, 2008)*

#### I. Committee Composition

The Financial Oversight Committee (FOC) of the Santa Monica-Malibu Unified School District shall consist of 9 members, appointed by the Board of Education. Appointments will be for three-year terms, such terms to be staggered so that one-third of the members (3) will have terms that expire in any given calendar year.

The Committee will select a chair and vice-chair, which will each serve for a one-year term.

The District's Assistant Superintendent for Fiscal & Business Services will serve as the staff liaison to the FOC, and will be assisted by other District staff as needed. District consultants may be needed to assist in the work of the FOC, depending on data and/or issues being analyzed.

Prior members of the FOC may serve at the request of the Committee as emeritus members of the FOC at the expiration of their term. Such emeritus members are advisory, non-voting members.

##### 1. Student Representation

In order to seek out and consider students' ideas and viewpoints, the FOC will extend an invitation to the District's three high schools' student governments to select a representative to serve as Student Committee Members on the FOC. The Student Committee Members, no more than one from each high school, shall be a junior or a senior selected by an annual process to be determined by the respective student government bodies, to serve for a period of one year. The Student Committee Members shall have an advisory vote on all agenda items, which shall be recorded on the official minutes.

#### II. Criteria for Selection of Committee Members

1. Broad perspective of the District
2. Financial and/or management and/or legal expertise/experience/ability to understand school district finances
3. Residing, employed or working within the geographic boundaries of the Santa Monica-Malibu Unified School District
4. ~~Business process orientation~~ Strive for varied background and perspective to complement existing members
5. Communicates clearly the information resulting from the FOC's work
6. Not currently serving as ~~an~~ a Santa Monica-Malibu elected official
7. Minimum 75% attendance at FOC monthly meetings
8. Willing to work productively with other FOC members and District staff

In appointing members, the Board will attempt to have the composition of the FOC reflect the composition of the student population.

### III. Application Process

The Board will seek applications to fill vacancies on the Committee on an annual basis. Current members whose terms are set to expire are encouraged to reapply. may, if in good standing, be recommended for reappointment by the Committee for Board approval. All applications received will be reviewed by the FOC, and recommendations regarding FOC members will be forwarded from the Committee to the Board. The FOC is encouraged to recommend two more additional qualified applicants than there are vacancies meet the current demand of the Committee's directives. ~~For example, if there are three vacancies, the FOC would be encouraged to recommend five applicants.~~ The FOC may rank the applications, if it so chooses. A subcommittee of the Board will review the applicants listed in the recommendation and make a final recommendation to the entire Board. The Board appoints members to the Committee.

Applications will be considered valid for a period of one year from the date of receipt, unless withdrawn by the applicant.

All applicants will be asked to provide their professional resume, together with the application form and any other information they may deem relevant. Application forms will be available at the switchboard of the District's administrative offices, 1651 16th Street in Santa Monica, ~~and upon request from the Superintendent's Office,~~ and on the district's website.

### IV. FOC Roles and Responsibilities

1. Review any matters potentially having a significant impact on District finances before the Board of Education takes action.
- ~~2. Assist the District in educating the general public concerning school finance issues.~~
2. Assist the District in creating reader friendly budget information. Assist the District in educating the general public concerning school finance issues, including creating reader friendly budget information.
- ~~3. Review any matters potentially having a significant impact on District finances before the Board of Education takes action.~~
43. Serve as the Measure R Independent Citizens Oversight Committee charged with reviewing the District's administration of and compliance with the terms of the Measure, including:
  - a) Ensuring that the revenues raised by Measure R are used for the following purposes:
    - i) To preserve programs and replace funds lost or reduced due to inadequate state funding;
    - ii) To sustain achievement in reading, writing, and mathematics for all students at all grade levels and to fulfill the District's core curriculum which includes music, arts, and athletics; and,
    - iii) To attract and retain highly qualified teachers and,
    - iiii) To protect the taxpayers' investment in education and ensure District accountability by providing for special citizen financial oversight and independent annual audits of revenues and expenditures.
  - b) Overseeing the District's accounting for revenues raised by Measure R, including placing Measure R revenues in a separate account;
  - c) Consulting with the District in the preparation of an Annual Plan for Measure R expenditures for Board action;
  - d) Reviewing the District's annual report to the Board and the Financial Oversight Committee identifying the actual amount of Measure R funds collected and expended, and how these expenditures relate to the Annual Plan approved by the Board; and,
  - e) Reviewing the District's annual independent audit of Measure R revenues and expenditures.
54. Provide monitoring and oversight review of the City of Santa Monica joint-use agreement with the District, as per the terms of that contractual agreement.

65. Provide monitoring and oversight review of any City of Malibu contributions to the District.
76. Review the District's annual audit and accompanying management letters, and submit any comments or recommendations to the Board of Education.
87. Review the annual budget, enrollment projections, revenue and expenditure forecasts, and the District's capital program, and submit any recommendations to the Board of Education.
98. Serve as liaison to other District committees regarding financial implications of proposed program or policy changes at the direction of the Board.

## **V. Conflict of Interest**

Financial Oversight Committee members shall sign the Conflict of Interest pledge.

## **VI. FOC Meetings and Procedures**

The FOC will meet regularly during the school year. The annual schedule of meetings will be determined at the first meeting of each year. Additional meetings will be scheduled as needed. FOC meetings are subject to State open meeting laws, including timely agenda posting and participation by the public.

The FOC will annually report to the Board on Measure R and other oversight activities.

At the beginning of each fiscal year the FOC will consider and select several objectives related to its purpose, which will serve as the FOC's focus during that year, subject to concurrence by the Board of Education.

The FOC may, as needed, form subcommittees to provide an opportunity for in-depth review.

If a voting FOC member fails to attend at least 75% of the meetings, this can be grounds for removal from the Committee.

The FOC may adopt other rules and procedures to govern its operations, including by-laws, subject to review and approval by the Board of Education.

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/17/11

FROM: TIM CUNEO

RE: 2011 CSBA DELEGATE ASSEMBLY ELECTION FOR REGION 24

RECOMMENDATION NO. A.30

It is recommended that the Board of Education hold elections to fill six (6) vacant seats that represent Region 24 in the California School Board Association (CSBA) Delegate Assembly.

COMMENT: The board as a whole may vote for up to the number of vacancies in the region or sub-region as indicated on the ballot. For Region 24, to which SMMUSD belongs, there are six (6) vacancies; therefore, the board as a whole may vote for up to six individuals. Regardless of the vacancies, the board may cast no more than one vote for any one candidate.

The ballot must be signed by the Superintendent and returned to the CSBA office no later than March 16, 2011. Election results will be available no later than March 31, 2011. If there is a tie vote, a run-off election will be held. All re-elected and newly elected delegates will serve two-year terms beginning April 1, 2011 – March 31, 2013. The next meeting of the delegate assembly is on Saturday, May 14 – Sunday, May 15 in Sacramento.

A copy of the official ballot listing the candidates is attached.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

This complete, **ORIGINAL** Ballot must be **SIGNED** by the Superintendent or Board Clerk and returned in the enclosed envelope postmarked by the post office No Later Than **TUESDAY, MARCH 15, 2011**. Only ONE Ballot per Board. Be sure to mark your vote "X" in the box.  
*A PARTIAL, UNSIGNED, PHOTOCOPIED, OR LATE BALLOT WILL NOT BE VALID.*

OFFICIAL 2011 DELEGATE ASSEMBLY BALLOT  
REGION 24  
(Los Angeles County)

Number of vacancies: 6 (Vote for no more than 6 candidates)

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*Delegates will serve two-year terms beginning April 1, 2011 – March 31, 2013*

*\*denotes incumbent*

- Jan Baird (South Whittier SD)\*
- Maynard Law (ABC USD)
- Joseph Rivera (El Rancho USD)\*
- Patricia G. Siever (Culver City USD)\*
- Sophia Tse (ABC USD)
- Ana Valencia (Norwalk-La Mirada USD)\*

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*Provision for Write-in Candidate Name*

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*School District/COE*

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*Provision for Write-in Candidate Name*

---

*School District/COE*

---

*Signature of Superintendent or Board Clerk*

---

*Title*

---

*School District/COE Name*

---

*Date of Board Action*

***See reverse side for a current list of all Delegates in your Region.***

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**Region 24 – Sharon Stys, Director (South Whittier ESD)**  
**17 Delegates (14 elected/2 appointed)**

**Below is a list of all the current Delegates from this Region.**

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Darryl R. Adams (Norwalk-La Mirada USD), term expires 2012  
Leighton Anderson (Whittier Union HSD), term expires 2012  
Jan Baird (South Whittier ESD), term expires 2011  
Sonya Cuellar (Paramount USD), term expires 2011  
Vivian Hansen (Paramount USD), term expires 2012  
Donald E. LaPlante (Downey USD), term expires 2012  
Sylvia V. Macias (South Whittier SD), term expires 2012  
Catherine McCurdy (Hermosa Beach City ESD), term expires 2012  
John McGinnis (Long Beach USD), appointed term expires 2012  
Ann Phillips (Lawndale ESD), term expires 2012  
Joseph Rivera (El Rancho USD), term expires 2011  
Emma Sharif (Compton USD), appointed term expires 2012  
Patricia Siever (Culver City USD), term expires 2011  
Arlene Staich (Redondo Beach USD), term expires 2011  
Ana Valencia (Norwalk-La Mirada USD), term expires 2011  
Felton Williams (Long Beach USD), appointed term expires 2011

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**Counties**

Los Angeles

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO  
RE: 2010-11 BUDGET REVISIONS

ACTION/MAJOR  
02/17/11

RECOMMENDATION NO. A.31

It is recommended that the Board of Education approve the following budget transfers, as described on the following pages, for these below-listed Funds. These routine paper transfers are intended to accomplish the formal/final shifting to recognize the accounting of previously-approved activities prior to the 2<sup>nd</sup> Interim Report.

|           |   |  |
|-----------|---|--|
| Fund 01   | - | General Fund (Unrestricted & Restricted)         |
| Fund 12   | - | Child Development Fund                           |
| Fund 13   | - | Cafeteria Fund                                   |
| Fund 21.0 | - | Building Fund /Measure BB Series A               |
| Fund 21.1 | - | Building Fund /Measure BB Series B               |
| Fund 21.2 | - | Building Fund /Measure BB Series C               |
| Fund 40   | - | Special Reserve Fund for Capital Outlay Projects |

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

| <b>Fund: 01 General Fund</b> |                                    |                    |                    |                  |
|------------------------------|------------------------------------|--------------------|--------------------|------------------|
|                              |                                    | First              | Revised            |                  |
|                              |                                    | Interim            | Budget             |                  |
| Object                       | Description                        | Budget             | as of 1/31/11      | Changes          |
|                              | Beginning Fund Balance             | 20,935,764         | 20,935,764         |                  |
| 8011-8099                    | Revenue Limit                      | 59,661,540         | 59,803,400         | 141,860          |
| 8100-8299                    | Federal Revenue                    | 7,652,941          | 8,714,484          | 1,061,543        |
| 8300-8590                    | State Revenue                      | 9,357,114          | 10,483,522         | 1,126,408        |
| 8600-8799                    | Local Revenue                      | 34,384,892         | 34,946,808         | 561,916          |
|                              | <b>Total Revenue</b>               | <b>111,056,487</b> | <b>113,948,214</b> | <b>2,891,727</b> |
| 1000-1999                    | Certificated Salaries              | 53,967,837         | 54,309,334         | 341,497          |
| 2000-2999                    | Classified Salaries                | 21,074,125         | 21,351,756         | 277,631          |
| 3000-3999                    | Employee Benefits                  | 23,444,452         | 23,989,677         | 545,225          |
| 4000-4999                    | Books and Supplies                 | 4,101,055          | 4,334,369          | 233,314          |
| 5000-5999                    | Services and Other Operating Costs | 11,346,460         | 12,211,794         | 865,334          |
| 6000-6999                    | Capital Outlay                     | 512,873            | 661,516            | 148,643          |
| 7300-7399                    | Indirect Costs                     | (453,613)          | (453,613)          | -                |
| 7600-7699                    | Interfund Transfer Out             |                    | 72,377             | 72,377           |
|                              | <b>Total Expenditures</b>          | <b>113,993,189</b> | <b>116,477,210</b> | <b>2,484,021</b> |
|                              | Increase /(Decrease) Fund Balance  | (2,936,702)        | (2,528,996)        | 407,706          |
|                              | <b>Projected Fund Balance</b>      | <b>17,999,062</b>  | <b>18,406,768</b>  | 407,706          |

#### Major Changes

##### Revenues:

\$141,860 increase in Revenue Limit (pr yr adjustments)

\$497,115 increase in Mandated Cost Reimbursement

\$163,909 increase in Title I

\$ 40,110 increase in Title II

\$ 15,440 increase in Title III

\$250,000 new ARRA funds for Enhancing Education Through Technology (EETT)

\$524,824 increase in State Fiscal Stabilization Fund (SFSF)

\$ 50,000 increase in Med-Cal Program

\$ 581,071 increase in K-3 CSR program for a smaller than projected class size for K-3.

\$ 147,451 increase in Economic Impac Aid (EIA) programs

\$363,753 increase in Special Education Master Plan

\$290,706 increase in PTA, Gifts and Other Local programs

##### Expenditures:

Allocate the increase of revenue to related expenditure accounts

\$334,515 increase in Health bebefit

\$ 72,377 transfer out to Child Development Fund as a loan.

| <b>Fund: 12 Child Development Fund</b>   |                                    |                  |                  |                 |
|--|------------------------------------|------------------|------------------|-----------------|
|  |                                    | First            | Revised          |                 |
|  |                                    | Interim          | Budget           |                 |
| Object   | Description                        | Budget           | as of 1/31/11    | Changes         |
|  | Beginning Fund Balance             | 108,833          | 108,833          |                 |
| 8100-8299  | Federal Revenue                    | 2,193,488        | 2,183,206        | (10,282)        |
| 8300-8590  | State Revenue                      | 3,165,377        | 3,010,567        | (154,810)       |
| 8600-8799  | Local Revenue                      | 2,553,656        | 2,572,606        | 18,950          |
| 8900-8929  | Interfund Transfer                 | -                | 72,377           | 72,377          |
|  | <b>Total Revenues</b>              | <b>7,912,521</b> | <b>7,838,756</b> | <b>(73,765)</b> |
| 1000-1999  | Certificated Salaries              | 2,919,068        | 2,870,334        | (48,734)        |
| 2000-2999  | Classified Salaries                | 2,073,548        | 2,032,159        | (41,389)        |
| 3000-3999  | Employee Benefits                  | 1,655,211        | 1,614,245        | (40,966)        |
| 4000-4999  | Books and Supplies                 | 174,841          | 231,671          | 56,830          |
| 5000-5999  | Services and Other Operating Costs | 765,622          | 766,116          | 494             |
| 7300-7399  | Indirect Costs                     | 310,984          | 310,984          | -               |
|  | <b>Total Expenditures</b>          | <b>7,899,274</b> | <b>7,825,509</b> | <b>(73,765)</b> |
|  | Increase /(Decrease) Fund Balance  | 13,247           | 13,247           | -               |
|  | <b>Projected Fund Balance</b>      | <b>122,080</b>   | <b>122,080</b>   | <b>-</b>        |
| <b>Major Changes:</b>  |                                    |                  |                  |                 |
| <b>Revenue:</b>  |                                    |                  |                  |                 |
| (\$ 10,282) decrease in Federal Head Start -Basic program  |                                    |                  |                  |                 |
| (\$154,810) decrease in State Preschool Program  |                                    |                  |                  |                 |
| \$ 72,377 loan from General Fund to Child Development Fund to cover the decrease of the state revenue. |                                    |                  |                  |                 |

| <b>Fund: 13 Cafeteria Fund</b>  |                                    |                      |                              |                 |
|---|------------------------------------|----------------------|------------------------------|-----------------|
|   |                                    | First Interim Budget | Revised Budget as of 1/31/11 | Changes         |
| Object  | Description                        |                      |                              |                 |
|   | Beginning Fund Balance             | 441,796              | 441,796                      |                 |
| 8100-8299   | Federal Revenue                    | 1,132,180            | 1,132,180                    | -               |
| 8300-8590   | State Revenue                      | 85,000               | 85,000                       | -               |
| 8600-8799   | Local Revenue                      | 2,036,188            | 2,035,688                    | (500)           |
|   | <b>Total Revenues</b>              | <b>3,253,368</b>     | <b>3,252,868</b>             | <b>(500)</b>    |
| 2000-2999   | Classified Salaries                | 1,421,595            | 1,406,073                    | (15,522)        |
| 3000-3999   | Employee Benefits                  | 503,772              | 489,461                      | (14,311)        |
| 4000-4999   | Books and Supplies                 | 1,549,149            | 1,549,149                    | -               |
| 5000-5999   | Services and Other Operating Costs | (397,268)            | (388,788)                    | 8,480           |
| 6000-6999   | Capital Outlay                     | 35,000               | 29,000                       | (6,000)         |
| 7300-7399   | Indirect Costs                     | 142,629              | 142,629                      | -               |
|   | <b>Total Expenditures</b>          | <b>3,254,877</b>     | <b>3,227,524</b>             | <b>(27,353)</b> |
|   | Increase /(Decrease) Fund Balance  | <b>(1,509)</b>       | <b>25,344</b>                | 26,853          |
|   | <b>Projected Fund Balance</b>      | <b>440,287</b>       | <b>467,140</b>               | 26,853          |
| <b>Major Changes:</b>   |                                    |                      |                              |                 |
| <b>Expenditures:</b>  |                                    |                      |                              |                 |
| (\$15,522) decrease of classified salaries reflects the mid-year adjustment     |                                    |                      |                              |                 |
| (\$14,311) decrease of benefits reflects the mid-year adjustment                |                                    |                      |                              |                 |
| \$ 6,000 transfer from Equipment to Other Operating Cost for Sanitation Program |                                    |                      |                              |                 |

| <b>Fund: 21.0 Building Fund /Measure "BB" Series A</b>  |                                    |                     |                     |                  |
|---|------------------------------------|---------------------|---------------------|------------------|
|   |                                    | First               | Revised             |                  |
|   |                                    | Interim             | Budget              |                  |
| Object  | Description                        | Budget              | as of 01/31/11      | Changes          |
|   | Beginning Fund Balance             | 22,296,691          | 22,296,691          |                  |
| 8600-8799   | Local Revenue                      | 150,000             | 150,000             | -                |
|   | Total Revenues                     | <b>150,000</b>      | <b>150,000</b>      | -                |
| 2000-2999   | Classified Salaries                | 252,548             | 262,548             | 10,000           |
| 3000-3999   | Employee Benefits                  | 112,766             | 117,536             | 4,770            |
| 4000-4999   | Books and Supplies                 | 88,900              | 114,400             | 25,500           |
| 5000-5999   | Services and Other Operating Costs | 12,056,861          | 12,984,161          | 927,300          |
| 6000-6999   | Capital Outlay                     | 9,930,500           | 8,429,213           | (1,501,287)      |
|   | Total Expenditures                 | <b>22,441,575</b>   | <b>21,907,858</b>   | (533,717)        |
|   | Increase /(Decrease) Fund Balance  | <b>(22,291,575)</b> | <b>(21,757,858)</b> | <b>533,717</b>   |
|   | <b>Projected Fund Balance</b>      | <b>5,116</b>        | <b>538,833</b>      | 533,717          |
| <b>Fund: 21.1 Building Fund /Measure "BB" Series B</b>  |                                    |                     |                     |                  |
|   |                                    | First               | Revised             |                  |
|   |                                    | Interim             | Budget              |                  |
| Object  | Description                        | Budget              | as of 01/31/11      | Changes          |
|   | Beginning Fund Balance             | 55,368,608          | 55,368,608          |                  |
| 8600-8799   | Local Revenue                      | 800,000             | 800,000             | -                |
|   | Total Revenues                     | <b>800,000</b>      | <b>800,000</b>      | -                |
| 4000-4999   | Books and Supplies                 | 20,000              | 20,000              | -                |
| 5000-5999   | Services and Other Operating Costs | 2,845,900           | 2,850,900           | 5,000            |
| 6000-6999   | Capital Outlay                     | 15,630,000          | 15,630,000          | -                |
|   | Total Expenditures                 | <b>18,495,900</b>   | <b>18,500,900</b>   | 5,000            |
|   | Increase /(Decrease) Fund Balance  | <b>(17,695,900)</b> | <b>(17,700,900)</b> | <b>(5,000)</b>   |
|   | <b>Projected Fund Balance</b>      | <b>37,672,708</b>   | <b>37,667,708</b>   | (5,000)          |
| <b>Fund: 21.2 Building Fund / Measure "BB" Series C</b> |                                    |                     |                     |                  |
|   |                                    | First               | Revised             |                  |
|   |                                    | Interim             | Budget              |                  |
| Object  | Description                        | Budget              | as of 01/31/11      | Changes          |
|   | Beginning Fund Balance             |                     |                     |                  |
| 8600-8799   | Local Revenue                      | 800,000             | 800,000             | -                |
| 8980-8999   | Bond Proceeds                      | 65,000,000          | 65,000,000          | -                |
|   | Total Revenues                     | <b>65,800,000</b>   | <b>65,800,000</b>   | -                |
| 4000-4999   | Books and Supplies                 | 39,000              | 40,500              | 1,500            |
| 5000-5999   | Services and Other Operating Costs | 3,755,444           | 4,405,444           | 650,000          |
| 6000-6999   | Capital Outlay                     | 11,165,000          | 11,165,000          | -                |
|   | Total Expenditures                 | <b>14,959,444</b>   | <b>15,610,944</b>   | 651,500          |
|   | Increase /(Decrease) Fund Balance  | <b>50,840,556</b>   | <b>50,189,056</b>   | <b>(651,500)</b> |
|   | <b>Projected Fund Balance</b>      | <b>50,840,556</b>   | <b>50,189,056</b>   | <b>(651,500)</b> |

| <b>Fund: 40</b>  |                                    | Special Reserve Fund for Capital Outlay Project |                  |           |
|--|------------------------------------|---|------------------|-----------|
|  |                                    | First   | Revised          |           |
|  |                                    | Interim   | Budget           |           |
| Object   | Description                        | Budget  | as of 1/31/11    | Changes   |
|  | Beginning Fund Balance             | 4,141,151                                       | 4,141,151        |           |
| 8600-8799  | Local Revenue                      | 1,872,827                                       | 2,957,250        | 1,084,423 |
| 8980-8999  | Contribution                       |   |                  | -         |
|  | <b>Total Revenues</b>              | <b>1,872,827</b>                                | <b>2,957,250</b> | 1,084,423 |
| 4000-4999  | Books and Supplies                 | -   | 5,000            | 5,000     |
| 5000-5999  | Services and Other Operating Costs | 271,678   | 1,351,101        | 1,079,423 |
| 6000-6999  | Capital Outlay                     |   |                  |           |
| 7400-7699  | Other Outgo                        | 1,464,863                                       | 1,464,863        | -         |
|  | <b>Total Expenditures</b>          | <b>1,736,541</b>                                | <b>2,820,964</b> | 1,084,423 |
|  | Increase /(Decrease) Fund Balance  | <b>136,286</b>                                  | <b>136,286</b>   | -         |
|  | <b>Projected Fund Balance</b>      | <b>4,277,437</b>                                | <b>4,277,437</b> | -         |
| <b>Major Changes:</b>  |                                    |   |                  |           |
| \$ 1,084,423 Civic Center Joint Use Project (CCJUP) for allocation by the City of Santa Monica for the Santa Monica High School project. |                                    |   |                  |           |

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## **DISCUSSION ITEMS**

TO: BOARD OF EDUCATION

DISCUSSION

02/17/11

FROM: TIM CUNEO

RE: UPDATE ON THE STRATEGIC PLANNING PROCESS

DISCUSSION ITEM NO. D.01

The District has been engaged in a Strategic Planning Process for the past twelve months. The goal of the process is to develop a focused set of clear goals, strategies, and initiatives that will drive our work for the next five years.

COMMENTS: The last Strategic Plan for the district was approved by the Board of Education in August 2002. The Plan was forward thinking, and included seven initiatives that were intended to guide the district through 2005.

Understanding the importance of a tool that organizes and defines our work as a district for an extended span of time, it became evident that there is a need to develop a strategic plan that will propel us into the future.

The purpose of a strategic plan is to provide the district with a living document that:

- Is the result of a data-driven planning process that engages stakeholder groups;
- Identifies immediate/long range goals and areas of focus;
- Provides the District and Board with a tool to guide decisions-making and alignment of priorities.

The presentation will provide an update on the progress to date, an overview of the current draft of the plan and the final steps to complete the design and development phase of the process.

TO: BOARD OF EDUCATION

DISCUSSION

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON / MAROLYN FREEDMAN

RE: CONSIDER REVISING BP 5117 – INTERDISTRICT ATTENDANCE

DISCUSSION ITEM NO. D.02

It is recommended that the Board of Education consider revising BP 5117 – Interdistrict Attendance.

COMMENTS: Effective January 1, 2011, a new law, Assembly Bill (AB) 2444, simplifies the permit process for continuing permit students. Under AB 2444, a student who is already enrolled in a school district on an interdistrict permit, no longer has to reapply annually for a release from their resident school district. This law applies to permit renewals only; students applying for a permit for the first time must be released from their resident school district.

AB 2444 amended section 46600 to provide that the governing board of the receiving school district to allow the permit student to continue attending the school in which he or she is enrolled *unless* the terms of the interdistrict agreement between the districts provide otherwise.

For districts that accept students for interdistrict attendance without an agreement with the district of residence, AB 2444 precludes either district from rescinding the interdistrict attendance permit or from requiring the student to reapply annually.

This bill also provides an exception that maintains that pupils entering grade 11 or 12 in the subsequent school year cannot have their permit revoked.

Additionally, the current language of the policy states the moratorium on permits for grades 7-12 in the Santa Monica schools expires at the end of this school year. It is recommended that the moratorium be extended until 2014-15. The schools' capacities should be considered when determining whether nor not to accept Open Enrollment students, as per the Romero Bill (SMMUSD BP and AR 5118).

A revision in SMMUSD's current BP 5117 should include modifications to reflect this new law. Revisions to AR 5117 (which do not require board approval) can be found in Information Item No. I. 03.

Attachments:

- BP 5117 – Interdistrict Attendance

## INTERDISTRICT ATTENDANCE

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

Beginning with the 2005-06 school year permits will be issued on a year-to-year basis. Parents must reapply to SMMUSD and be accepted for continued attendance each year. Students enrolled prior to the 2005-06 school year on a PERT or DERT permit will not be affected by this change.

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

SMMUSD students in good standing who were residents of Santa Monica or Malibu during the 2001-2002 school year, and subsequently move to another city, will be allowed to remain in the Santa Monica-Malibu School district as permit students, upon receiving a permit from their district of residence and meeting all the conditions of students attending Santa Monica-Malibu Unified School District on a permit.

- B. Permits of this type are to be initiated by the student's parent or guardian who attests to the fact or shows evidence that the permit would be in the student's best interests. Cancellation of the permit shall occur if certain provisions are not adhered to by the student or parent/guardian, or if overcrowding should occur at the school of acceptance.
- C. The Board is committed to providing a quality education for all District students legally enrolled and will provide fair and consistent treatment for students and parent/guardians regardless of their residence or permit status. All applications for a permit will be treated in a fair and consistent manner.
- D. Final approval of permits for all students, including students needing specialized programs, such as GATE, special education, ELL, etc., shall rest at the District and shall be contingent upon space, budget and staff availability. The District will not pay excess costs to provide specialized services to students on permit.
- E. Except for the conditions listed below, effective September 2002, there will be a moratorium on the receipt of all new interdistrict attendance permits for schools in the Santa Monica-Malibu Unified School District. This moratorium shall continue through the 2014-15 school year with the following exceptions:
1. The District will accept applications for interdistrict permits to attend schools in the City of Santa Monica for grades K through 6 in order to stabilize the current number of

interdistrict permit students in the District. Permits will be granted per the language of section D above. Regarding interdistrict permit applications for children of SMMUSD employees, please refer to section F2.

2. Requests for new interdistrict permits will be accepted for all schools in the City of Malibu. Permits will be granted per the language of section D. above.
  3. No permits will be granted to attend Olympic High School.
  4. The total number of all new interdistrict permits that will be accepted and approved for the 2011-12 school year will not exceed 200 for the District. Permits will be granted per the language of section D. above.
  5. All students currently attending on an interdistrict permit will be allowed to remain in the District until they leave or graduate, assuming that they: reapply for a permit annually and comply with all the application requirements; uphold appropriate standards of behavior, attendance, and academic effort, and that the conditions under which the current permit was granted have not changed. Interdistrict attendance permits for 11<sup>th</sup> and 12<sup>th</sup> graders may not be rescinded although 11<sup>th</sup> and 12<sup>th</sup> graders must reapply for these permits annually.
  6. Guidelines previously applied to SMASH, Edison, including the immersion program through Grade 8, and our preschools will remain in effect.
- F. Requests for new permits will be received (granted) in the following order (Based on the timelines identified in Administrative Regulations 5117):
1. Intradistrict permits allowing children who are residents of the cities of Santa Monica and/or Malibu to attend a school other than their neighborhood school;
    - It is the intention of the District to provide same-school placement for all siblings in a family once an intradistrict permit has been granted, except in cases where students need a specialized program which is only available on another campus.
  2. Interdistrict permits for children of employees of the Santa Monica-Malibu Unified School District [certificated, classified, management, full and part-time (a minimum of 15 hours per week)];
    - It is the intention of the District to provide a seat in a District school (K-12) to all children of District employees who have requested a new interdistrict permit, with the understanding that Section D will be considered. Staff will do its best to accommodate requests for a specific school but will not guarantee requested placement. On-going permit holders are not affected and will continue in the home school being currently attended.
  3. If space, staffing and budget permit, for those students “in good standing” who have been attending school/s within SMMUSD as a resident of the District, for a minimum period of three complete school years, and subsequently relocate outside the boundaries of SMMUSD. Permits will be granted per the language of section D. above.
  4. If space, staffing and budget permit, staff will do its best to accommodate requests for placement for siblings (of current interdistrict permit holders) who will be entering Kindergarten, 1st, 6th, or 9th Grade. If a permit is received (granted) there is no guarantee of same-school placement. On-going permit holders are not effected and will

continue in the home school being currently attended.

5. If space, staffing and budget permit, interdistrict permits for children of employees of the cities of Malibu or Santa Monica.
6. If space, staffing and budget permit, interdistrict permits for children of full-time, permanent employees of Santa Monica College enrolling in grades K-8 for the 2011-12 school year
7. If space, staffing and budget permit, interdistrict permits for children of individuals working within the boundaries of SMMUSD.
- ~~7~~8. If space, staffing and budget permit, interdistrict permits for children of alumni of Santa Monica High School, Malibu High School, or Olympic High School. Parent must attach a copy of graduation diploma to the permit application.

REFERENCE

LEGAL REFERENCE:

EDUCATION CODE

*46600-46611 Interdistrict attendance agreements*

*48204 Residency requirements for school attendance*

*48915 Expulsion; particular circumstances*

*48915.1 Expelled individuals: enrollment in another district*

*48918 Rules governing expulsion procedures*

*48980 Notice at beginning of term*

*52317 Admission of persons including nonresidents to attendance area; workers' compensation for pupils*

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

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

**revised:**

April 2, 2009

February, 21, 2008

June 7, 2007

June 15, 2006

November 17, 2005

February 17, 2005

February 20, 2003

TO: BOARD OF EDUCATION

DISCUSSION

02/17/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / SARA WOOLVERTON

RE: ELIMINATION OF AB 3632 FUNDING AND A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE LOS ANGELES COUNTY DEPARTMENT OF MENTAL HEALTH TO CONTINUE SERVICES TO IDENTIFIED STUDENTS THROUGH JUNE 2011

DISCUSSION ITEM NO. D.03

In 1984 the California State Legislature passed AB 3632 mandating that county Departments of Mental Health (DMH) work with school districts to provide services to students with IEPs who require mental health services. Specifically AB 3632 provides for:

- Case management of students placed in residential treatment centers
- Payment of residential and therapeutic treatment cost of residentially placed students
- Provision of outpatient mental health services to students and their families
- Attendance at IEP meetings for students eligible for DMH services

In October outgoing governor Schwarzenegger eliminated both the mandate and the funding for AB3632. In November 2010, the California Department of Education approved the release to County Departments of Education of \$76 million of federal funds for the short-term continuation of AB 3632 services. These funds were exhausted in mid-January 2011. Los Angeles County DMH agreed to continue to provide and pay for services through January 2011. Since school districts are payers of last resort for educational services SMMUSD will be required to begin paying for IEP-based mental health services effective February 1, 2011.

SMMUSD currently has:

- 15 students placed by DMH at residential treatment centers
- 59 students receiving outpatient IEP-based mental health services from DMH

Because the districts did not have adequate time to develop alternate means of providing these services, and because the law does not allow for an interruption in IEP services, most districts are opting to contract directly with county Departments of Mental Health to provide these services. The additional cost to the District for providing these services through contracting with DMH is approximately \$250,000/month.

Currently there are three pending lawsuits concerning AB 3632:

- One class action suit against the Governor and various agencies on behalf of students for discontinuing services
- One brought by counties against the Governor arguing that since funding was suspended the counties should not have to provide the services
- One brought by educational agencies against the Governor arguing that the Governor did not have the right to suspend the mandate

*(Continued on next page)*

The Governor's proposed budget asks that the legislature allow a vote that could potentially restore funding for these services *for the 2011-2012 school year*. No funding is included for the remainder of this school year. If funding is restored for this year as a result of one of the lawsuits or some other action the district could ask for reimbursement for funds expended for these mental health services. If funding is not restored for next year and subsequent years the Tri-City SELPA would explore contracting directly with mental health services providers and/or hiring our own providers rather than continuing to work with the Los Angeles County Department of Mental Health.

Attached is a copy of the draft MOU.

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

# **DRAFT**

## **MEMORANDUM OF UNDERSTANDING BETWEEN SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT AND LOS ANGELES COUNTY DEPARTMENT OF MENTAL HEALTH REGARDING FUNDING AND THE PROVISION OF EDUCATIONALLY-RELATED AB 3632 MENTAL HEALTH SERVICES**

THIS MEMORANDUM OF UNDERSTANDING (“MOU”), is made by and between the Santa Monica-Malibu Unified School District (hereinafter referred to as “LEA”) and the Los Angeles County Department of Mental Health (hereinafter referred to as “COUNTY”) with respect to the provision of educationally-related mental health services under the Individuals with Disabilities Education Act (“IDEA”), 20 U.S.C. 1400, et seq., and Section 26.5 of Division 7 of title 1 of the California Government Code, sections 7570-7590, commonly known as “AB 3632.”

### **RECITALS**

WHEREAS, on October 8, 2010, California Governor Arnold Schwarzenegger (“Governor”) vetoed a fiscal year 2010-11 appropriation for educationally-related mental health services mandated by AB 3632, and stated in doing so that “[t]his mandate is suspended.”

WHEREAS, Government Code Section 7570 et seq. (AB 3632) and its implementing regulations remain codified; which state that counties and their Mental Health Divisions are required to conduct mental health assessments and to provide necessary mental health-related services, including residential care-based treatment (placement including the provision of psychotherapy) to students with disabilities, as identified within the individualized education programs, pursuant to Government Code sections 7570, 7572, and 7572.5.

Chapter 26.5, Section 7570, established that the provision of related services as defined in paragraph (22) of Section 1401 of Title 20 of the United States Code, to children and youth with a disability shall be the joint responsibility of the Superintendent of Public Instruction and the Secretary of Health and Human Services and further provides that the Secretary of Health and Human Services appoint an agency in each county to assume the responsibility of providing these services;

WHEREAS, Section 6 of Article XIII B of the California Constitution requires the State to provide a subvention of funds to reimburse local governments for State mandated programs, such as AB 3632;

WHEREAS, LEA and COUNTY disagree as to the impact of the former Governor’s veto on AB 3632 requirements. While LEA believes AB 3632 remains in full force and effect, notwithstanding the Governor’s veto, COUNTY contends its mandate under AB 3632 is suspended. Both Parties nevertheless wish to ensure that while such disagreement is being resolved, LEA students continue to receive an AB 3632 assessment and services they may require under the IDEA;

WHEREAS, LEA and COUNTY intend to reserve all rights each may have at the time this MOU is executed, and agree that nothing in this MOU shall waive or limit either parties rights including any right to seek reimbursement from the other party for all costs incurred in providing services to students under AB 3632 and nothing in this MOU is intended to establish or impose upon COUNTY any legal obligation under IDEA to provide these services;

WHEREAS, prior to the Governor’s appropriation veto, county mental health agencies and Special Education Local Plan Areas (SELPA) had previously entered into an Interagency Agreement (“IA”) for mental health services pursuant to Title 2 Division 9 Section 60030, which

COUNTY contends is no longer operative.. LEA continues to believe the Interagency Agreement is in full force and effect and reserves the right to enforce that IA and COUNTY disputes such;

WHEREAS, the State Legislature, in the Budget Act provides federal IDEA local assistance funding for the provision of mental health services by transmitting the funds to county offices of education through the California Department of Education (CDE);

WHEREAS, the Budget Act authorizes each county office of education (COE) and county mental health agency (CMHA) to enter into a memorandum of understanding (MOU) for the purpose of transferring these federal grant funds, subject to the fulfillment of the grant's terms and conditions, to the CMHA for AB3632 mental health services that are provided for eligible students in the school districts and Los Angeles County Office of Education (LACOE) has entered into such MOU with COUNTY;

WHEREAS, these federal IDEA funds are to be allocated by the CDE to LACOE for the purpose of funding mental health services identified within individualized education programs (IEP) of resident students, and for which expenses have been and will continue to be incurred in Fiscal Year 2010-2011; and

WHEREAS, the intent of this MOU is that the parties, despite their disagreement regarding their respective rights and obligations under the law, intend to preserve in all respects the COUNTY's service level status quo regarding the provision of AB 3632 services and that the LEA will fully fund the COUNTY for the continuance of these programs and services as hereinafter provided for in this MOU, subject to LEA's reservation of rights including the right to claim reimbursement, from February 1, 2011 through and including June 30, 2011, unless this MOU is terminated earlier by its own terms;

NOW, THEREFORE, based on such recitals, and other mutual considerations and promises herein, the Parties agree as follows:

**1. Referrals and assessment reports:** COUNTY and LEA agree to abide by the policies and procedures for making student referrals and providing the necessary assessment reports, as provided in Title 2, Division 9, of the California Code of Regulations Section 60040. LEA will refer all students with suspected mental health needs to COUNTY for assessment, and COUNTY will process and complete that assessment as it had before the Governor's veto on October 8, 2010.

**2. Array of services:** COUNTY agrees to maintain the level of AB 3632 services currently being provided during the term of this MOU, which shall include mental health services consultation, assessment and re-assessment, reports, IEP team meeting attendance and participation, referrals and sending out referral packets, monitoring and placement, contracting with residential facilities and other mental health service providers, as needed and participation in the defense of any due process hearings and compliance complaints which may arise from the provision of AB 3632 services. The array of services will be provided for a child with a disability, as defined in paragraph (3) of Section 1401 of Title 20 of the United States Code, and shall include those related services as defined in paragraph (26) of Section 1401 of Title 20 of the United States Code, and designated instruction and services, as defined in Section 56363 of the Education Code, the California Code of Regulations, Title 2, Division 9, Section 60020(i).

**3. Student Records:** LEA will provide data to COUNTY regarding LEA students eligible for AB 3632 services according to LEA records which COUNTY will verify based on its records. Thereafter, COUNTY will obtain and provide LEA with student IEP and service data in order to verify that LEA is the applicable district of residence for each individual student for payment purposes by the 15<sup>th</sup> day of the month following the month of service for residentially placed

students. County and LEA will collaborate on an ongoing basis to verify students receiving outpatient AB 3632 services within specific LEA districts in order to reconcile County's costs associated with the individual LEA students.

**4. Individual Services Agreement Execution:** This MOU shall include an Individual Services Agreement ("ISA") template which shall be used to develop an ISA for each eligible LEA student to whom COUNTY is to provide AB 3632 educationally-related mental health services. Within ten (10) days of COUNTY's receipt of ISA for AB 3632 eligible students, COUNTY shall verify or provide the required information to LEA to complete the ISA.

**5. Individual Services Agreement Expenditures:** COUNTY will provide LEA with a summary of expenditures pursuant to the ISAs incurred under this MOU two times during the term of this MOU. The first summary of expenditures will cover the period of February 1, 2011 through March 31, 2011, and will be provided by April 30, 2011. The second summary of expenditures will cover the period of April 1, 2011 through June 30, 2011, and will be provided by July 31, 2011. Payment to the County is due within 60 days of receipt of the summary of expenditures

**6. COUNTY Mental Health Services and Case Management Cost Oversight:** An oversight committee comprised of representative(s) of LEA, SELPA, and COUNTY will be formed to monitor and audit costs associated with this MOU and to assist in any dispute resolution as identified in paragraph 17. The oversight committee shall not exceed 13 representatives.

**7. Funding and Reimbursement:** The ISA shall serve as the estimated invoice for services provided to each LEA student under this MOU and is incorporated by reference herein. County represents that it will have expended all available AB 3632 funding as of January 31, 2011 and LEA relies upon this representation. To the extent legally permissible, COUNTY will seek Medi-Cal reimbursement for all eligible students. LEA shall fully reimburse COUNTY all its costs incurred in providing all AB 3632 services which are not reimbursed by Medi-Cal or Early and Periodic Screening, Diagnosis, and Treatment ("EPSDT"). Fully reimbursable costs for continuing the AB 3632 program shall include both direct and indirect costs incurred but in no event shall it include items of cost not previously deemed allowable costs as part of COUNTY's prior SB 90 claims to the State of California. Indirect costs include attorney fees incurred by County Counsel associated with defending due process claims but do not include the cost of an award of attorneys fees to a complaining party. COUNTY represents that the federal IDEA funds distributed November of 2010 have been exhausted and agrees to utilize all other available non-County funding sources to offset the direct and indirect costs. Final actual cost reimbursement rates will not be known until the State's final reconciliation and settlement of the County's cost report. Therefore, an initial reconciliation of payments from LEA to County will be completed by March 1, 2012, after the submission of the County's initial Cost Report to the State. A final reconciliation will be completed when Medi-Cal approvals are finalized and the State has issued its Cost Report Reconciliation and Settlement to the County, which is anticipated to occur in approximately January 2013. Funds owed to LEA will be paid by County and funds owed to County will be paid by LEA at the time of the initial reconciliation and final reconciliation.

**8. LEA Reimbursement:** If a final and binding legal decision finds that the mandate was not suspended this Fiscal Year, COUNTY agrees to reimburse the LEA for all monies paid by the LEA to COUNTY pursuant to this MOU and LEA will reasonably cooperate with COUNTY to enable COUNTY to seek State of California reimbursement, e.g. an SB 90 claim. If COUNTY receives funding for this purpose from any non-County source to provide AB 3632 services during the term of this MOU, COUNTY agrees to reimburse LEA its proportional share of these funds.

**9. Reconciliation:** COUNTY will use its Annual Cost Report to reconcile all services provided during the term of this MOU and will provide a final reconciliation to LEA. All parties to this

MOU agree to pay any difference of costs as determined by the final reconciliation without waiver of its right to seek use of the oversight committee set forth in paragraph 6 and dispute resolution process set forth in paragraph 17 to dispute the final reconciliation, or other remedies provided by law. County shall also provide to the LEA an accounting regarding its expenditure of all available AB 3632 funding for fiscal year 2010-11. If requested this accounting will be available as part of the reconciliation process under paragraph 9 and if necessary, the Dispute Resolution process under paragraph 17.

**10. Privacy:** COUNTY and LEA acknowledge the protections afforded to student health information under regulations adopted pursuant to the Health Insurance Portability and Accountability Act of 1996 (HIPAA), Pub. L. No. 14-109, students records under the Family Educational Rights and Privacy Act (FERPA), 20 USC Section 1232g; and under provisions of state law relating to privacy. COUNTY and LEA shall ensure that all activities undertaken under this MOU will conform to the requirements of these laws.

**11. Modification:** This MOU shall not be modified or amended without the mutual written consent of the parties. If any actual or physical deletions or changes appear on the face of the MOU, such deletions or changes shall only be effective if the initials of both contracting parties, along with the date of initialization, appear beside such deletion or change.

**12. Integration:** This MOU represents the entire understanding of LEA and COUNTY as to those matters contained herein, and supersedes and cancels any prior oral or written understanding, promises or representations with respect to those matters covered hereunder. This MOU may not be modified or altered except in writing signed by both parties hereto. This is an integrated MOU.

**13. Laws and Venue:** This MOU contains the complete and final understanding of the parties' rights, duties and obligations with respect to the transaction discussed in this MOU and supersedes all prior MOUs, contracts, understandings and commitments whether oral or written with respect to the subject matter of this MOU. This MOU shall be interpreted in accordance with the laws of the State of California. If any action is brought to interpret or enforce any term of this MOU, the action shall be brought in a state or federal court with the jurisdiction for the Los Angeles County, State of California.

**14. Third Party Rights:** Nothing in this MOU shall be construed to give any rights or benefits to anyone other than LEA and COUNTY.

**15. Severability/Waiver:** The unenforceability, invalidity or illegality of any provision(s) of this MOU shall not render the other provisions unenforceable, invalid, or illegal. No waiver of any provision of this MOU shall be deemed, or shall constitute, a waiver of any other provision, whether or not similar, nor shall any such waiver constitute a continuing or subsequent waiver of the same provision. No waiver shall be binding unless executed in writing by the party making the waiver.

**16. Term:** This MOU shall cover the period of February 1, 2011, through June 30, 2011. This MOU shall terminate as of the close of business on June 30, 2011, subject to the provisions of paragraph 21. However, this MOU may be extended by the parties' mutual written consent.

**17. Dispute Resolution:** COUNTY and LEA agree that the following process will be used to address disputes on the implementation of the MOU only after collaborative efforts have been attempted at the lowest possible level. It is understood that these dispute resolution procedures shall have no application to any right of the LEA to seek recovery should there be a determination that the AB 3632 remains in full force and effect. This dispute resolution does not pertain to due process complaints.

COUNTY and LEA shall name a mutually agreed upon neutral party (hereinafter “outside party”) to assist to resolve disputes using a process of facilitated communication through non-binding mediation between COUNTY and LEA mediation. The parties will use the following process:

- A written notice of the request for dispute resolution, including a description of the concerns to be addressed, shall be forwarded by the aggrieved agency initiating the dispute to the non-initiating party.
- If the issue is not resolved within 10 business days of the date of the written notice of the request for dispute resolution, the notice shall be submitted to the committee formed pursuant to paragraph 6 for possible resolution
- If the issue is not resolved within 10 business days of the date of the written notice of the request for dispute resolution, the aggrieved agency initiating the dispute shall request that the outside party be contacted to schedule a meeting between the agencies.
- No later than thirty (30) calendar days from the date outside party is contacted, a resolution plan between the three agencies will be developed with the assistance of the outside party. The signatories of this MOU or their designees shall be responsible for assuring the agreements included in the resolution plan are implemented.
- Each party shall bear its own costs related to the use of this dispute resolution service except for those costs for the outside party shall be shared equally between the LEA and COUNTY.

**18. Force Majeure:** Neither party shall be deemed to be in default of the terms of this MOU if either party is prevented from performing the terms of this Agreement by causes beyond its control, including without being limited to: acts of God; any laws and/or regulations of State or Federal government; or any catastrophe resulting from flood, fire, explosion, or other causes beyond the control of the defaulting party. If any of the stated contingencies occur, the party delayed by force majeure shall immediately give the other parties written notice of the cause for delay. The party delayed by force majeure shall use reasonable diligence to correct the cause of the delay, if correctable, and if the condition that caused the delay is corrected, the party delayed shall immediately give the other parties written notice thereof and shall resume performance of the terms of this MOU.

Neither party shall be liable for any excess costs if the failure to perform the MOU arises from any of the contingencies listed above.

**19. Notices:** All notices provided for by this MOU shall be in writing. Notices shall be mailed, electronically delivered or delivered by hand and shall be effective as of the date of receipt by addressee.

All notices related to this MOU shall be mailed to LEA and shall be addressed to:

Tim Cuneo  
Superintendent  
Santa Monica-Malibu Unified School District  
1651 16<sup>th</sup> Street, Santa Monica, CA 90404

All notices related to this MOU shall be mailed to COUNTY shall be addressed to:

Paul L. McIver LCSW, District Chief  
Los Angeles County Department of Mental Health  
600 S. Commonwealth Avenue  
Los Angeles, CA 90005  
(213) 739-2334 Facsimile: (213) 738-6521

**20. Representation on Authority of Parties/Signatories:** Each person signing this MOU represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this MOU. Each party represents and warrants to the other that the execution and delivery of the MOU and the performance of such party's obligations hereunder have been duly authorized and that the MOU is a valid and legal agreement binding on such party and enforceable in accordance with its terms.

**21. Termination:** This MOU may be terminated at anytime upon the mutual agreement of the parties or by either party upon 30 days advanced written notice to the other party.

If AB 3632 is found to remain in full force and effect by a court of competent jurisdiction, notwithstanding the Governor's veto, this MOU shall immediately terminate and COUNTY will resume providing AB 3632 services as it had before the veto.

**22. Incorporation of Recitals:** The parties understand and agree that the recitals set forth above are terms of this MOU and are incorporated herein by this reference.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the dates of their signatures.

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT

\_\_\_\_\_  
By Tim Cuneo (Date)  
Superintendent

LOS ANGELES COUNTY DEPARTMENT OF MENTAL HEALTH

\_\_\_\_\_  
By Marvin J. Southard, DSW (Date)  
Director  
Los Angeles County Department of Mental Health

TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / JANECE L. MAEZ  
RE: BUDGET UPDATE

DISCUSSION  
02/17/11

DISCUSSION ITEM NO. D.04

As the District continues to receive information regarding the State budget, as it relates to the development of our budget, Staff will regularly update the Board. These updates will be scheduled at each regular meeting of the Board until the District budget is adopted in June. These updates may include: new statewide projections, proposed changes to the district budget, enrollment projections, staffing ratios, and other budget-related details.

While the 2010-11 2<sup>nd</sup> Interim Report is currently being prepared, Staff will provide an update on the current year financial position and outline several potential scenarios for the multi-year projections. Staff will also identify areas where additional revenue was received this year and discuss potential increased expenditures.

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## **INFORMATION ITEMS**

TO: BOARD OF EDUCATION

INFORMATION

02/17/11

FROM: TIM CUNEO

RE: DAC MID-YEAR WRITTEN REPORTS

INFORMATION ITEM NO. I.01

Midyear reports were submitted by the Child Care and Development DAC, Health and Safety DAC, Special Education DAC, and the Visual and Performing Arts DAC. The full text of each of these reports is attached.

COMMENT: Administrative regulation 1220 states: "The staff liaison and committee chairperson shall provide the Board of Education with an update regarding the process of meeting these goals and/or deliverables in an informational item to the Board at a regular meeting no later than February each year."

Next steps: At the June 30, 2011, board meeting, each DAC will provide a written end-of-year report for Information. During that meeting, each DAC will be given five minutes under Communications to summarize its report. During a regular board meeting or workshop in July or August, the board will meet with each DAC to discuss goal-setting for 2011-12. With this feedback from the board in hand, the DACs will hold their regular September meetings and develop draft charges for the year. These draft charges will come forward for board consideration at the first meeting in October, as per AR 1220.

**District Advisory Committee  
Board of Education Annual Mid-Year Written Report  
2010-11**

**CHILDCARE AND DEVELOPMENT DISTRICT ADVISORY COMMITTEE**

**Chair:** Jennifer Kennedy

**Staff Liaison:** Judy Ado

**Charges:**

- Continue developing a transition plan to prepare 4 yr olds for kindergarten and create a board policy on transition
- Continue to improve early identification of children who may benefit from assessment before they enter preschool or while they are attending preschool using the RTI model in partnership with the Special Education preschool program.
- Provide a forum for ensuring a balanced budget for the CDS department.

**Accomplishments to date:**

- Kindergarten Transition
  - Create one transition activity for CDS preschool and CREST teachers and kindergarten teachers to interact and improve articulation between preschool and kindergarten.
    - A meeting between preschool and kindergarten teachers is set for March 1. An expert in literacy will facilitate the meeting, which will include enhancing communication between preschool and kindergarten teachers about standards in their programs.
    - On Feb 24 Al Friedenberg will speak at a meeting of Head Start parents on the subject of transitioning to kindergarten.
    - Kindergarten roundups begin in late February. CREST staff will attend each roundup to explain the CREST program to parents of incoming kindergarten children.
    - CDS is sending principals lists of preschool children planning to enroll in their schools.
- Special Education Partnership
  - Continue to improve early identification of children who may benefit from assessment before they enter preschool or while they are attending preschool using the RTI model in partnership with the Special Education preschool program.
    - CREST teachers attend IEPs or SSTs when invited
    - Preschool parents complete Ages and Stages and Ages and Stages SE Questionnaires. Interventions are planned when appropriate and referrals for assessment are submitted when indicated.
    - The CDS School Psychologist is tracking special education services offered to preschool children and meets regularly with the Special Education preschool psychologist.
- Balanced Budget
  - Provide a forum for ensuring a balanced budget for the CDS department.
    - CDS staff and DAC members have been in contact with State Child Development Division staff, Assembly Members, State Senators, and Child Development lobbyists to educate regarding the details of State Child Development funding and the ramifications of proposed methods of reducing costs. Suggestions have been offered for alternative reduction methods

**Highlight(s) to date of particular note:**

- **Balanced Budget**
  - Early planning for budget reductions indicated the CDS budget would be balanced for 2010-11, however, the proposed State budget released in January 2011 created enormous challenges for general childcare programs in the State and in our district. CDS is working with the Santa Monica Early Education and Childcare Task Force to inform State legislators that general childcare, particularly for preschool children, will be greatly impacted by the current proposals.

**Suggested direction for 2010-11:**

- CDS is waiting for State and Federal funders to make important decisions that will determine the program possibilities.

**Budgetary Implications:**

The Governor and Legislators have expressed hope that they will come to agreement about funding for Child Development and childcare funding by the beginning of March. CDS hopes that there will be enough clarity at that time for the district to work with CDS to develop a realistic plan for next school year.

**District Advisory Committee  
Board of Education Annual Mid-Year Written Report  
2010-11**

**HEALTH & SAFETY DISTRICT ADVISORY COMMITTEE**

**Chair:** Patricia Nolan

**Staff Liaison:** Marolyn Freedman

**Charges:**

- Monitor contemporary issues in health that have a direct impact on school age children
- Monitor issues that impact safety in SMMUSD schools
- Encourage developmentally appropriate best practices in health, nutrition and physical education

**Accomplishments to date:**

- Initiated or continued discussions on issues pertinent to SMMUSD health & safety:
  - SMMUSD Homework Policy 2010
  - Safety Programs
    - SMMUSD
      - Programs on earthquake/emergency preparedness
      - Programs on violence prevention / anger management / "choking game" awareness / child abuse and sexual harassment / bullying (including cyber-bullying) and peer intimidation
      - Training in Automatic External Defibrillator ("AED") use
    - SMFD
      - Programs on fire safety / earthquake preparedness / Disaster Assistance Response Training (DART) for SMMUSD personnel
  - Hazard Mitigation
  - Student Wellness
    - Quality of drinking water on SMMUSD campuses
    - Availability of drinking water at lunch
  - Traffic Safety
    - pedestrians and bicyclists
  - Nurses' Annual Report for 2009-2010
    - Management of increased number of young Type I diabetics
    - Pertussis epidemic and need for vaccination/documentation
    - Health curriculum and mental health services at SMMUSD High Schools

**Highlight(s) to date of particular note:**

- Participated in a successful informational campaign to stress the importance of school nurses in maintenance/improvement of SMMUSD student physical and mental health, with recommendations to restore SMMUSD RN FTE's and inaugurate and a task force to explore options for continuing and optimizing an effective program in student health services in the future; DAC members will serve on this task force
- Chair serves on SMMUSD Strategic Plan Team

**Suggested direction for 2010-11:**

- Continue advocacy for SMMUSD student and staff health and safety
- Participate in the task force on student health by contributing creative and constructive concepts to optimize and maintain effective future health services within SMMUSD

**Budgetary Implications:**

- None at this time

Special Education District Advisory Committee  
Board of Education Annual Mid-Year Written Report  
2010-2011

Chair: Dr. Claudia Landis  
Vice Chair: Chris Chandler

Staff Liaison: Dr. Sara Woolverton

**CHARGES:**

1. Advise the Board of Education about attitudes, opinions, and issues significant to the Special Education community.
2. Continue to work with District staff in the identification of relevant and unrealized goals included in the recommendations of the Working Group (2009), the Lou Barber Report (2008), and the Special Education Strategic Plan (2004).
3. Through the Special Education Parent Handbook Ad Hoc Committee, produce revisions to the Special Education Parent Handbook in collaboration with District staff based on changes in relevant law, District updates and feedback from community members.
4. Review and assess the instructional technology in the District's Special Education Classes and report on how our District compares to districts that prioritize technology and utilize technology based curriculum and whether additional/updated equipment and/or software is needed to enable students to become computer literate and allow students and teachers meaningful access to current technology-based curricula.
5. Continue the Financial Ad Hoc Committee's work with the Director of Special Education, the District's Chief Financial Officer and the Financial Oversight Committee in developing recommendations.

**ACCOMPLISHMENTS TO DATE:**

**Presentations and School Site Visits**

A primary goal of our committee in the 2010-2011 school year is to improve our knowledge base in order to better advise the Board of Education on special education. To do so, we have used our meetings as a vehicle to feature relevant presentations on subjects that pertain to local and national developments.

We devoted the September and October 2010 SEDAC meetings to introducing new members and staff, along with start-of-the-year business. Beginning in November 2010, we featured presentations at each SEDAC meeting:

Nov. 9, 2010 – Site visit to McKinley Elementary School and presentation by members of the McKinley Special Education department

Dec. 7, 2010 – Presentation by Tri-City (Beverly Hills, Culver City and Santa Monica) SELPA Interim Director, Dr. Jeanne Davis. Dr. Davis explained the workings of our SELPA. In addition, she discussed the need for full state funding of the Department Mental Health (DMH) services for disabled students, and more specifically, state measure AB3632. As a consequence of the attendance to this meeting by Board liaisons Ben Allen and Kelly Pye, the Board issued a formal resolution to the Governor and State Legislature at its Dec. 13, 2010 meeting (Board Agenda 12/13/10, Recommendation A.03, Resolution No. 10 – 17).

Jan. 4, 2011 – Presentation on Star Testing and IEP Documentation by Director of Educational Services, Maureen Bradford, and District Special Education Coordinator, Darcy Keleher. They presented the various state tests and an overview of testing choices such as CST, CMA, and CAPA. This included the very important topic of the range of accepted variations and accommodations that allow the tests to count at the state level. Ms. Bradford discussed which tests would be appropriate for which students – including those specific to students with disabilities – and the implication of such choices for IEP meetings. Ms. Keleher presented a newly-created informational document that in detail outlines the rules and regulations regarding STAR and CAHSEE testing, that will, for the first time this school year, be distributed to special education Teachers of Record (TOR). This document is intended to aid teachers of record in crafting appropriately detailed IEP documents with special education families. SEDAC expressed a concern that this document should additionally be shared with parents.

Feb. 1, 2011 – Presentation by SAMOHI “M” House Principal Larry Boone on achievement of African-American students at SAMOHI. Our intent as a committee is to better understand the challenges facing our students of color, who like special education students represent a numerically significant subgroup in STAR testing and as such require special analysis.

SEDAC plans additional site visits to John Adams Middle School and Malibu this year as well as more presentations.

### **Ad Hoc Committees**

Much of SEDAC’s work this school year has been accomplished through Ad Hoc committees. The current Ad Hoc committees and their mid-year progress are as follows:

**Financial Ad Hoc Committee** — The Financial Ad Hoc Committee has worked closely with Chief Financial Officer, Janice Maez, and a subcommittee of the Financial Oversight Committee (FOC) to develop a workable reporting instrument on information that is specific to Special Education that parallels the budgetary reporting structure required by Los Angeles County Office of Education (LACOE). This parallel Special Education reporting structure took two years of regular meetings to develop. We rolled it out starting with the Unaudited Actuals that closed out the 2009-2010 school year, providing for the first time detailed information on the closing out of a year. In addition, the CFO has started to generate Interim Reports that parallel the District's interim reporting LACOE schedule, providing for the first time the same detailed information for a current year. This will provide useful, timely and detailed information on Special Education expenditures that heretofore has not been available. As a consequence of this, the Board will have the opportunity to analyze Special Education expenditures as its budgeting process occurs and not after the fact. The CFO plans on presenting a parallel Second Interim Report at the March FOC meeting.

**Transition Ad Hoc Committee** — The Transition Ad Hoc Committee has spent the past several months investigating the transition policies and handbooks of comparable school districts in the area and is in the beginning stages of compiling an Education Transition Program Handbook specific to SMMUSD.

**Charter School Ad Hoc Committee** — A Charter School Ad Hoc Committee researched and investigated whether the proposed Pt. Dume Elementary Charter School petition properly addressed special education needs. After thoroughly reading the petition and traveling to Malibu to meet with the applicants in an attempt to gather as much accurate information as possible, the Ad Hoc committee presented their findings to the Board at the December 2, 2010 meeting. The committee supported the petition specific to the Charter's ability to provide special education services to students with disabilities (See Attachment 1).

**Legislative Ad Hoc Committee** — After the December SEDAC presentation by Interim SELPA Director Jeanne Davis on the veto by the Governor of funding to provide county mental health services to students with disabilities through DMH & AB 3632, SEDAC assembled an Ad Hoc committee. This Ad Hoc committee will keep members informed of state and county level developments and the need for any action that should be taken on behalf of disabled students such as letter writing and lobbying.

#### **HIGHLIGHTS TO DATE OF PARTICULAR NOTE:**

As a response to the Board of Education's previous year's decision to cut two nursing positions in the district, SEDAC membership voted to craft and release a statement supporting the reinstatement of the nurses as the Board deliberated on newly available monies at its December 9, 2010 meeting. After much discussion, the Board voted to reinstate the positions through the end of the school year and to

create a Health Services Task Force. Members of SEDAC have been invited to participate on the Task Force, the first meeting of which is February 10 (See Attachment 2).

SEDAC members comprised three of four remaining parent members on the Superintendent's Special Education Program Task Force, a direct outcome of the March, 2009 Working Group Report, Goal #7 (two other parent members previously resigned or stopped attending). Sadly, these three members each resigned in rapid succession in mid-January, each doing so individually. Each cited disappointment to the lack of coherent and meaningful research and investigation by the Task Force of "a comprehensive range of research-based program" (Goal #7, Working Group). This lack of research calls into question the ability of the Task Force to make meaningful programmatic and instruction recommendations in the near term.

Several members participated in the ½ hour timeslot offered to SEDAC by Leadership Associates Executive Search Advisors to provide input into the superintendent search. Members participated with enthusiasm and were pleased with the opportunity.

As a mechanism to serve SEDAC members with young children, we experimented with the provision of childcare during our meetings. Staff liaison Sara Woolverton kindly arranged for and paid for the service. We had moderate success with its utilization. District liability rules make continuity of the provision of this service difficult — we can only offer childcare when our DAC meetings are at a school site. Childcare cannot be offered at District offices. We need to figure out how to deal with this, because reliably supporting the childcare needs of members with young children we believe is important to the renewal of SEDAC as a committee.

#### **SUGGESTED DIRECTION FOR 2010 – 2011:**

With regard to Charge #1 we will continue with SEDAC presentations, site visits and position statements.

With regard to Charge #2 and realization of the recommendations of the 2004 Special Education Strategic Plan, the 2008 Independent Evaluation, and the 2009 Superintendent's Working Group Report, it is SEDAC's recommendation that the district reevaluate the delivery of instructional programs and interventions that effectively address the core deficits of students with disabilities. It is our longstanding position supported by the above-mentioned reports that this cannot be accomplished by primarily adapting general education curricular instructional materials, as is current practice.

With regard to Charge #3 and updates to the Parent Handbook we are looking at revisions that address IEP meeting procedures.

With regard to Charge #4 and instructional technology, members who previously constituted this effort plan to meet and assess next steps.

With regard to Charge #5 and the Financial Ad Hoc Committee we look forward to an ultimate goal of tying expenditures to the delivery of program.

**BUDGETARY IMPLICATIONS:**

Through a combination of program research and financial reporting, SEDAC hopes to fulfill its role in advising the Board on how to think in new ways about the district's programmatic needs and how to solve them in a cost effective manner.

## **Attachment 1**

December 2, 2010

To: Members of the Santa Monica-Malibu Unified School District Board of Education

From: The Special Education District Advisory Committee Ad Hoc Committee to Review the Special Education component of the Pt. Dume Marine Science Charter Petition

As members of the Special Education District Advisory Committee Ad Hoc Committee to review the Special Education component of the Pt. Dume Marine Science Charter Petition, we read the petition with attention to the description of the plan for the delivery of educational services to students with disabilities.

The Ad Hoc committee members also met with stakeholders from the Malibu Community; including the petitioning parents, community members, and a local elected official. Based on our review of the documents, interviews with the petitioners, and interviews with independent experts, we see no reason to believe that the level or quality of Special Education services delivered by SMMUSD would decline should the school become a charter school.

The petitioners agreed with a SEDAC recommendation that a representative of the Pt. Dume Special Education community attend monthly SEDAC meetings as well as the meetings of the Tri-City SELPA Community Advisory Committee (CAC). We also discussed and agreed to the need for an electronic record keeping protocol to be developed to ensure the movement of Educational Records as students transition to other schools.

Respectfully,

Meredith Hight and Heather Zakson

## **Attachment 2**

December 9, 2010

To: Members of the Santa Monica-Malibu Unified School District Board of Education

From: Members of the Special Education District Advisory Committee

Members of the Special Education District Advisory Committee have voted to recommend that the Board reinstate the two nursing positions that were discontinued because of the recent budget crisis.

All students benefit from having an adequate nursing staff, especially students in special education and those who are medically fragile or have other medical issues. Every day, school nurses provide necessary services. Some of these services involve emergencies such as seizures and allergic reactions and others are routine such as caring for students with colds or cramps. As a matter of law, nurses must provide certain services, such as vision screening and the administering of insulin. In addition, Federal IDEA law requires that a nurse participate as a member of the IEP team where there are needs that necessitate assessment and implementation by a medical professional. This need exists where a student exhibits aberrant behavior and mental health decompensation. Registered nurses who are on the IEP team and who are familiar with the special needs of children with behavioral or mental health issues, are able to properly de-escalate crises. Office personnel are ill equipped to deal with these complex issues.

Having an adequate number of nurses on staff, protects the health and safety of our students and will be cost effective in the long run as it reduces the costs associated with 1) contracts with outside vendors to provide services that must be provided by nurses as a matter of law. 2) unnecessary calls to 911 made by panicked office workers, 3) legal liability for medical mistakes made by office staff; and 4) legal exposure associated with the improper handling of behavioral or mental health crises.

It is hard to imagine that our special needs students can be safely and compassionately included in our school community without retaining adequate nursing staff.

For these reasons we request that the Board please reinstate the two discontinued nursing positions and make the health and safety of our students a top priority.

**District Advisory Committee  
Board of Education Annual Mid-Year Written Report  
2010-11**

**VISUAL AND PERFORMING ARTS DISTRICT ADVISORY COMMITTEE**

**Chair:** Cindy Rosmann

**Staff Liaison:** Tim Whaley

**Charges:**

1. Ensure that a comprehensive arts education program, with the arts taught as discrete disciplines, is an integral part of the core curriculum offered to all SMMUSD students at all grade levels.  
Activities to meet this goal:  
Serve as a vehicle for parents, teachers, students, and community members to communicate with the Board of Education on matters related to equitable access to, and successful participation in, comprehensive, sequential, standards-based PreK-12 Arts Education.
2. Assess current SMMUSD Visual and Performing Arts programs (Dance, Music, Theatre, and Visual Arts).  
Activities to meet this goal:  
Compare the District's curriculum, scheduling, staffing, instructional materials, equipment, and facilities with national and state standards.
3. Assess progress in the District's implementation of the Board-adopted "Arts for All" 9-year strategic plan.  
Activities to meet this goal:  
Review the strategic plan, in cooperation with the SMMUSD "Arts for All" committee.

**Accomplishments to date:**

1. The VAPA DAC has held monthly meetings for the 2010-11 school year beginning in August. Membership has increased, as of the July 2010 Board appointments. It has served as a vehicle for parents, teachers, students and community members to communicate with the Board of Education, by means of this Midyear Report, on matters related to equitable access to, and successful participation in, comprehensive, sequential, standards-based PreK-12 Arts Education.
2. The VAPA DAC has compared the District's VAPA curriculum, scheduling, and staffing with national and state standards. The Committee will be assessing VAPA facilities as the school year continues.
3. The VAPA DAC has reviewed the SMMUSD "Arts for All" 9-year strategic plan and will continue to monitor progress, in cooperation with the "Arts for All" Committee, in implementing the plan to provide equitable access for all students at all grade levels to high quality instruction in dance, music, theatre, and visual arts.

**Highlight(s) to date of particular note:**

- **Access to instruction** – On August 18, 2010, the Board of Education approved re-hiring the 4.0 FTE music teacher positions that had been eliminated in June, with 2.5 FTEs funded by the "Save Our Schools" campaign (\$198,693 raised for Elementary Music between June 15 and August 15) and 1.5 FTEs funded by the federal education jobs program. As a result, the Elementary Music program was maintained for 2010-11.

Total district enrollment was 11,559 as of October 2010.

On the elementary level, all 2,484 third, fourth, and fifth graders are receiving district-funded Music instruction.

All 3<sup>rd</sup> graders are receiving district-funded Dance instruction (there was no districtwide 3<sup>rd</sup> grade dance program in 2001-10), all 4<sup>th</sup> graders are receiving dance instruction funded by *Arts for All* and SMMEF grants, and 5<sup>th</sup> graders at 6 of the 11 elementary schools (compared to only 3 schools in 2009-10) are receiving Dance instruction funded by grants and PTAs.

There are no district-wide or district-funded Theatre or Visual Arts programs at the elementary level, although that remains a key goal of the *Arts for All* plan.

On the secondary level, there were 6,620 middle and high school students districtwide in Fall 2010, and 4,530 students were enrolled in “for credit” VAPA classes. (The 4,530 number may be high because some students take two VAPA classes.)

- **Additional Funding** – Some “for credit” VAPA classes are funded by ROP and SMC. For 2010-11, ROP is funding Audio Technology (one class at MHS), Digital Design (2 classes at MHS, 5 classes at Samohi), Film & Video Production (one class at Samohi), Photography (2 classes at MHS, 5 classes at Samohi), Professional Acting (one class at MHS), Professional Dance (4 classes at Samohi), Stagecraft Technology (one class at MHS), and Technical Theater (one class at Samohi). SMC dual enrollment classes include Malibu High Chamber Singers, Olympic and Samohi guitar classes, and Samohi jazz bands.
- **Partnerships** -- P.S. ARTS is funding \$220,000 for various Music, Theatre, and Visual Arts programs in the Title I elementary schools for 2010-11. Here is a partial list of other organizational partners that supplement or enhance the VAPA programs at one or more schools:
  - ASCAP (American Society of Composers, Authors, and Publishers)
  - Center Theatre Group Ahmanson Middle School Program
  - City of Santa Monica Cultural Affairs Division
  - Edgemar Theatre Center
  - Ella Fitzgerald Foundation
  - Flourish Foundation
  - Gail Dorin Music Foundation
  - Los Angeles County Arts Commission
  - Los Angeles County Music Center
  - Los Angeles Philharmonic
  - Malibu Arts Angels
  - Margaret Cavigga Trust
  - Morgan-Wixson Theatre Y.E.S. program
  - Mr. Holland’s Opus Foundation
  - New West Symphony
  - Santa Monica-Malibu PTAs
  - Santa Monica Arts Parents Association
  - Santa Monica Boys and Girls Club
  - Santa Monica City Council
  - Santa Monica College Broad Stage and dual enrollment program
  - Santa Monica Kiwanis
  - Santa Monica/Malibu Education Foundation “For The Arts” Endowment
  - Santa Monica Museum of Art
  - Santa Monica Playhouse
  - Santa Monica Symphony
  - UCLA Semel Institute

- VeniceArts
- VH-1 Save the Music Foundation
- **Arts for All** -- SMMUSD was one of only five districts in L.A. County selected in 2009-2010 to participate in three new *Arts for All* initiatives designed to build Leadership and understanding of quality, access, and equity in arts education; design Evaluation systems of the quality and the equitable distribution of arts instruction; and develop Community Advocates. In 2010-11, *Arts for All* granted \$18,000 to SMMUSD to help fund the CONTRA-TIEMPO dance program for 4<sup>th</sup> grade (SMMEF funded the remaining \$1,500.) AFA has also provided \$10,000 to SMMUSD for professional development. This program will partner with the LA Music Center to train classroom teachers how to enliven instruction by embedding standards-based theatre instruction in core curriculum.
- **Dance – Elementary** -- The number of elementary students receiving dance instruction has increased in 2010-11. “Music ‘N Motion” is providing district-funded dance instruction for all 3<sup>rd</sup> graders. CONTRA-TIEMPO is providing dance instruction for all 4<sup>th</sup> graders. “Ballroom Madness” is providing dance instruction for 5<sup>th</sup> graders at Franklin, Muir, Pt. Dume, Rogers, Roosevelt, and Webster (an increase from 3 schools in 2009-10). The Ballroom Madness culmination Team Match at Samohi on January 12, 2011 was covered by ABC-7 News and local newspapers.
- **Dance – Secondary** – JAMS continues to provide one district-funded “for credit” dance class. ROP-funded “for credit” dance classes at Samohi have increased from 3 to 4 for 2010-11. The second Samohi Winter Dance Showcase was presented in January 2011. The SM/M Education Foundation is funding the Robert Gilliam dance program for 2010-11, which provides once-a-week instruction as part of the P.E. program at JAMS, Lincoln, Malibu High, Olympic, and SMASH.
- **Music - Elementary** – All 3<sup>rd</sup>, 4<sup>th</sup>, and 5<sup>th</sup> graders continue to receive district-funded music instruction from credentialed music teachers. All district elementary schools had music “informances” or concerts for parents in December, January, or February. McKinley Elementary School received \$30,000 for musical instruments from VH-1 Save the Music Foundation (the latest in \$200,000 in grants from VH-1 to SMMUSD). The Gail Dorin Music Foundation, the Ella Fitzgerald Foundation, and the SM/M Education Foundation are funding the “Dream Strings” and “Dream Winds” programs to provide additional support for instrumental music students at Title I elementary schools and at the middle schools. P.S. ARTS is providing K-2 music at Rogers, with the Ella Fitzgerald Foundation providing a \$1,000 grant.
- **Music – Middle school choral music** – District-funded choir was added at SMASH for 2010-11. All middle schools presented winter choir concerts in December and January.

Four Malibu Middle School students were selected for the American Choral Directors Association (ACDA) National Children’s Choir for 2010-11. Two Malibu students were selected for the California ACDA All-State Honor Choir. Southern California Vocal Association (SCVA) regional honor groups will be announced later in the year.

- **Music - Middle school instrumental music** – JAMS, Lincoln and Malibu presented winter band and orchestra concerts in December and January.

The JAMS Wind Ensemble is the only middle school concert band in the state to have been invited to perform at the California All-State Music Education Convention in Fresno in February. Nine JAMS students and seven Lincoln students were selected for the 2011 California Band Directors Association (CBDA) All-State Jr. High Honor Band (1,500 students auditioned). They will also be performing at the February All-State convention.

One JAMS student and five Lincoln students were also selected for the Southern California Band and Orchestra Association (SCSBOA) All-Southern Jr. High Band and Orchestra (800 students auditioned).

- **Music – High school choral music** – Malibu and Samohi presented winter choir concerts in December. One Malibu High 9<sup>th</sup> grader was selected for American Choral Directors Association (ACDA) National Jr. High School Honor Choir for 2010-11. Three Samohi students were selected for ACDA national honor choirs. Two Malibu students and 15 Samohi were selected for the California ACDA All-State Honor Choirs. Two Malibu High students and 22 Samohi students were selected for Southern California Vocal Association (SCVA) regional honor choirs (one of the largest contingents from a single school).
- **Music - High school instrumental music** – Malibu and Samohi presented winter concerts in December and January. At Olympic HS, 22 students were studying guitar or world drumming as of Fall 2010. The Samohi Viking Marching Band marched in the city's Main Street 4<sup>th</sup> of July 2010 Parade and successfully participated in competitions and tournaments in Fall 2010. The Samohi concert bands also presented a "Phantom of Barnum Hall" concert in October featuring the Barnum Hall Wurlitzer theater organ.

14 Samohi band students have been selected to participate in Southern California School Band and Orchestra Association (SCSBOA) All-Southern honor groups. 16 students have been selected for the California Band Directors Association (CBDA) 2011 All-State honor groups (the highest number from any high school).

The Samohi Jazz Bands received a \$3,000 grant from the Ella Fitzgerald Foundation for 2010-11, and performed with famed trumpeter Wayne Bergeron in January. Jazz Band 1 will be participating in the Berklee College of Music 43<sup>rd</sup> Annual High School Jazz Festival in Boston in March. Samohi Jazz Band pianist Steven Gordon has been selected for the national GRAMMY High School Jazz Band.

The Samohi Symphony has been invited to perform at the California All-State Music Education Convention in Fresno in February, and the orchestra program continues as a 2010-11 "Partner Youth Orchestra" with the Los Angeles Philharmonic. The Samohi Chamber Orchestra will be competing in the American String Teachers Association (ASTA) National High School Festival in Kansas City in March. 29 Samohi Students were selected for the California Orchestra Directors Association (CODA) String Orchestra, and 43 Samohi students were selected for the CODA Symphony Orchestra (the highest number from any high school).

- **Theatre -- Elementary** – P.S. ARTS is providing theatre instruction at Edison (K-5) and Rogers (1<sup>st</sup> grade) for 2010-11. Edgemar Theatre Company's new "Jump Start for Success" program, which began during summer school, will partner with Muir during 2010-11. The Morgan-Wixson Theatre Y.E.S. program for the elementary schools is expanding.
- **Theatre – Middle school** – The district-funded "for credit" drama program at Malibu Middle School continues. JAMS has been selected to partner with the Center Theatre Group's Annenberg Middle School Program. This 3-year play-writing program, which began in 2009-10, is working with one English class from 6<sup>th</sup> through 8<sup>th</sup> grade. AS of November 2010, the SM/M Education Foundation is co-funding an after-school "non-credit" drama program for JAMS and Lincoln Middle School.
- **Theatre – High school** – In December 2010, the Malibu High School Theatre Department presented *Radium Girls*, and the Samohi Theatre Department presented

Shakespeare's *A Midsummer Night's Dream*. In February 2011, Malibu High is presenting *Annie* and Samohi is presenting *The Three Penny Opera*. At Olympic HS, the "for credit" drama class includes improv, stand-up comedy, and Shakespeare; Anthony Fuller is teaching "20<sup>th</sup> Century History through Film;" and the UCLA Semel Institute teaches Imagination Workshop (scenes, poems, etc.)

- **Visual Arts** -- All middle and high school art teachers received much-needed funding for instructional materials and supplies for 2010-11 from SM/M Foundation (a total of \$20,000). The JAMS Art Department has also received a \$5,000 grant from SMMEF to purchase digital cameras and Photoshop, as well as a \$1,000 grant to create a mural in the school cafeteria.

Malibu High student artwork is displayed at [www.MalibuHigh.org/arts\\_gallery](http://www.MalibuHigh.org/arts_gallery). Malibu photography students will be exhibiting their work at Graphaid in Agoura in Spring 2011. 100% of the Malibu art students who took the AP Studio 2D exam in Spring 2010 passed. At Olympic HS, VeniceArts is providing a digital photography class to supplement the district-funded art and photography classes.

At Samohi, student artwork is displayed at <http://www.samohi.smmusd.org/art/index.htm>. The Roberts Art Gallery had a "Day of the Dead – Día de Los Muertos" exhibit in October 2010. In January 2011, the Samohi Art Department held a "HOMEGROWN" art show and sale. In February 2011, student art and photography work was displayed at the Morgan-Wixson Theatre. OTIS is providing a one-day-a-week intern for 2010-11. Top tier art schools such as Rhode Island School of Design, the School of the Art Institute of Chicago, and the Art Center are recruiting Samohi students through personal visits to classrooms. In 2010, students participated in summer art programs such as Innerspark at the California Summer School for the Arts.

- **Calendar of VAPA events** -- Throughout the year, extraordinary student achievement in the school district's world class Visual and Performing Arts programs is communicated to the public by means of a full schedule of school concerts, plays, musicals, dance performances, and art exhibits posted at [www.smmusd.org/vapa/calendar.html](http://www.smmusd.org/vapa/calendar.html)
- **Public relations** -- VAPA program accomplishments in 2010-11 have been reported in various media, including ABC-7 News, *The LookOut News*, *Malibu Surfside News*, *Malibu Times*, *Santa Monica Close-Up*, *Santa Monica Daily Press*, *Santa Monica Dispatch*, *Santa Monica Mirror*, *SantaMonica.Patch.com*, and KCRW.

#### **Suggested direction for 2010-11:**

- Maintain the Board and District commitment to the 9-year *Arts for All* strategic plan, adopted unanimously by the Board of Education in 2005, even if it takes us longer to achieve than originally anticipated. Sustain current funding, allowing grants, parcel tax and fundraising to offset budget shortfalls.
1. **VAPA Coordinator** – Maintain the VAPA Coordinator position, one of the five critical components of a sustainable arts education program. Our district is eligible for certain grant funding because we have an administrative level coordinator in place.
  2. **Music** – Maintain the district-wide Elementary Music program, currently serving grades 3, 4, and 5, which is the foundation of the entire district music program.
  3. **Theatre** – Maintain the current secondary Theatre programs at Malibu Middle, Malibu High, and Samohi.
  4. **Visual Arts** – Maintain the current secondary Visual Arts programs at JAMS, Lincoln, Malibu, Olympic, and Samohi.
  5. **Dance** – Maintain the current district wide 3<sup>rd</sup> and 4<sup>th</sup> grade Dance programs and the dance classes at JAMS and Samohi. Identify funding partners to expand the Ballroom Madness program to 5th graders at all district elementary schools in 2011-12.

6. **Scheduling** – Maintain AM classes and summer school classes. This seems to be especially important for 9<sup>th</sup> and 10<sup>th</sup> graders at Samohi, and for students at JAMS who participate in the Spanish immersion and AVID programs. It allows students (who might otherwise not be able to fit these classes into their schedules) to participate in arts classes, foreign language classes, and sports.
7. **Facilities** – Ensure that any VAPA facilities built with Measure BB funds are constructed according to national *Opportunity-to-Learn Standards for Arts Education* and the district's own VAPA facilities guidelines, adopted in 2000.

**Budgetary Implications:**

The VAPA DAC strongly recommends maintaining current funding for district-funded VAPA programs, which are an integral part of core curriculum.

Also, we are concerned that any decrease in Regional Occupational Program (ROP) funding through LACOE could severely impact arts instruction at the high schools.

TO: BOARD OF EDUCATION

INFORMATION

02/17/11

FROM: TIM CUNEO

RE: TERMINATION OF MEMBERSHIP FROM DISTRICT ADVISORY COMMITTEE (DAC)

INFORMATION ITEM NO. I.02

It is recommended that the Board of Education remove the following individuals from DAC membership.

COMMENT: AR 1220 relating to DACs states, "membership shall automatically terminated any member who is absent from all regular meetings for a period of four (4) consecutive meetings or a total of five (5) meetings within the year."

**Portia Jones** was reappointed to the Health and Safety DAC in July 2010 for a one-year term to expire on June 30, 2011. Ms. Jones has been unable to attend meetings due to scheduling conflicts. Following this termination of membership, there will be fifteen members on the Health and Safety DAC. The DAC roster is as follows:

| Term Expiration Date    |                   |                     |                           |
|-------------------------|-------------------|---------------------|---------------------------|
| 6/30/11                 | 6/30/12           | 6/30/13             | 6/30/14                   |
| <del>Portia Jones</del> | Debbie Bernstein  | Linda Karr-O'Connor | Leslie Butchko            |
| Edgar Navarro           | Rita Kachru       | Hiep Le             | Robert Forster            |
| Suzanne Post            | Pat Nolan (Chair) | Victoria Rueda      | Dr. Nandini Rudra-Ganguly |
| Sheri Silverton         | Idalia Rodriguez  | Kristine Keever     | Lora Morn                 |

**Claudia Jose** was appointed to the Special Education DAC in July 2010 for a four-year term to expire on June 30, 2014. **Felix Schmittiel** was reappointed in July 2010 for a one-year term to expire on June 30, 2011. Staff and the committee chair have contacted both Ms. Jose and Mr. Schmittiel on several occasions regarding their attendance. Following these terminations of membership, there will be fifteen members on the Health and Safety DAC. The DAC roster is as follows:

| Term Expiration Date        |                        |                 |                         |
|-----------------------------|------------------------|-----------------|-------------------------|
| 6/30/11                     | 6/30/12                | 6/30/13         | 6/30/14                 |
| Clara Sturak                | Claudia Landis (Chair) | Steve Barnett   | Lee Jones               |
| <del>Felix Schmittiel</del> | Tricia Crane           | Chris Chandler  | Karen Paris             |
| Heather Zakson              | Katrina Bronson        | Meredith Hight  | Suzanne Forman          |
| Emily Hamilton              | JoDee Moen             | Janet McKeithen | <del>Claudia Jose</del> |

Letters have been sent to these individuals informing them of membership termination. The letter further states, "In the future, if your schedule permits you to regularly attend these meetings, you are more than welcome to reapply to serve on the committee."

TO: BOARD OF EDUCATION

INFORMATION

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON / MAROLYN FREEDMAN

RE: REVISION TO AR 5117 – INTERDISTRICT ATTENDANCE

INFORMATION ITEM NO. I.03

This item is to inform the board that a revision has been made to AR 5117 – Interdistrict Attendance. Changes are being recommended for the BP under Discussion Item No. D.02.

COMMENTS: Effective January 1, 2011, a new law, Assembly Bill (AB) 2444, simplifies the permit process for continuing permit students. Under AB 2444, a student who is already enrolled in a school district on an interdistrict permit, no longer has to reapply annually for a release from their resident school district. This law applies to permit renewals only; students applying for a permit for the first time must be released from their resident school district.

AB 2444 amended section 46600 to provide that the governing board of the receiving school district to allow the permit student to continue attending the school in which he or she is enrolled *unless* the terms of the interdistrict agreement between the districts provide otherwise.

For districts that accept students for interdistrict attendance without an agreement with the district of residence, AB 2444 precludes either district from rescinding the interdistrict attendance permit or from requiring the student to reapply annually.

This bill also provides an exception which maintains that pupils entering grade 11 or 12 in the subsequent school year cannot have their permit revoked.

A revision in SMMUSD's current BP 5117 and AR 5117 should include modifications to reflect this new law.

Attachments:

- AR 5117 – Interdistrict Attendance

## Interdistrict Attendance

Interdistrict Attendance Procedures (transfers between districts):

### General Guidelines

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

### Conditions for Accepting Interdistrict Attendance Permits

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

1. The student seeking enrollment in the district must submit an SMMUSD permit application and present a permit authorizing his/her release from the school district of residence.
2. A release from the school district of residence is required for the initial permit application only and not required for permit renewal.
3. The student must be eligible to attend elementary school, middle school, or senior high school classes maintained by the Santa Monica-Malibu Unified School District and there must be an existing opening in the class, grade level, and school to which the student seeking the interdistrict permit would be initially enrolled.
4. All students currently attending on an interdistrict permit will be allowed to remain in the District until they leave or graduate, assuming that they: reapply annually to SMMUSD to renew their permit and comply with all the SMMUSD application requirements; uphold appropriate standards of behavior, attendance, and academic effort, and that the conditions under which the current permit was granted have not changed.

5. Interdistrict attendance permits for 11<sup>th</sup> and 12<sup>th</sup> graders may not be rescinded although 11<sup>th</sup> and 12<sup>th</sup> graders must reapply for these permits annually.

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

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

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

### **Appeal Procedures**

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

### **Annual Report**

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

**Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
approved: August 19, 2009 Santa Monica, California  
revised: February 17, 2011**

TO: BOARD OF EDUCATION

INFORMATION

02/17/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON / MAROLYN FREEDMAN

RE: REVISION TO AR 5118 – OPEN ENROLLMENT TRANSFERS

INFORMATION ITEM NO. I.04

This item came forward for first reading on February 3, 2011. ARs do not require board approval. The BP is included for board approval as Recommendation No. A.19.

On January 7, 2010, Governor Schwarzenegger signed into law the California Open Enrollment Act, which establishes a list of 1,000 “low achieving” schools for each school year. The identification method for the 1,000 schools is based upon a formula that references the Academic Performance Index (API). Excluded from the list are charter schools, court, community and community day schools, schools that are not of a district of residence, and schools with fewer than 100 state test scores.

The parents of students who attend one of the identified 1,000 Open Enrollment schools have the option to request transfer to another school with a higher API score within the district or outside of the district. Once enrolled in the new school or school district, the student may remain until the highest grade served by that school without the need to reapply.

The Open Enrollment Act allows districts to “adopt specific, written standards for acceptance and rejection of applications,” as long as students who are selected are done so “through a random, unbiased process.” A district may take into account “capacity of a program, class, grade level, school building, or adverse financial impact” in determining if and what number of Open Enrollment requests it can approve.

The law also allows school districts to designate an enrollment period other than the January 1 enrollment deadline specified in the law. This allows school districts to more accurately assess their student capacity and the ability to accept Open Enrollment students.

The Open Enrollment deadline has passed for the 2011-2012 school year. SMMUSD did not receive any Open Enrollment applicants, so we will not be enrolling Open Enrollment students for the 2011-2012 school year.

The new policy recommends the deadline for Open Enrollment applicants be April 30. Applicants would be able to submit Open Enrollment applications for the two weeks between April 15 and April 30. This timeline would allow the district to place our resident intra-district transfers and renew our continuing permit students to more accurately assess district capacity to accept Open Enrollment students.

The proposed policy application deadline change would become effective September 2011 and would be applied to applications for the 2012-2013 school year and every year thereafter.

## OPEN ENROLLMENT ACT TRANSFERS

### Definitions

District of enrollment means the district, other than the district in which the student's parent/guardian resides, in which the parent/guardian intends to enroll his/her child. (Education Code 48352)

District of residence means the district in which the parent/guardian of a student resides and in which the student would otherwise be required to enroll pursuant to Education Code 48200. (Education Code 48352)

Open enrollment school means a "low-achieving" school identified by the Superintendent of Public Instruction (SPI) pursuant to Education Code 48352 and 5 CCR 4701. (Education Code 48352; 5 CCR 4701)

### Transfer Applications into a District School

Enrollment priority shall be available to students who reside within this district. No student who resides within a school's attendance area or who is currently enrolled in a school shall be displaced by a student who is transferring pursuant to Education Code 48350-48361 or 5 CCR 4700-4703. (Education Code 48354, 48356)

Applications shall be submitted within the deadlines established by Board policy.

However, the application deadline shall not apply to an application requesting a transfer if the parent/guardian with whom the student resides is enlisted in the military and was relocated by the military within 90 days prior to submitting the application. (Education Code 48354)

The parent/guardian's application may request enrollment of his/her child in a specific school or program. Requests for admission to Edison Dual Language Program or the Santa Monica Alternative School House shall be subject to the usual admission requirements established by the district for district students. Except for such specialized admission requirements, the Superintendent or designee shall not consider the student's previous academic achievement, athletic performance, physical condition, English language proficiency, family income, or any of the prohibited bases for discrimination listed in Education Code 200. (Education Code 48354, 48356)

Students applying for open enrollment transfers shall be assigned priority for approval as follows: (Education Code 48356):

1. First priority for residents who wish to transfer school.
2. Second priority for children of employees of the Santa Monica-Malibu Unified School District [certificated, classified, management, full and part-time (a minimum of 15 hours per week)].
3. Third priority for those students "in good standing" who have been attending school/s within SMMUSD as a resident of the District, for a minimum period of three complete school years, and subsequently relocate outside the boundaries of SMMUSD.

4. Fourth priority for the siblings of students who already attend the desired school on an Interdistrict Transfer Permit.
5. Fifth priority for children of full time permanent employees of the cities of Santa Monica or Malibu and Santa Monica College.
6. Sixth priority for children alumni of Santa Monica High School, Malibu High School and Olympic High School.
7. Seventh priority for students transferring from a program improvement school ranked in decile 1 on the Academic Performance Index (API).

If the number of students who request a particular school exceeds the number of spaces available at that school, the Superintendent or designee shall conduct a lottery, in the group priority order identified in items #1-#3 above, to select students at random until all of the available spaces are filled. (Education Code 48356)

Within 60 days of receiving the application, the Superintendent or designee shall provide written notification to the parent/guardian and the student's district of residence as to whether the application has been accepted or rejected. If the application has been rejected, the notice shall state the reasons for the rejection. If the application has been approved, the notification shall specify the particular school site and the school's address to which the student has been admitted. (Education Code 48357; 5 CCR 4702)

### **Terms of Approval**

The Superintendent or designee shall ensure that the school to which the student is transferring has a higher API than the school in which the student was previously enrolled. (Education Code 48356)

The parent/guardian shall enroll his/her child on or before the first day of instruction or within 14 calendar days of receipt of the district's notice of approval of the application. If the parent/guardian fails to enroll his/her child within this timeframe, the district may decline to enroll the student. (5 CCR 4703)

Upon enrollment, the district shall grant the student any credits towards graduation that he/she received from his/her district of residence. The student shall be eligible for graduation from district schools upon completion of state and district graduation requirements. (Education Code 48358)

A student admitted to a district school through this process shall be deemed to have fulfilled district residency requirements pursuant to Education Code 48204 and shall not be required to reapply for enrollment in that school, regardless of whether his/her school of residence remains on the Open Enrollment List. (Education Code 48356; 5 CCR 4702)

Once admitted, a transfer student who wishes to matriculate into a district middle or high school or transfer to another district school shall reapply for admission to the new school pursuant to the requirements of Board policy and administrative regulation.

Parents/guardians are responsible for transporting their children to school.

### **Transfers Out of District Schools on the Open Enrollment List**

Upon identification by the California Department of Education (CDE) that a district school is on the Open Enrollment List, the Superintendent or designee shall notify the parents/guardians of each student enrolled in the school of the option to transfer. This notice shall be provided by the first day of instruction. However, if the CDE has not notified the district whether a school is on the list by the first day of instruction, the notification shall be provided no later than 14 calendar days after the Open Enrollment List is posted on the CDE's website. (Education Code 48354; 5 CCR 4702)

**Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
adopted: February 3, 2011                      Santa Monica, California**