

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 21, 2013

A regular meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Thursday, February 21, 2013**, in the **District Administrative Offices**: 1651 16th 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 5:30 p.m. in the Board Room.

The public meeting will begin at 5:30 p.m.

Note:

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

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

CLOSED SESSION (4:30-5:30 p.m.)

I. PUBLIC COMMENTS FOR CLOSED SESSION ITEMS ONLY

Persons wishing to address the Board of Education regarding an item scheduled for closed session must submit the "Request to Address" card prior to the start of closed session.

II. CLOSED SESSION (60)

- Public Employee Discipline/Dismissal/Release pursuant to GC §54954.5 (10)
- Public Employee Appointment pursuant to GC §54954.5 (Principal, Assistant Principal) (10)
- Public Employee Employment pursuant to GC §54954.5 (Principal, Assistant Principal) (10)
- Receipt of Recommendation for Approval of Proposed Settlement Cases pursuant to GC §54956.9(b): (10)
DN-1007-12/13
- Conference with Labor Negotiators pursuant to GC §54957.6 (Superintendent, S.M.M.C.T.A.) (10)
- Conference with Labor Negotiators pursuant to GC §54957.6 (Superintendent, S.E.I.U.) (10)

OPEN SESSION (5:30 p.m.)

III. CALL TO ORDER

- A. Roll Call
- B. Pledge of Allegiance

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	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. <u>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.</u>	
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IX. 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 two (2) or three (3) minutes, depending on the number of speakers. The Brown Act (Government Code) states that Board members may not engage in discussion of issues raised during Public Comments, except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff. 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.**

X. 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)

- Yuri Kawashima – Santa Monica High School
- Yasi Afsharnive – Malibu High School
- Sean Azoulay – Olympic High School

B. SMMCTA Update – Mr. Anthony Fuller (5)

C. S.E.I.U. Update – Ms. Keryl Cartee-McNeely (5)

D. PTA Council – Ms. Patti Braun (5)

XI. SUPERINTENDENT’S REPORT (5)

DISCUSSION and MAJOR Items

As a general rule, items under DISCUSSION and MAJOR will be listed in an order determined by the President, Vice President, and Superintendent. Individual Board members may move to request a change in the order prior to consideration of any Major item. The Board may also move any of these items out of order to be heard 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.

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7:00 pm

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XV. BOARD MEMBER ITEMS (0)

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

XVI. REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION (5)

A member of the public may request that a matter within the jurisdiction of the board be placed on the agenda of a regular meeting, as per Board Policy 9322. The request shall be in writing and be submitted to the superintendent or designee with supporting documents and information, if any, at least one week before the scheduled meeting date. Items submitted less than a week before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue. The board president and superintendent shall decide whether a request is within the subject matter jurisdiction of the

board. Items not within the subject matter jurisdiction of the board may not be placed on the agenda. In addition, the board president and superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

XVII. CONTINUATION OF PUBLIC COMMENTS

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

XVIII. BOARD MEMBER COMMENTS

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."

XIX. FUTURE AGENDA ITEMS

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

XX. CLOSED SESSION

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

XXI. ADJOURNMENT

This meeting will adjourn to a regular board meeting scheduled for 5:30 p.m. **Tuesday, March 5, 2013**, at the **District Office: 1651 16th St., Santa Monica, CA.**

Meetings held at the District Office and in Malibu are taped and rebroadcast in Santa Monica on CityTV2, Cable Channel 20 – Check TV listing.

Meetings are rebroadcast in Malibu on Government Access Ch. 3 every Saturday at 8pm.

SMMUSD Board of Education Meeting Schedule 2012-2013

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

July through December 2012					
Month	1 st Thursday	2 nd Thursday	3 rd Thursday	4 th Thursday	Special Note:
July			7/18* DO		*Wednesday, 7/18
August	8/1* M		8/15* DO		*Wednesday, 8/1 *Wednesday, 8/15 First day of school: 8/22
September	9/6 DO	9/15* DO	9/20 DO		*Saturday, 9/15: Retreat
October	10/4 M		10/18 DO		
November	11/1 M		11/15 DO		Thanksgiving: 11/22-23
December		12/13 DO 12/15* DO		winter break	*Saturday, 12/15: Retreat
Winter Break: December 24 – January 4					
January through June 2013					
Winter Break: December 24 – January 4					
January		1/17 DO			
February	2/7 M 2/98 DO		2/21 DO		*Saturday, 2/9: Special Meeting
March	3/7 3/5* DO		3/21 M	spring break	*Tuesday, 3/5
Spring Break: March 25 – April 5					
April	spring break		4/18 DO		
May	5/2 M		5/16 DO		
June	6/6 DO			6/26* DO	Last day of school: 6/11 *Wednesday: 6/26

District Office (DO): 1651 16th Street, Santa Monica.
 Malibu City Council Chambers (M): 23825 Stuart Ranch Road, Malibu, CA

TO: BOARD OF EDUCATION
FROM: SANDRA LYON
RE: APPROVAL OF MINUTES

ACTION
02/21/13

RECOMMENDATION NO. A.01

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

February 7, 2013
February 9, 2013

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

STUDY SESSION

TO: BOARD OF EDUCATION
FROM: SANDRA LYON / TERRY DELORIA
RE: SCHOOL SITE PRESENTATIONS

STUDY SESSION
02/21/13

STUDY SESSION ITEM NO. S.01

Principals from Edison Language Academy (Lori Orum), Grant Elementary School (Shirley Compton), Will Rogers Learning Community (Steven Richardson), and Webster Elementary School (Phil Cott) will share substantive, current school information in ten-minute presentations, focusing on the two topics below:

1. A schoolwide success story
2. A challenge or opportunity for growth

CONSENT ITEMS

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / 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 2012-2013 budget.

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

Contractor/ Contract Dates	Description	Site	Funding
Orbach Huff & Suarez 4 th addendum to increase contract amount of \$45,000 for Solar PPA issues. Not to exceed: \$295,000 Amount includes total contract for General legal counsel services on district-wide facility and land use. Solar PPA portion will be \$80,000. <i>(Contract date of 9/15/11 to 6/30/12 in the amount of \$30,000 approved on 11/3/11. 1st amendment extended contract date to 6/30/13 and increased contract amount of \$80,000 approved on 8/15/12. 2nd amendment to increase contract amount of \$45,000 approved on 11/1/12. 3^d amendment to increase contract amount of \$125,000 approved on 12/13/12.)</i>	General legal counsel services - Solar PPA issues (these charges will be reimbursed by Regeneration)	Business	01-90120-0-00000-82000-5820-050-1500 Solar PPA Issues:

Bud Coffey 7/1/12 to 6/30/13 Amend Amount: not to exceed: \$11,000	To perform specialized technical theatre support for Theatre Operations rentals in Barnum Hall and other District Theaters.	Business Services: Theater Operations & Facility Permits	01-90110-0-81000-54000-5802-046-2460
Gloria Elizabeth Mucino 01/01/13 to 6/30/13 Not to exceed: \$3,000 (Hourly Rate \$80.00)	To work with the eight Early Head Start students, parents, and teacher at the Santa Monica High School.	Child Development Services	12-52108-0-85000-10000-5802-070-2700 (Early Head Start)
California Construction Management Inc. <i>Amend dates:</i> July 2012 – June 2013 Not to exceed: \$85,000	Solar Project	Districtwide	01-90120-0-00000-82000-5802-050-1500

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

TO: BOARD OF EDUCATION

ACTION/CONSENT
02/21/13

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

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.03

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.)

AME SITE Account Number Fund – Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>BRADFORD, Maureen</u> Ed Services 01-00000-19600-21000-5220-030-1300 General Fund- Function: Supervision of Instruction	2012-13 Consolidated Application Reporting System Santa Clarita, CA February 1, 2013	\$90
<u>CHI, Ah Young</u> Malibu High No cost to District	WACAC Legislative Conference Sacramento, CA February 6 – 7, 2013	\$0
<u>CHI, Ah Young</u> Malibu High No Cost to District	WACAC Share, Learn and Connect Los Angeles, CA January 17, 2013	\$0
<u>CORRIGAN, Brian</u> Malibu High 01-00000-0-11100-27000-5220-010-4100 General Fund Function: School Administration	Joint Mathematics Meeting San Diego, CA January 12, 2013	\$125
<u>HEYLER, Sioux</u> District 01-65200-0-57700-11900-5220-044-1400 General Fund Resource: Workability	Workability Training Santa Barbara, CA April 29 – 30, 2013	\$700
<u>ROWE, Ritsuko</u> Santa Monica High 01-00010-0-11100-10000-5220-015-4150 General Fund Resource: Tier III	CLTA 2013 Conference Garden Grove, CA March 1 – 3, 2013	\$365 +1 SUB

Adjustments (Preapproved expenses 10% in excess of approved costs that must be approved by Board/Changes in Personnel Attendance)		
NONE		

Group Conference and Travel: In-State		
* a complete list of conference participants is on file in the Department of Fiscal Services		
<u>BAXTER, Catherine</u> <u>+2 Additional Staff</u> Santa Monica High 01-00000-0-11100-31300-5220-040-2400 General Fund- Function: Separate Classes	LACOE Safe Schools Training Downey, CA January 25, 2013	\$230
<u>BOYD, Bryn</u> <u>+5 Additional Staff</u> Santa Monica High	California Council for the Social Studies Annual Conference Burlingame, CA March 8 – 10, 2013	\$0 PD by UCLA +6 SUBS
<u>CADY, Linda</u> <u>DRESHER, Pamela</u> Adams Middle 01-00010-0-13450-10000-5220-011-4110 General Fund- Resource: Tier III	Science Magnet Field Trip Yosemite National Park January 20 – 25, 2013	\$880
<u>ERVIN, Jordan</u> <u>+2 Additional Staff</u> Malibu/Ed Services/Adams Middle 01-40350-0-11100-10000-5220-035-1300 General Fund- Resource: Title II	Excellence in Education for African-American Students Sacramento, CA February 19 – 22, 2013	\$4,000 +1 SUB
<u>MAEZ, Jan</u> <u>CRUZ, Gerardo</u> Business Services/CDS 01-00000-0-00000-73000-5220-050-1500 General Fund- Function: Business Services	CASBO 2013 Conference Long Beach, CA April 4 – 6, 2013	\$823

Out-of-State Conferences: Individual		
<u>LYON, Sandra</u> District Office 01-00000-0-00000-71500-5220-020-1200 General Fund- Function: Superintendent	Capturing Kids Hearts Salado, TX February 25 – 28, 2013	\$300

Out-of-State Conferences: Group		
<u>KELEHER, Darci</u> <u>OVADYA, Stacy</u> District Office/Santa Monica High 01-56400-0-00000-39000-5220-041-1400 General Fund- Resource: Medi-Cal	School Visitation Salt Lake City, UT April 22 – 25, 2013	\$2,038

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

TO: BOARD OF EDUCATION
 FROM: SANDRA LYON / TERRY DELORIA
 RE: OVERNIGHT FIELD TRIP(S) 2012-2013

ACTION/CONSENT
 02/21/13

RECOMMENDATION NO. A.04

It is recommended that the Board of Education approve the special field trip(s) listed below for students for the 2012-2013 school year. No child will be denied due to financial hardship.

School Grade # students	Destination Dates of Trip	Principal/Teacher	Cost Funding Source	Subject	Purpose of Field Trip
Malibu High School 9 th - 12 th 57	Disneyland 4/12/13-4/13/13	J. Block/ M. Zander	\$200 per student paid by student donation	Music	Students will participate in an orchestra competition at Disneyland.
Santa Monica High 9 th - 12th 15	Santa Clara 2/28/13-3/3/13	M. Shafiey	\$395 per student paid by student, ROP and DECA Chapter	Marketing	State career development conference with DECA, Student State level business and marketing competitions
Santa Monica High 9 th - 12th 8	Bakersfield 4/5/13-4/8/13	M. Seals/ S. Franklin	\$285 Paid for through Equity Funds	Black Student Union	Black Student Union State Leadership Convention.
Webster 5 th 65	Sea World 4/30/13-5/1/13	P. Cott/ K. London/ K. Verham	\$145 per student paid by parents & scholarship fund	Science	Learn about Marine Biology

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

TO: BOARD OF EDUCATION

ACTION/CONSENT
02/21/13

FROM: SANDRA LYON / TERRY DELORIA / MAUREEN BRADFORD

RE: APPROVAL OF THE SINGLE PLAN FOR STUDENT ACHIEVEMENT

RECOMMENDATION NO. A.05

It is recommended that the Board of Education approve the Single Plan for Student Achievement (SPSA) for each of our schools. Approval of the SPSA FOR 2012-13 authorizes schools to continue engaging in planned activities and expenditures through the first half of the 2013-14 school year, until their new plans come before the Board.

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 the following 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

The SPSAs are considered working documents. Plans may be modified throughout the course of the year, as School Site Councils continually monitor their implementation. One public copy of each plan will be available at the Board of Education meeting. Hard copies of each school's SPSA are available for viewing at each school office and in the Educational Services Department of the District Office.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / ALICE CHUNG

RE: SELF ASSESSMENT FOR STATE PRESCHOOL / HEAD START

RECOMMENDATION NO. A.06

It is recommended that the Board of Education approve the 2012-2013 Head the Self-Assessment report and approve Program Improvements Plan (PIPs) accordingly.

COMMENT: The self-assessment was conducted during the weeks of January 9 to January 29, 2013. The team consisted of staff, parents, and the Child Development Advisory Committee. The table below reflects the results of the Self-Assessment process and the recommended plan of actions to correct the non-compliance requirements.

Service Area/System	Outcome
Health Services/Nutrition	No Findings
Mental Health Services	No Findings
Disabilities Services	No Findings
Family Community Partnerships	No Findings
Education and Early Child Development	Refer to Program Improvement Plan (PIP)
Safe Environments	Refer to Program Improvement Plan (PIP)
Transportation Services	N/A
Communication	No Findings
Ongoing Monitoring	No Findings
Record Keeping & Reporting	Refer to Program Improvement Plan (PIP)
Program Planning	No Findings
ERSEA	No Findings
Human Resources	No Findings
Governance	No Findings
Fiscal	No Findings

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

2012-2013 Agency Self-Assessment PIPs Form

Agency Name: Santa Monica-Malibu Unified School District

Date Submitted: February 26, 2013

Instructions: For **each** identified Non-Compliance, list the corresponding management system and/or service area, specific performance standard, activities to correct the Non-Compliance, staff responsible, timeline for completion, and the source of the Non-Compliance identification. Outstanding Non-Compliances issued by Grantee staff must also be included on this form, even if not addressed in the Agency’s Self-Assessment process or in the Compliance Workbook. The rows will automatically expand as needed.

System/ Service Area	Performance Standard	Description of Non-Compliance	Activities to Correct Non-Compliance	Staff Responsible	Timeline for Completion	Source of Non-Compliance (Agency/ Grantee)
Education and Early Childhood Development	LACOE Contract – Sec. 21.2.2(HS)	DRDP Assessment are not completed within 60 days of enrollment	<ul style="list-style-type: none"> Review timelines with teachers at monthly teachers meeting Using ChildPlus reports to track and monitor completion of assessment 	<ul style="list-style-type: none"> Teacher Teacher on Special Assignment Assistant Directors 	November 27, 2013	
Record- keeping and Reporting	1304.51 (g)	Maintaining efficient and effective record-keeping and reporting systems to provide accurate and timely information. Monitoring binder does not match Education Plan.	<ul style="list-style-type: none"> Review and revise the Education Monitoring Focus and Timeline Plan Using ChildPlus reports to track and monitor 	<ul style="list-style-type: none"> Teacher on Special Assignment Assistant Directors CDS Director 	October 18, 2013	
Safe Environment	1304.53 (a)(7)	Broken sandbox	<ul style="list-style-type: none"> Work order will be submit to remove and replace the sandbox. 	<ul style="list-style-type: none"> District maintenance Assistant Directors 	March 15, 2013	

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / ALICE CHUNG

RE: POLICY COMMITTEE BY-LAWS – HEAD START

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve the update on the Policy Committee By-Laws for the Head Start Program.

COMMENT: The name changed from Parent Group By-Laws to Policy Committee By-Laws. This change was approved by the Policy Committee on October 16, 2012.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDY LYON / TERRY DELORIA / SARA WOOLVERTON

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS – 2012-2013

RECOMMENDATION NO. A.08

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2012-2013 as follows:

NPS

2012-2013 Budget 01-65000-0-57500-11800-5125-043-1400

2012-2013 Budget 01-65000-0-57500-39000-5890-043-1400

Nonpublic School/Agency	SSID	Service Description	Contract Number	Cost Not to Exceed
North Hills Prep School (The Help Group)	8103127678	NPS	#55-SPED13114	\$20,534.00
North Hills Prep School (The Help Group)	6183848024	NPS	#56-SPED13115	\$37,303.00
North Hills Prep School (The Help Group)	6103157804	NPS	#57-SPED13116	\$37,303.00
North Hills Prep School (The Help Group)	3103137527	NPS	#58-SPED13117	\$41,448.00
Bridgeport School (The Help Group)	845622	NPS	#59-SPED13118	\$38,048.00
Summit View Westside School (The Help Group)	2119527595	NPS	#60-SPED13119	\$37,448.00
Summit View Westside School (The Help Group)	6148250684	NPS	#61-SPED13120	\$37,448.00
Summit View Westside School (The Help Group)	8109056608	NPS	#62-SPED13121	\$48,448.00
Village Glen Westside School (The Help Group)	8103149278	NPS	#63-SPED13122	\$18,742.00
Village Glen Westside School (The Help Group)	5103150682	NPS	#64-SPED13123	\$45,108.00
Village Glen Westside School (The Help Group)	7145847516	NPS	#65-SPED13124	\$47,348.00
Village Glen Westside School (The Help Group)	7103134326	NPS	#66-SPED13125	\$56,148.00
Village Glen Westside School (The Help Group)	5103151852	NPS	#67-SPED13126	\$47,648.00

Amount Budgeted NPS 12/13		\$ 1,800,000
Amount Budgeted Mental Health Services 12/13		<u>\$ 1,200,000</u>
Total Budgeted		\$ 3,000,000
Prior Board Authorization as of 2/7/13		<u>\$ 2,592,196</u>
	Balance	\$ 407,804
Positive Adjustment (See Below)		<u>\$ 1,472</u>
		\$ 409,276
Total Amount for these Contracts		<u>\$ 512,974</u>
	Balance	\$ -103,698

Adjustment					
NPS	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
NPS Budget 01-65000-0-57500-11800-5125-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2012-2013 in the amount of \$570,854.00 as of 2/7/13					
Coldwater Canyon Prep	NPS	50-SPED13106	REDUCE	\$1,472	Revised

NPA

2012-2013 Budget 01-65000-0-57500-11800-5126-043-1400

Nonpublic School/Agency	SSID	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted NPA 12/13		\$ 1,026,000
Prior Board Authorization as of 2/7/13		\$ 1,122,845
	Balance	\$ -96,845
Positive Adjustment (See Below)		\$ 0
		\$ -96,845
Total Amount for these Contracts		\$ 0
	Balance	\$ -96,845

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 2012-2013 in the amount of \$16,770.00 as of 2/7/13					
NPA	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Instructional Consultants

2012-2013 Budget 01-65000-0-57500-11900-5802-043-1400

Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed
Auditory Processing Center of Pasadena	11/22/2004	Auditory Evaluation	#51-SPED13127	\$1,440.00

Amount Budgeted Instructional Consultants 12/13		\$ 300,000
Prior Board Authorization as of 2/7/13		\$ 259,786
	Balance	\$ 40,214
Positive Adjustment (See Below)		\$ 0
		40,214
Total Amount for these Contracts		\$ 1,440
	Balance	\$ 38,774

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 2012-2013 in the amount of \$0 as of 2/7/13					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Non-Instructional Consultants

2012-2013 Budget 01-65000-0-57500-11900-5890-043-1400

Non-Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Non-Instructional Consultants 12/13		\$ 300,000
Prior Board Authorization as of 2/7/13		\$ 314,340
	Balance	\$ -14,340
Positive Adjustment (See Below)		\$ 0
		\$ -14,340
Total Amount for these Contracts		\$ 0
	Balance	\$ -14,340

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 2012-2013 in the amount of \$26,550.00 as of 2/7/13					
Non- Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Legal

2012-2013 Budget 01-65000-0-57500-11900-5820-043-1400

Legal Contractor	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Legal Services 12/13		\$ 150,000
Prior Board Authorization as of 2/7/13		<u>150,000</u>
	Balance	\$ 0.00
Adjustments for this period		<u>\$ 0</u>
Total Amount for these Contracts		<u>\$</u>
	Balance	\$ 0.00

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 2012-2013 in the amount of \$ 0 as of 2/7/13				
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

02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF PURCHASE ORDERS – 2012-13

RECOMMENDATION NO. A.09

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from January 24, 2013, through February 7, 2013, for fiscal /13.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF FEBRUARY 21, 2013

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	
*** NEW PURCHASE ORDERS ***					
133681	A & R WHOLESALE DISTRIBUTORS	OPEN ORDER FOR SNACK FOOD	SAMOHI STUDENT STORE	4,000.00	U
133761	AAA ELECTRIC MOTOR SALES	HVAC MOTORS	FACILITY MAINTENANCE	500.00	R
133792	AAA FLAG & BANNER MFG	CONSTRUCTION BANNERS	SANTA MONICA HIGH SCHOOL	673.43	BB
133750	ADVANCE LANDAU TOPS	OPEN ORDER OPERATIONS VEHICLES	GROUNDS MAINTENANCE	300.00	R
133613	ALL STAR GLASS	REPLACE WINDOW IN ATHLETIC VAN	MALIBU HIGH SCHOOL	240.16	R
133772	AMECI PIZZA & PASTA	FOOD SUPPLIED FOR STAIRWAY AUD	CURRICULUM AND IMC	58.85	R
133680	APPLE COMPUTER CORP	IPAD MINI/APPLE VOUCHERS	SPECIAL EDUCATION REGULAR YEAR	2,737.81	R
133743	AT&T	SmartNet Maintenance	INFORMATION SERVICES	123,092.21	U
133741	ATLANTIC EXPRESS OF LA INC	5TH GRADE CATALINA TRIP	EDISON ELEMENTARY SCHOOL	770.00	R
133830	ATLANTIC EXPRESS OF LA INC	BUS FOR FIELD TRIP/VALUED YTH	JOHN ADAMS MIDDLE SCHOOL	360.00	R
133576	BARNES & NOBLE/SANTA MONICA	Teacher Resources	MCKINLEY ELEMENTARY SCHOOL	229.47	R
133823	BARNES & NOBLE/SANTA MONICA	TEXTBOOKS	SANTA MONICA HIGH SCHOOL	727.98	R
133753	BISHOP COMPANY	OPEN ORDER GROUNDS SUPPLIES	GROUNDS MAINTENANCE	1,500.00	R
133748	BOURGET BROS	OPEN ORDER GROUNDS SUPPLIES	GROUNDS MAINTENANCE	1,000.00	R
133595	CALIFORNIA CHAMBER OF COMMERCE	SET OF FED.&STATE LAW POSTER	PERSONNEL COMMISSION	48.45	U
133844	CALIFORNIA DEPT OF EDUCATION	GED PROCESSING FEES	ADULT EDUCATION CENTER	580.00	A
133705	CALIFORNIA OFFICE SYSTEMS INC	Open PO for supplies	FRANKLIN ELEMENTARY SCHOOL	1,000.00	R
133725	CALIFORNIA OFFICE SYSTEMS INC	OPEN ORDER/INST SUP/ELL/ELECT	JOHN ADAMS MIDDLE SCHOOL	300.00	U
133754	CALIFORNIA OFFICE SYSTEMS INC	OFFICE SUPPLIES	FACILITY MAINTENANCE	200.00	R
133824	CALIFORNIA OFFICE SYSTEMS INC	bulletin board for Barnum	THEATER OPERATIONS&FACILITY PR	135.78	R
133781	CALIFORNIA SCIENCE CENTER	SPRING BREAK - CREST	CHILD DEVELOPMENT CENTER	50.00	CD
133614	CANON BUSINESS SOLUTIONS-WEST	PAYMENT OF STAPLES	MALIBU HIGH SCHOOL	286.73	U
133615	CANON BUSINESS SOLUTIONS-WEST	STAPLES FOR CANON COPIER	MALIBU HIGH SCHOOL	639.15	U
133810	CANON BUSINESS SOLUTIONS-WEST	COPIER OVERAGES	MALIBU HIGH SCHOOL	274.29	U
133632	CDW-G COMPUTING SOLUTIONS	SOFTWARE	CHILD DEVELOPMENT CENTER	70.63	CD
133664	CDW-G COMPUTING SOLUTIONS	ROP PHOTOGRAPHY EQUIPMENT	R O P	1,454.52	R
133696	CDW-G COMPUTING SOLUTIONS	NOTEBOOK CASE & OTTERBOX	SPECIAL EDUCATION REGULAR YEAR	115.81	R
133708	CHAMPION CHEMICAL	CUSTODIAL SUPPLIES	EDISON ELEMENTARY SCHOOL	242.51	U
133659	CHARACTER COUNTS	CAMPUS SIGNAGE	MCKINLEY ELEMENTARY SCHOOL	726.98	R
133849	CHEVRON U.S.A. INC.	Open order for fuel costs	TRANSPORTATION	28,000.00	R
133865	CHEVRON U.S.A. INC.	OPEN ORDER OPERATIONS GASOLINE	GROUNDS MAINTENANCE	4,600.00	R
133637	CITY OF SANTA MONICA	OFF SITE PARKING PASSES	SANTA MONICA HIGH SCHOOL	70,200.00	BB
133646	CITY OF VENTURA	CLASS FIELD TRIP	CABRILLO ELEMENTARY SCHOOL	290.00	R
133648	CITY OF VENTURA	CLASS FIELD TRIP	CABRILLO ELEMENTARY SCHOOL	290.00	R
133685	COLE, GEORGE	RECRUITMENT REIMBURSEMENT	PERSONNEL COMMISSION	310.56	U
133647	COMPLETE BUSINESS SYSTEMS	COPIER REPAIR	SANTA MONICA HIGH SCHOOL	1,000.00	U
133765	CSBA	OTHER OPERATING EXPENSES	BOE/SUPERINTENDENT	3,350.00	U
133766	CSBA	OTHER OPERATING EXPENSES	BOE/SUPERINTENDENT	3,000.00	U
133594	CSPCA	CSPCA - ANNUAL MEMBERSHIP	PERSONNEL COMMISSION	776.00	U
133687	DAILY BITE EDUCATIONAL MATERIA	INST SUP/HUMANITIES	JOHN ADAMS MIDDLE SCHOOL	118.25	R
133616	DANIELS TIRE SERVICE	Tire Purchase - Special Ed.	TRANSPORTATION	1,623.78	R
133690	DIPLEY, JERI	REIMBURSE/DVD PLAYER/PE DEPT	JOHN ADAMS MIDDLE SCHOOL	157.68	U
133813	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	231.15	CD
133814	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	106.47	CD
133815	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	232.86	CD
133723	DON JOHNSTON INC	AT SOFTWARE/MIRIAM BROCK	SPECIAL EDUCATION REGULAR YEAR	189.96	R
133682	DREYER'S GRAND ICE CREAM INC	OPEN ORDER FOR FROZEN SNACKS	SAMOHI STUDENT STORE	1,900.00	U
133751	EMED CO. INC.	SIGNAGE MATERIALS	FACILITY MAINTENANCE	600.00	R
133861	EVENTFUL FLOWER DESIGN	INSTRUCTIONAL SUPPLIES	R O P	1,000.00	R

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 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
133812	FOLLETT EDUCATIONAL SERVICES	LAB MANUALS FOR ISP PROGRAM	MALIBU HIGH SCHOOL	362.97	R
133671	FOLLETT LIBRARY BOOK CO	LIBRARY BOOKS	ROOSEVELT ELEMENTARY SCHOOL	115.00	R
133530	GALE SUPPLY CO	CUSTODIAL SUPPLIES	MCKINLEY ELEMENTARY SCHOOL	1,032.91	U
133642	GALE SUPPLY CO	Custodial Supplies	CABRILLO ELEMENTARY SCHOOL	150.42	R
133663	GALE SUPPLY CO	CUSTODIAL SUPPLIES	ROOSEVELT ELEMENTARY SCHOOL	1,106.88	R
133707	GALE SUPPLY CO	CUSTODIAL SUPPLIES	EDISON ELEMENTARY SCHOOL	1,632.54	U
133714	GALE SUPPLY CO	CUSTODIAL SUPPLIES	JOHN MUIR ELEMENTARY SCHOOL	803.95	R
133733	GALE SUPPLY CO	Custodial Supplies	FRANKLIN ELEMENTARY SCHOOL	292.91	U
133762	GALE SUPPLY CO	Custodial Supplies	FRANKLIN ELEMENTARY SCHOOL	2,030.40	R
133773	GALE SUPPLY CO	CUSTODIAL	CHILD DEVELOPMENT CENTER	285.80	CD
133775	GALE SUPPLY CO	CUSTODIAL	CHILD DEVELOPMENT CENTER	465.05	CD
133811	GALE SUPPLY CO	CUSTODIAL SUPPLIES	MALIBU HIGH SCHOOL	2,000.00	U
133817	GALE SUPPLY CO	CUSTODIAL SUPPLIES/PERMIT	JOHN ADAMS MIDDLE SCHOOL	1,303.71	R
133845	GALE SUPPLY CO	CUSTODIAL SUPPLIES	SANTA MONICA HIGH SCHOOL	3,568.66	U
133782	GATES, JANIE YUGUCHI	REIMBURSEMENT	OLYMPIC CONTINUATION SCHOOL	131.96	R
133749	GEORGE'S HARDWARE	OPEN ORDER GROUNDS SUPPLIES	GROUNDS MAINTENANCE	1,000.00	R
133735	GLOBE BOOK/PEARSON EDUCATION	MATH TEXTBOOKS	OLYMPIC CONTINUATION SCHOOL	298.70	R
133780	GRAVES, GIZELLE	REIMBURSEMENT	CHILD DEVELOPMENT CENTER	219.70	R
133799	GROSSMONT UNION HIGH SCH DIST	ROP COMPETITION FEES	R O P	450.00	R
133638	HERKNER, PAMELA A	Reimbursement	CABRILLO ELEMENTARY SCHOOL	371.86	R
133778	HOME DEPOT- L.A.	OPEN ORDER/SUPPLIES	CHILD DEVELOPMENT CENTER	200.00	CD
133746	INSTA-TUNE	OPEN ORDER OPERATIONS VEHICLES	GROUNDS MAINTENANCE	300.00	R
133624	INTELLI-TECH	DUAL MONITORS	CHILD DEVELOPMENT CENTER	330.31	CD
133855	INTELLI-TECH	Computer	INFORMATION SERVICES	1,130.68	U
133858	INTELLI-TECH	Endpoint maintenance agreement	INFORMATION SERVICES	4,161.00	U
133658	INTERNATIONAL PAPER	PAPER	MCKINLEY ELEMENTARY SCHOOL	1,500.00	R
133834	INTERNATIONAL PRINTING MUSEUM	CLASSROOM PRESENTATION	WEBSTER ELEMENTARY SCHOOL	600.00	R
133636	JPL ZONING SERVICE	CERTIFIED MALIBU RESIDENT LIST	MALIBU HIGH SCHOOL	700.00	BB
133726	JW PEPPER OF LOS ANGELES	OPEN ORDER/INST SUP/VOCAL MUS	JOHN ADAMS MIDDLE SCHOOL	1,000.00	R
133821	KNOWLAND INC.	INSPECTION SERVICES	BUSINESS SERVICES	106,392.00	R
133737	LAW FIRE PROTECTION SERVICES	ANNUAL SERVICE REFILL - FIRE E	TRANSPORTATION	775.08	R
133667	MACKAY, JOHN	MUSIC RENTAL	CURRICULUM AND IMC	715.00	R
133724	MAYER-JOHNSON INC.	AT SUPPLIES/MIRIAM BROCK	SPECIAL EDUCATION REGULAR YEAR	213.51	R
133639	MCDUGAL LITTEL	Wkbook Answer Keys	JOHN ADAMS MIDDLE SCHOOL	273.71	U
133798	MEYER, NICOLA	TUITION REIMBURSEMENT	CALTHORP	4,400.00	R
133736	NASCO WEST - MODESTO	ART SUPPLIES	WEBSTER ELEMENTARY SCHOOL	260.58	R
133645	NEW MANAGEMENT INC	DOOR BLOK & LOCK BLOK	BUSINESS SERVICES	955.75	R
133604	OLIVER WORLDCLASS LABS INC	MOVE SMART BOARD	WEBSTER ELEMENTARY SCHOOL	429.43	R
133747	P O BAHN & SONS	OPEN ORDER GROUNDS SUPPLIES	GROUNDS MAINTENANCE	1,000.00	R
133651	PRENTICE HALL	AP SPANISH RESOURCES	MALIBU HIGH SCHOOL	774.04	R
133838	PSOMAS	SURVEYING MUIR-SMASH CAMPUS	BUSINESS SERVICES	4,180.00	R
133720	Pocket Full of Therapy	OT SUPPLIES	SPECIAL EDUCATION REGULAR YEAR	105.56	R
133804	QUARTERMASTER	SECURITY UNIFORMS	SANTA MONICA HIGH SCHOOL	181.44	U
133662	REDWOOD PRESS INC	ENVELOPES FOR PAYROLL & A/P	FISCAL SERVICES	3,432.83	U
133732	REES ELECTRONICS OFFICE	COPIER REPAIR	SANTA MONICA HIGH SCHOOL	85.00	U
133745	REES ELECTRONICS OFFICE	FAX SERVICE	FACILITY MAINTENANCE	85.00	R
133702	REGENCY ENTERPRISES INC.	CUSTODIAL SUPPLIES	MCKINLEY ELEMENTARY SCHOOL	312.08	U
133709	REGENCY ENTERPRISES INC.	CUSTODIAL SUPPLIES	EDISON ELEMENTARY SCHOOL	174.11	U
133788	REGENCY ENTERPRISES INC.	light bulbs for Barnum Hall	THEATER OPERATIONS&FACILITY PR	176.08	R

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 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	
133805	REMOTE SATELITE SYSTEMS	RENTAL OF SAT PHONES	THEATER OPERATIONS&FACILITY PR	500.00	R
133634	RICOH BUSINESS SOLUTIONS	STAPLES FOR LD1110	PRINTING SERVICES	245.98	U
133768	ROSENBAUM, JOYCE	REM. FOR SPED SUPP. AIDS	SPECIAL EDUCATION REGULAR YEAR	112.22	R
133835	SAFE-CARD ID SERVICES INC	ID CARD SUPPLIES	PERSONNEL SERVICES	179.86	U
133688	SCHOLASTIC	Scholastic Reading Counts	CURRICULUM AND IMC	380.00	R
133643	SCHOOL HEALTH CORPORATION	Nursing Supplies	CABRILLO ELEMENTARY SCHOOL	232.63	U
133742	SCHOOL HEALTH CORPORATION	OPEN ORDER/HEALTH OFFICE SUP	JOHN ADAMS MIDDLE SCHOOL	100.00	R
133660	SCHOOL SPECIALTY INC	STOOLS FOR JEWELRY CLASS	OLYMPIC CONTINUATION SCHOOL	619.88	R
133674	SCHOOL SPECIALTY INC	jumppropes	GRANT ELEMENTARY SCHOOL	53.38	R
133652	SCSBOA	JUDGING FEES - BAND/ORCHESTRA	LINCOLN MIDDLE SCHOOL	320.00	R
133693	SCSBOA	FESTIVAL FEES/GIFT/INST MUSIC	JOHN ADAMS MIDDLE SCHOOL	480.00	R
133602	SEHI COMPUTER PRODUCTS	PRINTER FOR NURSE OFFICE	MALIBU HIGH SCHOOL	208.14	R
133640	SEHI COMPUTER PRODUCTS	PRINTER	CABRILLO ELEMENTARY SCHOOL	926.60	R
133666	SEHI COMPUTER PRODUCTS	PRINTER	SANTA MONICA HIGH SCHOOL	209.07	R
133679	SEHI COMPUTER PRODUCTS	ink for printer	GRANT ELEMENTARY SCHOOL	154.12	U
133712	SEHI COMPUTER PRODUCTS	PRINTERS	SANTA MONICA HIGH SCHOOL	412.14	R
133800	SEHI COMPUTER PRODUCTS	PRINTERS	SANTA MONICA HIGH SCHOOL	936.23	R
133808	SEHI COMPUTER PRODUCTS	COMPUTER HEADSETS	WILL ROGERS ELEMENTARY SCHOOL	279.75	R
133820	SIGNAL ELECTRONICS/PARISA AMIR	PROJECTOR REAPIR SAMOHI MATH	SANTA MONICA HIGH SCHOOL	319.76	U
133859	SIMS WELDING SUPPLY COMPANY	INSTRUCTIONAL SUPPLIES	R O P	200.00	R
133628	SIR SPEEDY PRINTING #0245	BUSINESS CARDS	CHILD DEVELOPMENT CENTER	44.62	CD
133629	SIR SPEEDY PRINTING #0245	BUSINESS CARDS	CHILD DEVELOPMENT CENTER	44.62	CD
133689	SIR SPEEDY PRINTING #0245	Business Cards for Sara	SPECIAL EDUCATION REGULAR YEAR	44.84	R
133764	SIR SPEEDY PRINTING #0245	NCR NUMBERING	PRINTING SERVICES	76.65	U
133770	SIR SPEEDY PRINTING #0245	business cards for FUD	THEATER OPERATIONS&FACILITY PR	358.72	R
133734	SMART & FINAL	REFRESHMENTS	OLYMPIC CONTINUATION SCHOOL	300.00	R
133777	SMART & FINAL	OPEN ORDER/COOKING & SCIENCE	CHILD DEVELOPMENT CENTER	100.00	CD
133626	SMART & FINAL #315	MEETING SUPPLIES	STATE AND FEDERAL PROJECTS	1,000.00	R
133684	SMART & FINAL #315	FOOD/SMH AA GROUP	STATE AND FEDERAL PROJECTS	300.00	R
133867	SMITH PIPE & SUPPLY INC.	OPERATIONS GROUNDS SUPPLIES	GROUNDS MAINTENANCE	75.00	R
133649	SO CAL SANITATION LLC	FENCING	MALIBU HIGH SCHOOL	5,375.40	D
133752	SO CAL TRACTOR SALES	OPEN ORDER OPERATIONS VEHICLES	GROUNDS MAINTENANCE	250.00	R
133857	SOLARWINDS INC	LanSureyor Annual Maintenance	INFORMATION SERVICES	495.00	U
133657	SOUTH BAY LANDSCAPING	CONCRETE PATH MCKINLEY	FACILITY MAINTENANCE	4,824.00	R
133866	SOUTH BAY LANDSCAPING	OPERATIONS GROUNDS EQUIPMENT	GROUNDS MAINTENANCE	500.00	R
133579	SOUTHERN CALIFORNIA EDISON CO	UTILITY RELOCATION	SANTA MONICA HIGH SCHOOL	35,044.67	BB
133719	SOUTHPAW ENTERPRISES	STUDENT SPECIFIC/CLASSROOM	SPECIAL EDUCATION REGULAR YEAR	112.50	R
133661	SOUTHWEST SCHOOL SUPPLY	Office/Classroom Supplies	CABRILLO ELEMENTARY SCHOOL	2,000.00	R
133863	SPARKY DATA & TELECOM	POS Repair	INFORMATION SERVICES	900.00	U
133599	SPRINGHILL SUITES MARRIOTT	HOTEL FIELDTRIP TO FRESNO	LINCOLN MIDDLE SCHOOL	3,379.76	R
133655	STAPLES BUSINESS ADVANTAGE	PRINTER TONER CARTRIDGES	LINCOLN MIDDLE SCHOOL	139.85	R
133819	STAPLES BUSINESS ADVANTAGE	PENCILS FOR STATE TESTING	CURRICULUM AND IMC	919.80	U
133803	STAPLES/P-U/SANTA MONICA/WILSH	EDUCATIONAL SUPPLIEA	JOHN MUIR ELEMENTARY SCHOOL	150.00	R
133767	STAPLES/P-U/VENICE/LINCOLN BL	OFFICE SUPPLIES	OLYMPIC CONTINUATION SCHOOL	237.00	U
133727	STAPLES/P-U/WLA/CUST#240174490	OPEN ORDER/SUPPLIES/VOCAL MUS	JOHN ADAMS MIDDLE SCHOOL	1,000.00	R
132225	STEELDECK INC.	Ramps-post-Guardrails	THEATER OPERATIONS&FACILITY PR	5,999.00	R
133711	STEVE'S CAMERA SVC CTR INC	CAMERA REPAIR	OLYMPIC CONTINUATION SCHOOL	767.65	R
133677	SUBWAY	PAYMENT FOR FOOD	LINCOLN MIDDLE SCHOOL	330.00	R
133760	TANDUS US INC	FLOORING AT GRANT	FACILITY MAINTENANCE	5,255.33	R
133627	TARGET STORES	OPEN ORDER	CHILD DEVELOPMENT CENTER	100.00	CD
133756	TAYLOR ENGINEERING INC	LEAK LOCATION SERVICE	FACILITY MAINTENANCE	375.00	R

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF FEBRUARY 21, 2013

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	
133721	THERAPRO INCORPORATED	STUDENT SPECIFIC D.MACK	SPECIAL EDUCATION REGULAR YEAR	66.38	R
133718	THERAPY SHOPPE INC	OT Order	SPECIAL EDUCATION REGULAR YEAR	71.81	R
133738	TOM JOHN TOWING	Towing Charges - Trans. Dept.	TRANSPORTATION	550.00	R
133827	TRUE COLORS INTERNATIONAL	EMPLOYEE WORKSHOP	PERSONNEL SERVICES	3,125.00	U
133717	TUMBLEWEED TRANSPORTATION	FIELDTRIP TO DANA POINT	WEBSTER ELEMENTARY SCHOOL	656.00	R
133794	U S BANK (GOVT CARD SERVICES)	TABLE STUMP FOR FF&E JAMS	JOHN ADAMS MIDDLE SCHOOL	862.90	BB
133841	U S BANK (GOVT CARD SERVICES)	PD AND INSERVICE SUPPLIES	CURRICULUM AND IMC	750.00	U
133739	UNCLE SAM'S DISTRIBUTING	OPEN ORDER CUSTODIAL EQUIPM	FACILITY OPERATIONS	2,000.00	U
133722	VONS STORE #2262	CLASSROOM SUPPLIES	SPECIAL EDUCATION REGULAR YEAR	164.25	R
133774	WAXIE SANITARY SUPPLY	CUSTODIAL	CHILD DEVELOPMENT CENTER	156.27	CD
133776	WAXIE SANITARY SUPPLY	CUSTODIAL	CHILD DEVELOPMENT CENTER	207.44	CD
** NEW PURCHASE ORDERS				503,655.27	
<u>** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES **</u>					
133698	AAA FLAG & BANNER MFG	BANNERS	BUSINESS SERVICES	328.50	BB
133653	STATE OF CALIFORNIA	PROJECT CERTIFICATION	WILL ROGERS ELEMENTARY SCHOOL	2,046.30	BB
133654	STATE OF CALIFORNIA	RE-OPENING FEES	CABRILLO ELEMENTARY SCHOOL	500.00	BB
133793	TANDUS US INC	CARPETING	CHILD DEVELOPMENT CENTER	8,937.35	BB
** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES				11,812.15	

TO: BOARD OF EDUCATION
FROM: SANDRA LYON / JANECE L. MAEZ / PAT HO
RE: ACCEPTANCE OF GIFTS – 2012/2013

ACTION/CONSENT
02/21/13

RECOMMENDATION NO. A.10

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$20,869.83 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 2012-2013 income and appropriations by \$20,869.83 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.

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

BOE Date: 02/21/13

Current Gifts and Donations 2012/2013

School/Site Account Number		Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
JAMS 01-90120-0-00000-00000-8699-011-0000	\$ 1,796.00 \$ 30.00 \$ 15.00	\$ 269.40 \$ - \$ -		Santa Monica Science Magnet Various Alene Lee	Blinds for Room 31 General Supplies and Materials General Supplies and Materials
Adult Education 11-90120-0-00000-00000-8699-090-0000					
Alternative (SMASH) 01-90120-0-00000-00000-8699-009-0000					
Cabrillo 01-90120-0-00000-00000-8699-017-0000					
CDS 12-90120-0-00000-00000-8699-070-0000					
Edison 01-90120-0-00000-00000-8699-001-0000					
Franklin 01-90120-0-00000-00000-8699-002-0000					
Grant 01-90120-0-00000-00000-8699-003-0000					
Lincoln 01-90120-0-00000-00000-8699-012-0000	\$ 1,788.54	\$ -		Various Parents	Field Trip
Malibu High School 01-90120-0-00000-00000-8699-010-0000	\$ 7,950.00	\$ -		Visitors from China	Teacher, Hourly/General Supplies
McKinley 01-90120-0-00000-00000-8699-004-0000	\$ 1,366.50 \$ 392.50 \$ 100.00 \$ 30.00	\$ - \$ - \$ - \$ -		Various Various Various Maria R. Juarez	Field Trip Field Trip Field Trip Field Trip
Muir 01-90120-0-00000-00000-8699-005-0000					
Olympic HS 01-90120-0-00000-00000-8699-014-0000					
Rogers 01-90120-0-00000-00000-8699-006-0000	\$ 3,336.00 \$ 1,037.00	\$ - \$ -		Will Rogers PTA Various	Field Trip Field Trip

BOE Date: 02/21/13

Current Gifts and Donations 2012/2013

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	
Roosevelt 01-90120-0-00000-00000-8699-007-0000					
Samohi 01-90120-0-00000-00000-8699-015-0000	\$ 1,374.89 \$ 1,081.00 \$ 278.00 \$ 21.25	\$ - \$ - \$ - \$ 3.75		Cal Micro Recycling Various Various APPLE Matching Gift Program	General Supplies and Materials General Supplies and Materials General Supplies and Materials General Supplies and Materials
Barnum Hall 01-91150-0-00000-00000-8699-000-0000					
Pt. Dume Marine Science 01-90120-0-00000-00000-8699-019-0000					
Webster 01-90120-0-00000-00000-8699-008-0000					
Others:					
Superintendent's Office 01-90120-0-00000-00000-8699-020-0000					
Educational Services 01-90120-0-00000-00000-8699-030-0000					
Student & Family Services 01-90120-0-00000-00000-8699-040-0000					
Special Education 01-90120-0-00000-00000-8699-044-0000					
Information Services 01-90120-0-00000-0000-8699-054-0000					
Food and Nutrition Services 01-90120-0-00000-0000-8699-057-0000					
District 01-90120-0-00000-00000-8699-090-0000					
TOTAL	\$ 20,596.68	\$ 273.15	\$ -		

BOE Date: 02/21/13

Current Gifts and Donations 2012/2013

School/Site Account Number	Y-T-D Adjusted Gift Total	Current Gift Amount	Equity Fund 15% Contrib.	Cumulative Gift Amount	Y-T-D In-Kind Value	Current In-Kind Value	Cumulative In-Kind Value
JAMS 01-90120-0-00000-00000-8699-011-0000	\$ 50,090.71	\$ 1,841.00	\$ 269.40	\$ 52,201.11			\$
Adult Education 11-90120-0-00000-00000-8699-090-0000				\$ -			\$ -
Alternative (SMASH) 01-90120-0-00000-00000-8699-009-0000				\$ -			\$ -
Cabrillo 01-90120-0-00000-00000-8699-017-0000	\$ 8,267.23			\$ 8,267.23			\$ -
CDS 12-90120-0-00000-00000-8699-070-0000	\$ 1,333.37			\$ 1,333.37	\$ 40.00		\$ 40.00
Edison 01-90120-0-00000-00000-8699-001-0000	\$ 808.38			\$ 808.38			\$ -
Franklin 01-90120-0-00000-00000-8699-002-0000	\$ 3,325.54			\$ 3,325.54			\$ -
Grant 01-90120-0-00000-00000-8699-003-0000				\$ -			\$ -
Lincoln 01-90120-0-00000-00000-8699-012-0000	\$ 45,213.38	\$ 1,788.54	\$ -	\$ 47,001.92			\$ -
Malibu High School 01-90120-0-00000-00000-8699-010-0000 <i>Malibu Shark Fund - Resource #90141</i>	\$ 17,558.13	\$ 7,950.00	\$ -	\$ 25,508.13			\$ -
McKinley 01-90120-0-00000-00000-8699-004-0000	\$ 18,188.99	\$ 1,889.00	\$ -	\$ 20,077.99			\$ -
Muir 01-90120-0-00000-00000-8699-005-0000	\$ 50.00			\$ 50.00			\$ -
Olympic HS 01-90120-0-00000-00000-8699-014-0000	\$ 10,200.00			\$ 10,200.00			\$ -
Rogers 01-90120-0-00000-00000-8699-006-0000	\$ 15,206.75	\$ 4,373.00	\$ -	\$ 19,579.75			\$ -
Roosevelt 01-90120-0-00000-00000-8699-007-0000	\$ 3,270.98			\$ 3,270.98			\$ -
Samohi 01-90120-0-00000-00000-8699-015-0000	\$ 7,872.74	\$ 2,755.14	\$ 3.75	\$ 10,631.63			\$ -
Pt. Dume Marine Science 01-90120-0-00000-00000-8699-019-0000				\$ -			\$ -
Webster 01-90120-0-00000-00000-8699-008-0000				\$ -	\$ 3,241.00		\$ 3,241.00

BOE Date: 02/21/13

Current Gifts and Donations 2012/2013

School/Site Account Number	Y-T-D Adjusted Gift Total	Current Gift Amount	Equity Fund 15% Contrib.	Cumulative Gift Amount	Y-T-D In-Kind Value	Current In-Kind Value	Cumulative In-Kind Value
ALL OTHER LOCATIONS:							
Superintendent's Office 01-90120-0-00000-00000-8699-020-0000				\$ -			\$ -
Educational Services 01-90120-0-00000-00000-8699-030-0000	\$ 20,335.73	\$ -		\$ 20,335.73			\$ -
Student and Family Support Services 01-90120-0-00000-00000-8699-041-0000				\$ -			\$ -
Special Education 01-90120-0-00000-00000-8699-044-0000				\$ -			\$ -
Information Services 01-90120-0-00000-00000-8699-054-0000				\$ -			\$ -
District 01-90120-00000-0-00000-8699-090-0000				\$ -	\$ 1,300.00		\$ 1,300.00
Food & Nutrition Services 01-90120-0-00000-00000-8699-070-0000				\$ -			\$ -
TOTAL GIFTS	\$ 201,721.93	\$ 20,596.68	\$ 273.15	\$ 222,591.76	\$ 4,581.00	\$ -	\$ 4,581.00
Total Cash Gifts for District:		\$ 20,596.68	Total Equity Fund 15% Contrib. \$ 273.15		Total In-Kind Gifts:	\$ -	

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF TELECOMMUNICATION SERVICES – LOCAL AND LONG
DISTANCE TO AT&T – RFP 13.05

RECOMMENDATION NO. A.11

It is recommended that the Board of Education award RFP #13.05 for long distance and local services to AT&T based on evaluation of proposals received. The award of this contract does not increase current costs. By awarding this contract, it assures the District of maintain the continuity of our phone service and apply for E-rate discounts on the monthly service charges. This contract would begin year one on January 14, 2014, and continue through June 30, 2019.

Funding Information

Budgeted: Yes

COMMENT: The District currently has phone service with AT&T for both local and long distance services under the CALNET II contract which expires January 2014 which is mid-year of the E-rate 2013-14 funding year. The State of California is currently in the process of bidding the services. The results will not be available until December of 2013 at the earliest. The District was desirous of determining which vendor would best meet our needs rather than waiting for the state to award the CalNet 3 contract. Because our usage is over the bid limit, all services must be bid in order to receive discounts for the Federal E-rate program. The District currently receives discounts of 50% based on Free and Reduced participation. Please note that the 50% funding is based on eligible reimbursements, and not all of the charges invoiced receive this discount. The District only received one response to our RFP from AT&T. The response guaranteed that the District could continue with AT&T at the present CalNet 2 rates for the length of the contract. Should AT&T be awarded the new CALNET contract, the District will be able to utilize the new State of California award. Under this contract, the current price structure remains the same as under the CALNET2 contract.

The District currently spends \$250,000 on telecommunications and internet services annually. Approximately \$115,000 of these expenditures are related to AT&T/Pacific Bell. The District receives approximately \$120,000 from E-rate and Teleconnect reimbursements annually.

MOTION MADE BY

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AUTHORIZATION TO USE THE AT&T WESTERN STATES CONTRACTING ALLIANCE (WSCA) CONTRACT # 7-10-70-16 FOR WIRELESS TELECOMMUNICATIONS AND EQUIPMENT

RECOMMENDATION NO. A.12

It is recommended that the Board of Education authorize the use of the AT&T Western States Contracting Alliance (WSCA) Contract # 7-10-70-16 to purchase wireless devices and data services under RFP 13.06.

COMMENT: The award of this contract allows the District to apply for E-Rate discounts for school site monthly internet access use. It would provide discounts for internet access at school sites from July 1, 2013, through October 31, 2016, as the District moves towards 1:1 student devices and data services. In addition, this will allow California Teleconnect discounts to be applied.

Three (3) responses were received, all utilizing the State of California WSCA Contract. During the 2013-14 fiscal year, the District will begin a 1:1 pilot program. The award of this contract will allow the District to purchase notebooks, internet connectivity, imaging services, filtering and management software for the devices.

MOTION MADE BY

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF EMERGENCY SATELLITE TELECOMMUNICATION SERVICES TO REMOTE SATELLITE SYSTEMS

RECOMMENDATION NO. A.13

It is recommended that the Board of Education award a contract to Remote Satellite Systems for emergency satellite phone service. By awarding this contract, it allows the District to apply for E-Rate discounts for monthly service charges in the 2013-14 fiscal year through the term of the five contract, ending June 30, 2018.

COMMENT: This contract is for the purchase of satellite phones and services to enhance the District's Emergency Response Center in Malibu. Due to the nature of telephone and data services unreliability and access in the Malibu area, the District is reviewing satellite phone service to the Malibu area. Quotations have been received from two vendors, each referred to the District by the City of Malibu and the Ventura County Sheriff's department for dependability. Prices are as follows:

	Remote Satellite Systems	Satellite Phones Direct
Phone cost	\$690.25	\$749.00
Activation cost	\$ 45.00	\$ 50.00
Total start-up cost	\$735.25	\$799.00
Monthly Cost	\$31.95	\$55.00
Minutes included	10 min/month	Unlimited voice
Cost per minute	\$ 0.85	0
Cost per text	\$ 0.45	\$ 0.40
Cost per data minute	\$ 0.85	\$ 0.90
Annual service w/200 min	\$544.90	\$660.00
Year 1 cost w/200 voice	\$1,280.15	\$1,459.00
Year 2 annual cost	\$ 544.90	\$ 660.00
Optional Antenna	\$1,749.00	\$1,249.00

The numbers are listed above as a per unit amount. District staff is currently accessing the number of units required and coverage of the area.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

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

RE: AMENDMENT TO CONTRACT – LEASE LEASEBACK – EDISON LANGUAGE ACADEMY – NEW CONSTRUCTION – SWINERTON BUILDERS – MEASURE BB

RECOMMENDATION NO. A.14

It is recommended that the Board of Education authorize contract Change Order #06 (CO-06) for the Lease Leaseback – Edison Language Academy – New Construction project to Swinerton Builders, in the amount of \$38,766 for a total contract amount of \$33,286,049. Change Order No. 06 (CO-06) does not include any change to the contract time.

Funding Information

Budgeted: No
Fund: 81
Source: Measure BB
Account Number: 81-90500-0-00000-85000-6200-001-2600
Budget Category: Hard Costs/Construction
DSA #: 03-112999
Friday Memo: 2/15/13

COMMENTS: On July 20, 2011, the Santa Monica-Malibu Unified School District Board of Education awarded Swinerton Builders the Lease Leaseback contract for the Edison Language Academy – New Construction Project in the amount of \$32,848,118.

On November 15, 2012 the Santa Monica-Malibu Unified School District Board of Education approved Change Order No 1 and Change Order No 2 on the Lease Leaseback contract for the Edison Language Academy – New Construction Project. Change Order No 1 was in the amount of \$93,232. Change Order No 2 was in the amount of \$74,000. On December 13, 2012, the Board of Education approved Change Order No 3 in the amount of \$76,746 and a 3 day increase in the contract time. On January 17, 2013 the Board of Education approved Change Order No 4 in the amount of \$86,815. On February 7, 2013 the Board of Education approved Change Order No 5 in the amount of \$68,372.

Change Order No 6 includes one (1) credit item totaling (\$9,000), and five (5) items related to additional required scope totaling \$47,766 for a total Change Order amount of \$38,766.

The scope of work included in Change Order No. 06 (CO-06) includes all labor, materials, equipment and related overhead costs for the work described for each item. This contract increase includes changes to the contract documents that must be submitted to DSA for approval.

(continued on next page)

ORIGINAL CONTRACT AMOUNT:	\$32,848,118
CHANGE ORDER NO. 1:	93,232
CHANGE ORDER NO. 2:	74,000
CHANGE ORDER NO. 3:	76,746
CHANGE ORDER NO. 4:	86,815
CHANGE ORDER NO. 5:	68,372
CHANGE ORDER NO. 6:	38,766
<u>TOTAL CONTRACT AMOUNT:</u>	<u>\$33,286,049</u>

Change Order No. 06 (CO-06) does not include any change to the contract time.

ORIGINAL CONTRACT TIME:	1,054 Days
CHANGE ORDER NO. 1:	0 Days
CHANGE ORDER NO. 2:	0 Days
CHANGE ORDER NO. 3:	3 Days
CHANGE ORDER NO. 4:	0 Days
CHANGE ORDER NO. 5:	0 Days
<u>TOTAL CONTRACT AMOUNT:</u>	<u>1,057 Days</u>

The above changes will be funded through contingencies from the Program Contingency Reserve.

A Friday Memo accompanies this item.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

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

RE: AMENDMENT TO CONTRACT AMOUNT – LEASE LEASEBACK – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDING E, F & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS PROJECT (PACKAGE 2B) – SWINERTON BUILDERS – MEASURE BB

RECOMMENDATION NO. A.15

It is recommended that the Board of Education approve Change Order No. 10 for the Lease Leaseback -John Adams Middle School – Replacement of Classroom Building E, F & G, New Administration, Modernization and Site Improvements Project (Package 2B) to Swinerton Builders, for an amount of \$315,221.72 for a total contract amount of \$12,734,081.74.

Funding Information

Budgeted: No
Fund: 82
Source: Measure BB
Account Number: 82-90500-0-00000-85000-6200-011-2600
Budget Category: Hard Costs/Construction
DSA #: 03-112808
Friday Memo: 2/15/13

COMMENTS: On July 20, 2011, the Santa Monica-Malibu Unified School District Board of Education awarded Swinerton Builders the Lease Leaseback contract for the John Adams Middle School – Replacement of Classroom Building E, F & G, New Administration, Modernization and Site Improvements Project (Package 2B) in the amount of \$11,728,854. Since this time, nine (9) change orders have been approved by the Board of Education for a total amount of \$690,006.02

Change Order No 10 includes six (6) items related to unforeseen conditions totaling \$84,662 and eight (8) items related to required additional scope totaling \$230,559.72 for a total Change Order amount of \$315,221.72.

These funds will be drawn from the Construction Budget and Program Reserve. The contract duration will be increased by six (6) day for a total contract duration of 471 days.

(continued on next page)

Change Order No. 10 includes the following changes to the terms of the contract:

ORIGINAL CONTRACT AMOUNT	\$11,728,854.00
CHANGE ORDER NO. 1	\$106,339.03
CHANGE ORDER NO. 2	\$15,787.16
CHANGE ORDER NO. 3	\$25,369.51
CHANGE ORDER NO. 4	\$52,926.56
CHANGE ORDER NO. 5	\$47,660.21
CHANGE ORDER NO. 6	\$120,782.00
CHANGE ORDER NO. 7	\$44,962.23
CHANGE ORDER NO. 8	\$103,655.24
CHANGE ORDER NO. 9	\$172,524.08
CHANGE ORDER NO. 10	\$315,221.72
<hr/> TOTAL CONTRACT	<hr/> \$12,734,081.74

Change Order No. 10 (CO-10) includes a six (6) day increase to the contract time.

ORIGINAL CONTRACT TIME:	465 Days
CHANGE ORDER NO. 1:	0 Days
CHANGE ORDER NO. 2:	0 Days
CHANGE ORDER NO. 3:	0 Days
CHANGE ORDER NO. 4:	0 Days
CHANGE ORDER NO. 5:	0 Days
CHANGE ORDER NO. 6:	0 Days
CHANGE ORDER NO. 7:	0 Days
CHANGE ORDER NO. 8:	0 Days
CHANGE ORDER NO. 9:	0 Days
CHANGE ORDER NO. 10:	6 Days
<hr/> TOTAL CONTRACT AMOUNT:	<hr/> 471 Days

A Friday Memo accompanies this item.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

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

RE: CONTRACT AMENDMENT #11 FOR ADDITIONAL TESTING AND SPECIAL INSPECTION SERVICES – EDISON LANGUAGE ACADEMY NEW CONSTRUCTION PROJECT – MTGL, INC. – MEASURE BB

RECOMMENDATION NO. A.16

It is recommended that the Board of Education authorize Contract Amendment #11 for testing & special inspection services – Edison Language Academy – New Construction Project – to MTGL, Inc., in the amount of \$114,441 for a total contract amount of \$390,475.

Funding Information

Budgeted: Yes
Fund: 81
Source: Measure BB
Account Number: 81-90500-0-00000-85000-5802-001-2600
Budget Category: Soft Costs/Testing & Inspection/Lab
DSA#: 03-112999
Friday Memo: 2/15/13

COMMENTS: On July 20, 2011 the Board approved CA #8 for MTGL, Inc. to provide special testing and special testing services required by DSA for the Edison Language Academy New Construction project. On February 16, 2012, the Board approved CA#9, for additional time for testing and inspections, as well as transportation and lodging costs associated with the out-of-state inspection work.

Division of the State Architect (DSA) Testing and Special Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. Contract Amendment #11 is for the completion of the special testing.

This Contract Amendment #11 for \$114,441 is for Testing and Special Inspection Services. The revised contract total will be \$390,475. There are adequate funds in the project's Soft Costs/Test & Inspections budget line for the additional expenditure.

(continued on next page)

ORIGINAL CONTRACT (Grant ES, DSA A# 03-112845)	\$5,800
CONTRACT AMENDMENT #1 (Rogers, DSA A# 03-112998)	\$1,250
CONTRACT AMENDMENT #2 (Rogers Relo's, ELA, DSA A# 03-113389)	\$4,600
CONTRACT AMENDMENT #3 (Rogers-DSA Compliance, DSA A# 03-59916)	\$1,200
CONTRACT AMENDMENT #4 (Grant – Main Entry, DSA A# 03-112845)	\$468
CONTRACT AMENDMENT #5 (ELA Relo's, DSA A# 03-113389)	\$850
CONTRACT AMENDMENT #6 (McKinley Office & Entry DSA A# 03-113674)	\$5,650
CONTRACT AMENDMENT #7 (JAMS Mod., DSA A# 03-112808)	\$4,684
CONTRACT AMENDMENT #8 (ELA, DSA A# 03-112999)	\$167,227
CONTRACT AMENDMENT #9 (ELA, DSA A# 03-112999)	\$63,065
CONTRACT AMENDMENT #10 (McKinley Office & Entry DSA A# 03-113674)	\$21,240
CONTRACT AMENDMENT #11 (ELA, DSA A# 03-112999)	\$114,441
TOTAL:	\$390,475

A Friday Memo accompanies this item.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

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

RE: CONTRACT AMENDMENT #13 FOR SPECIAL TESTING & INSPECTION,
GEOTECHNICAL & SOILS SERVICES – LINCOLN MIDDLE SCHOOL –
REPLACEMENT OF CLASSROOM BUILDING ‘C’ & SITE IMPROVEMENTS
(PACKAGE 2) – CONVERSE CONSULTANTS – MEASURE BB

RECOMMENDATION NO. A.17

It is recommended that the Board of Education approve Contract Amendment #13 with Converse Consultants to provide special testing & inspection services and geotechnical & soils testing services for the Lincoln Middle School Replacement of Classroom Building C & Site Improvement Project (Package 2) in the amount of \$135,650 for a total contract amount of \$549,688.

Funding Information

Budgeted: Yes
Fund: 82
Source: Measure BB
Account Number: 82-90500-0-00000-85000-5802-012-2600
DSA Number: 03-112865
Budget Category: Soft Costs/Testing & Inspection/Lab
Friday Memo: 2/15/13

COMMENTS: Converse Consultants is providing both special testing & inspection services and geotechnical & soils testing services, for the Lincoln Middle School / Replacement of Classroom Building ‘C’ & Site Improvements (Package 2) Project. Contract Amendment #11 was approved on July 18, 2012 for an amount for \$152,650 for this scope. The Contract Amendment #11 amount was determined prior to the award of the construction contract and a Project Baseline schedule. Erickson-Hall Construction Company was issued the Notice of Award on November 27, 2012 and their contract was ratified by the Board on December 13, 2012

Contract Amendment #13 is for additional inspection services by Converse Consultants; based upon a detailed review of the contractor’s construction schedule for Lincoln Middle School Replacement of Classroom Building C & Site Improvements Project (Package 2). The Amendment is an increase in the observation and inspection hours necessary to provide geotechnical observation, material inspection and testing.

(continued on next page)

ORIGINAL CONTRACT – John Adams MS	\$26,950
ORIGINAL CONTRACT – Lincoln MS	28,250
CONTRACT AMENDMENT #1 (Adams testing)	8,545
CONTRACT AMENDMENT #2 (Additional Adams testing)	5,682
CONTRACT AMENDMENT #3 (Adams Field Investigation – parking lot)	2,930
CONTRACT AMENDMENT #4 (Adams Relos - geotech observ. & testing)	15,540
CONTRACT AMENDMENT #5 (Adams Green Fringe geotech observ testing)	11,040
CONTRACT AMENDMENT #6 (Lincoln Relos – geotech observ testing)	11,870
CONTRACT AMENDMENT #7 (Adams Green Fringe geotech observ testing)	1,329
CONTRACT AMENDMENT #8 (Lincoln Relos Fire Water Main geotech observ)	10,665
CONTRACT AMENDMENT #9 (Adams New Const. & Mod. Geotech observ)	17,171
CONTRACT AMENDMENT #10 (Adams Additional. geotech testing)	57,840
CONTRACT AMENDMENT #11 (Lincoln MS – T&I and Geotech)	152,650
CONTRACT AMENDMENT #12 (Adams New Const. & Mod. geotech observ)	61,833
CONTRACT AMENDMENT #13 (Lincoln MS – Additional T&I and Geotech)	135,650
TOTAL:	\$547,945

A Friday Memo accompanies this item.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

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

RE: CONTRACT AMENDMENT #1 FOR CONTRACT EXTENSION FOR RELOCATABLE CLASSROOM AND LIBRARY BUILDINGS – LINCOLN MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDING C & SITE IMPROVEMENT (PKG 2) PROJECT – MCGRATH RENT CORPORATION (DBA MOBILE MODULAR, INC.) – MEASURE BB

RECOMMENDATION NO. A.18

It is recommended that the Board of Education approve Contract Amendment #1 for contract extension for relocatable classroom and library buildings to McGrath Rent Corporation (dba Mobile Modular, Inc.) for Lincoln Middle School – Replacement of Classroom Building C & Site Improvement (Pkg 2) Project, in the amount of \$151,728.70

Funding Information

Budgeted: No
Fund: 82
Source: Measure BB
Account Number: 82-90500-0-00000-85000-5630-012-2600
DSA #: 03-112865
Budget Category: Hard Costs/Construction
Friday Memo: 2/15/13

COMMENT: The Board of Education previously approved an agreement with Mobile Modular for the Lincoln Middle School for (2) classroom buildings and (1) library for the duration of thirty (30) months. The original contract was to serve the Lincoln Middle School Relocatables & Site Utilities (Classroom & Library) Package 1A Project (DSA #03-112987) and the Lincoln Middle School Modernization of Building E Package 1B Project (DSA #03-113031). A 26 month contract was approved by the Board of Education on 07/06/09. An additional 4 months was approved by the Board of Education on 10/01/09. This proposed contract extension will serve through completion of building construction for the Lincoln Middle School Replacement of Classroom Building C & Site Improvement Package 2 Project.

The 23 month contract extension is for additional lease of (2) 24'x40' classroom relocatable trailers and (1) 48'x40' library relocatable trailer.

Original agreement amount	\$248,849.50
CA #1	\$151,728.70
Total contract amount	\$400,578.20

The budget for this work will come from project soft cost allocations.

A Friday Memo accompanies this item.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/07/13

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

Postponed
from 02/07/13

RE: RECOMMENDATION TO APPROVE DISPUTE SETTLEMENT
FOR BID #10.39.BB – MALIBU MIDDLE & HIGH SCHOOL –
DISTRICT 29 WATER LINE REPLACEMENT PROJECT – BLOIS
CONSTRUCTION, INC. – MEASURE BB

RECOMMENDATION NO. A.19

It is recommended that the Board of Education approve Dispute Settlement for Blois Construction, Inc. for Bid # 10.39.BB-03-112541-Malibu Middle/High School-District 29 Water Line Replacement Project –Blois Construction, Inc. for the amount of \$5,000.00.

Funding Information:

Budgeted: Yes
Fund: 21
Source: State Building Fund
Account Numbers: 81-90500-0-00000-85000-6200-010-2600
Budget Category: Construction-Hard Costs
DSA #: 03-112541
Description: Water Line Replacement
Friday Memo: 02/01/13

COMMENTS: Blois Construction was originally contracted to perform construction work for this project. They completed all the work for the project, including change order #1. During the course of the work, Blois submitted a potential claim for \$26,000.00 of work they believed was outside of their contracted scope of work.

To date, all the work has been completed by Blois Construction. The District and Blois agreed to a final amount of \$5,000.00 to resolve the disputed claim, after several months of meetings.

Total base contract is \$431,425.00. Total change order amount is \$9,927.80. Total construction contract is \$441,252.80. The Settlement including the revised construction total will be \$446,252.80.

There is currently sufficient budget to fund the cost of this item. It is recommended that the Board of Education approve this Dispute Settlement for \$5,000.00.

A Friday Memorandum accompanies this item.

MOTION MADE BY: Mr. Mechur
SECONDED BY: Mr. Nimish
STUDENT ADVISORY VOTE:
AYES:
NOES:

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

ACTION/CONSENT
 02/21/13

RECOMMENDATION NO. A.20

Unless otherwise noted, all items are included in the 2012/2013 approved budget.

ADDITIONAL ASSIGNMENTS

ADAMS MIDDLE SCHOOL

Doloso, Tess	9.88 hrs @\$40.46	2/1/13-2/3/13	Est Hrly/\$400
Velentiner, Katharina	9.88 hrs @\$40.46	2/1/13-2/3/13	<u>Est Hrly/\$400</u>
TOTAL ESTABLISHED HOURLY			\$800

Comment: Chaperone 8th Grade Science Magnet Trip
 01-Tier III Programs Cat Flex

EDUCATIONAL SERVICES

Cole, Debra	8 hrs @\$40.46	2/2/13	<u>Est Hrly/\$324</u>
TOTAL ESTABLISHED HOURLY			\$324

Comment: Saturday Field Trip
 01-Economic Impact Aid – SCE

LINCOLN MIDDLE SCHOOL

Ehrke, Shelly	18 hrs @\$40.46	2/2/13-6/11/13	Est Hrly/\$728
Seymour, Robert	18 hrs @\$40.46	2/2/13-6/11/13	<u>Est Hrly/\$728</u>
TOTAL ESTABLISHED HOURLY			\$1,456

Comment: Saturday School
 01-Unrestricted Resource

Bromberg, James	4 hrs @\$40.46	1/30/13-6/11/13	Est Hrly/\$162
Walsh, Maura	4 hrs @\$40.46	1/30/13-6/11/13	<u>Est Hrly/\$162</u>
TOTAL ESTABLISHED HOURLY			\$324

Comment: Essay Scoring
 01-Tier III Programs Cat Flex

ROOSEVELT ELEMENTARY SCHOOL

Alexander, Lorie	68 hrs @\$40.46	2/11/13-5/31/13	Est Hrly/\$2,751
Brewer, Christine	68 hrs @\$40.46	2/11/13-5/31/13	Est Hrly/\$2,751
DeGregorio, Dana	68 hrs @\$40.46	2/11/13-5/31/13	Est Hrly/\$2,751
Harkey, Anise	68 hrs @\$40.46	2/11/13-5/31/13	Est Hrly/\$2,751
Nitti, Anna	68 hrs @\$40.46	2/11/13-5/31/13	Est Hrly/\$2,751
Posey, Stephen	68 hrs @\$40.46	2/11/13-5/31/13	<u>Est Hrly/\$2,751</u>
TOTAL ESTABLISHED HOURLY			\$16,506

Comment: After School Math Intervention
 01-Gifts – Equity Fund

SANTA MONICA HIGH SCHOOL

Battung, Jason	1 hr @\$40.46	1/28/13	Est Hrly/\$40
Garcia-Hecht, Veronica	1 hr @\$40.46	1/28/13	Est Hrly/\$40
Hecht, James	1 hr @\$40.46	1/28/13	Est Hrly/\$40
Nu-Man, Malika	1 hr @\$40.46	1/28/13	Est Hrly/\$40
Pitts, Greg	1 hr @\$40.46	1/28/13	<u>Est Hrly/\$40</u>
TOTAL ESTABLISHED HOURLY			\$200

Comment: Village Nation Meeting
 01-Economic Impact Aid – SCE

STUDENT SERVICES

Cano, Sandra	6 days @\$421.90	1/16/13-6/11/13	<u>Own Daily/\$2,531</u>
		TOTAL OWN DAILY	\$2,531

Comment: Covering JAMS Pathway during nurse absence
01-Unrestricted Resource

HOURLY TEACHERS

ADULT EDUCATION

Dumey, Glenna	9.5 hrs @\$45.34	2/1/13-6/8/13	<u>Est Hrly/\$431</u>
		TOTAL ESTABLISHED HOURLY	\$431

Comment: Adult Education Classes
11-Unrestricted Resource

TOTAL ESTABLISHED HOURLY, AND OWN DAILY = \$ 22,572

ELECTIONS

TEMPORARY CONTRACTS

<u>Name/Assignment/Location</u>	<u>Not to Exceed</u>	<u>Effective</u>
Loyd, Allen/Elementary Music Educational Services	100%	2/1/13-2/28/13

SUBSTITUTE TEACHERS

Effective

LONG-TERM SUBSTITUTES

(@\$210.00 Daily Rate)

Beaver, Guadalupe	12/21/05
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PREFERRED SUBSTITUTES

(@\$162.00 Daily Rate)

Campbell, Charlotte	11/9/05
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REGULAR DAY-TO-DAY SUBSTITUTES

(@\$138.00 Daily Rate)

Stansbury, Markhum	12/13/05
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CHILD DEVELOPMENT SERVICES

(@\$16.19 Hourly Rate)

Garrett, Chekesha	1/25/13
Johnson, Alice	1/25/13

LEAVE OF ABSENCE (with pay)

Name/Location

Effective

Chemel, Jill	1/28/13-4/28/13
Grant Elementary	
Gonzalez, Yolanda	1/18/13-2/1/13
Child Develop Svcs	[medical]

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION
 FROM: SANDRA LYON / WILBERT YOUNG
 RE: CLASSIFIED PERSONNEL – MERIT

ACTION/CONSENT
 02/21/13

RECOMMENDATION NO. A.21

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>NEW HIRES</u>		<u>EFFECTIVE DATE</u>
Brown, Steve Transportation	Bus Driver 7 Hrs/10 Mo /Range:28 Step: A	2/4/13
Guthrie, Stephanie Cabrillo ES	Inst Asst – Classroom 3.9 Hrs/SY /Range:18 Step: A	1/22/13
Lopez, Sandy Grant ES	Senior Office Specialist 4 Hrs/10 Mo /Range: 25 Step: A	1/22/13
Spitzer, Sarah Special Education-Grant ES	Inst Asst - Specialized 6 Hrs/SY /Range: 26 Step: F	1/29/13
Williams, Jason Special Education-Franklin ES	Inst Asst - Specialized 6 Hrs/SY /Range: 26 Step: F	1/29/13
Zaitoon, Raed Special Education-Cabrillo ES	Inst Asst - Specialized 6 Hrs/SY /Range: 26 Step: C	1/29/13
<u>TEMP/ADDITIONAL ASSIGNMENTS</u>		<u>EFFECTIVE DATE</u>
Aldana, Monica Health Services	Health Office Specialist [additional hours, special health procedures]	12/1/12-6/11/13
Calderon, Bianca Facility Permits	Swim Instructor/Lifeguard [additional hours; school events]	12/20/12-6/30/13
Herrada, Joe Lincoln MS	Senior Office Specialist [overtime, ASB events]	1/8/13-6/1/13
Leavitt, Lynn Lincoln MS	Library Assistant I [additional hours; ASB events]	1/11/13-6/1/13
McGee, Leslee Santa Monica HS	Administrative Assistant [overtime, basketball games ticket sales]	1/2/13-6/30/13
Perez, Salomon Special Ed-Santa Monica HS	Inst Asst – Specialized [additional hours, bus ride supervision]	12/3/12-6/11/13
Rodriguez, Sarah Rogers ES	Inst Asst – Special Ed [additional hours, school events]	1/14/13-3/11/13
Ruddy, Colleen Lincoln MS	Inst Asst – Music [additional hours; orchestra assistance]	1/8/13-6/11/13
Saavedra, Astrid Child Develop Svcs	Bilingual Community Liaison [additional hours, school projects]	1/22/13-2/19/13

Savage, Stephanie Santa Monica HS	Senior Office Specialist [overtime, basketball games ticket sales]	1/15/13-6/30/13
Sea, Shannon Rogers ES	Inst Asst – Classroom [additional hours, school events]	1/14/13-3/11/13
Thomas, William Malibu HS	Inst Asst – Special Ed [additional hours, Math Intervention Program]	1/7/13-6/30/13
Tirado, Leticia Edison ES	Cafeteria Worker II [additional hours, school staff meeting]	12/19/12

SUBSTITUTES

		<u>EFFECTIVE DATE</u>
Ansite, Shawn Food and Nutrition Svcs	Cafeteria Worker I	1/7/13-6/30/13
Boradeh, Fattaneh Special Education	Inst Asst – Special Ed	1/31/13-6/30/13
Burkett, Deena District	Office Specialist	1/23/13-6/30/13
Burleigh, David Facility Permits	Campus Security Officer	1/10/13-6/30/13
Day, Germyna Pt. Dume ES	Inst Asst – Classroom	1/8/13-4/22/13
Dudley, David Food and Nutrition Svcs	Cafeteria Worker I	1/7/13-6/30/13
Fuller, Herbert District	Inst Asst – Physical Ed	1/7/13-6/30/13
Garduno, Alejandro Operations	Custodian	1/21/13-6/30/13
Osaki, Brenda District	Office Specialist	1/14/13-6/30/13

LEAVE OF ABSENCE (PAID)

		<u>EFFECTIVE DATE</u>
Badlissi, Mary Santa Monica HS	Inst Asst – Special Ed Medical	1/8/13-3/1/13
De La Rosa Isaac, Johanna Child Develop Svcs	Bilingual Community Liaison Medical	12/13/12-2/11/13
Franks, Shanelle McKinley ES	Inst Asst – Developmental Health Medical	11/16/12-12/22/12 1/7/13-3/3/13
Lopez, Victoria Santa Monica HS	Campus Security Officer Medical	2/2/13-3/24/13
Narain, Chandra Educational Svcs	Administrative Assistant Catastrophic	2/5/13-5/5/13
Perez, Maria Olympic HS	Custodian Medical	12/29/12-2/13/13

Tate, Alia
Webster ES
Inst Asst – Classroom
Maternity
3/4/13-4/15/13

LEAVE OF ABSENCE (UNPAID)

Kahle, Peter
Franklin ES
Physical Activities Specialist
CFRA
EFFECTIVE DATE
2/4/13-2/25/13

PROFESSIONAL GROWTH

Santiago, Guillermo
Roosevelt ES
Inst Asst – Special Ed
EFFECTIVE DATE
2/1/13

LAYOFF

Fiscal Program Supervisor
8 Hrs/12 Mo; Child Develop Svcs
EFFECTIVE DATE
4/22/13

ESTABLISHMENT OF POSITION

Inst Asst- Special Ed
6 Hrs/SY; Special Education
EFFECTIVE DATE
1/23/13

Inst Asst – Specialized
6 Hrs/SY; Special Education
1/8/13

Inst Asst – Specialized
6 Hrs/SY; Special Education
1/8/13

Inst Asst – Specialized
6 Hrs/SY; Special Education
1/8/13

Accountant
8 Hrs/12 Mo; Child Develop Svcs
3/1/13

ABOLISHMENT OF POSITION

Senior Office Specialist
1 Hr/SY; Cabrillo ES
EFFECTIVE DATE
12/19/12

TERMINATION DUE TO EXHAUSTION OF ALL PAID LEAVES

(39-MONTH MEDICAL REEMPLOYMENT LIST)
FF1196940
Special Education
Inst Asst – Developmental Health
EFFECTIVE DATE
3/4/13

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

TO: BOARD OF EDUCATION ACTION/CONSENT
02/21/13
 FROM: SANDRA LYON / DEBRA MOORE WASHINGTON / WILBERT YOUNG
 RE: CLASSIFIED PERSONNEL – NON-MERIT

RECOMMENDATION NO. A.22

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

VASQUEZ, ANGEL	SANTA MONICA HS	9/4/12-6/30/13
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NOON SUPERVISION AIDE

HINKLE, ERIN	CABRILLO ELEMENTARY	1/15/13-6/11/13
KELLY, PATRICIA	ROOSEVELT ELEMENTARY	1/7/13-6/11/13
LEFEBVRE, MAGGIE	ROOSEVELT ELEMENTARY	1/9/13-6/11/13
PEREZ, SHARON	GRANT ELEMENTARY	1/11/13-6/11/13
RODRIGUEZ, OFELIA	EDISON ELEMENTARY	12/20/12-6/11/13
RODRIGUEZ, SERGIO	EDISON ELEMENTARY	12/20/12-6/11/13

TECHNICAL SPECIALIST – LEVEL II

LA TUCHIE, NORMA	EDUCATIONAL SERVICES [Voice Coach] - Funding: Gifts	12/10/12-6/30/13
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WEAVER, KELLY	LINCOLN MS [Band Coach] - Funding: Gifts	1/8/13-6/11/13
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EDUCATIONAL SPECIALIST – LEVEL II

BAKER NEWELL, ELIZABETH	GRANT ELEMENTARY [Music Instructor] - Funding: Reimbursement by PTA	12/3/12-6/11/13
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STUDENT WORKER – WORKABILITY

PILAVJIAN, HRAAGH	SPECIAL EDUCATION	1/16/13-6/30/13
SALAMANCA, KIMBERLY	SPECIAL EDUCATION	1/16/13-6/30/13

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/21/13

FROM: SANDRA LYON

RE: ADOPT CHANGES TO BOARD OF EDUCATION MEETING STRUCTURE

RECOMMENDATION NO. A.23

It is recommended that the Board of Education adopt the below changes to its regular meeting structure.

COMMENTS: At the June 27, 2012, board meeting, the board revised its regular meeting structure to improve upon discussion/presentation timing. Since those changes were adopted, the superintendent and board have been assessing the effects on the timing of presentations and reports. The following changes are now being suggested as further improvements to the timing and flow of board meetings. This was discussed at the February 7, 2013, meeting.

Current Structure	Proposed Structure
<u>4:30-5:30pm</u> Closed Session	<u>4:30-5:30pm</u> Closed Session
<u>5:30pm</u> Open Session Roll Call Pledge of Allegiance Approve Agenda Approve Minutes Study Session Commendations Consent Items Public Comments Communications Superintendent's Report Discussion Items Major Items Information Items Adjournment	<u>5:30pm</u> Open Session Roll Call Pledge of Allegiance Approve Agenda Approve Minutes Commendations Study Session Communications Senior Staff Reports Consent Items Public Comments Discussion Items Major Items Information Items Adjournment

Commendations/Recognitions has been moved to before the Study Session to allow guests being honored to receive their commendations and then leave the meeting, if they so desire.

Communications (during which student board members, union leadership, and PTA leadership give their reports) has been moved to before Consent Items to allow student board members the opportunity to deliver their reports at an earlier hour and return to their school work.

The Superintendent's Report has been moved to before Consent and will be called **Senior Staff Reports** to allow the board to hear updates from the superintendent and assistant superintendents.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

DISCUSSION ITEMS

TO: BOARD OF EDUCATION

DISCUSSION

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / SARA WOLVERTON

RE: EDUCATIONALLY REQUIRED MENTAL HEALTH SERVICES (ERMHS)

DISCUSSION ITEM NO. D.01

In 1984, Assembly Bill 3632 statutorily required a partnership between school districts and county mental health agencies to deliver mental health services to students with individualized education programs (IEPs). In 2011, the California Legislature passed Assembly Bill 114, which repealed the state mandate on special education and county mental health agencies and eliminated related references to mental health services in California statute. As a result of this new legislation, school districts are solely responsible for ensuring that students with disabilities receive special education and related services to meet their needs according to the Individuals with Disabilities Education Act (IDEA) of 2004.

Dr. Sara Wolverton, Director of Special Education, will share how the District is providing educationally-required mental health services to students with IEPs.

TO: BOARD OF EDUCATION

DISCUSSION

02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ

RE: SOUTHERN CALIFORNIA EDISON REQUEST FOR EASEMENT AT 9TH
STREET AND COLORADO BLVD.

DISCUSSION ITEM NO. D.02

The Board will receive information and provide staff direction regarding a proposed easement on property owned by the District at 902 Colorado Blvd.

On October 31, 2012, District staff began meeting with representatives from Exposition Metro Line Construction Authority (Expo) on behalf of Southern California Edison (SCE) regarding a request to secure from the District a utility easement on the District's property at 902 Colorado Blvd. The easement requested would run the full length along the front property width and reduce the usable property by 3 – 5 feet.

The proposed easement is being requested by SCE as a result of the Expo Light Rail work. The Light Rail is disrupting the current utilities located in the middle of the street, forcing the infrastructure to be relocated to the perimeter. This displacement is causing SCE to relocate their underground distribution lines and underground vaults. The proposed SCE improvements will be installed in the public street/sidewalk however access and servicing of those improvements requires the 3 ft. wide unrestricted SCE access to maintain the distribution lines and 5 ft. wide access for the underground vaults.

District staff and Expo third party coordinators have been in communication throughout November, December and January asking and receiving answers to specific questions regarding the description of the work, proposed alternatives, the impact of the easement and determination of the value associated to the easement.

This item is being presented to provide representatives from Expo the opportunity to address the Board and provide information regarding their request. Attached to this item as backup material is a briefing report prepared by Expo that will serve as an outline for their presentation. Staff expects they will have a PowerPoint presentation for the Board during the meeting and have asked them to provide the Board with a clear diagram of the property with the proposed easement and a complete explanation of the need for this action.

Granting an easement requires a two-step process at the Board level. Based on Board direction, Staff would return to the Board with a resolution of our intent to enter into the easement at the March 5, 2013 BOE meeting and again on March 21, 2013 when the Board would conduct a public hearing on the matter and adopt a final resolution granting the easement. Both District staff and the representatives from Expo are currently in the process of determining the fair market value of the property through separate appraisals and will negotiate the value of the easement before we ask the Board to adopt the first of the two resolutions.



Expo

**Exposition Metro Line
Construction Authority**

707 Wilshire Boulevard
34th Floor
Los Angeles, CA 90017

213.243.5500
BuildExpo.org

DATE: February 8, 2013

TO: Santa Monica-Malibu Unified School District (SM-MUSD)

FROM: Exposition Construction Authority

SUBJECT: EXPOSITION LRT PROJECT PHASE 2: Information for Proposed Southern California Edison (SCE) Easement

PROJECT OVERVIEW

The Expo Phase 2 Project was approved by the Exposition Construction Authority (Authority) Board of Directors on February 4, 2010, with certification of the Final Environmental Impact Report (FEIR). The Expo Phase 2 Project is approximately a 6.6-mile Light Rail Transit (LRT) extension of the Expo Phase 1 Project from Culver City to the terminus at 4th/Colorado in the City of Santa Monica. In certifying the FEIR, the Expo Board adopted LRT Alternative 2 (Expo Right-of-way -Colorado), which utilizes the existing Exposition ROW owned by the Los Angeles Metropolitan Transportation Authority (Metro) from the Expo Phase 1 terminus in Culver City through West Los Angeles until 17th Street in the City of Santa Monica (CSM). At that point, the Phase 2 alignment diverges from the Metro ROW to Colorado Avenue. The proposed LRT alignment runs in the center of Colorado Avenue to the CSM terminus station south of Colorado Avenue and in between 4th and 5th Streets.

PROJECT PURPOSE AND NEED

In the CSM, the Exposition LRT's double tracks, communication facilities and train control systems will be constructed in the middle of Colorado Avenue from 17th Street to 4th Street. As a result, the existing underground Southern California Edison (SCE) distribution facilities in center of Colorado Avenue must be relocated in order to provide the required space the LRT guideway. These underground SCE facilities generally consist of vaults, duct banks, power and communication lines, circuit breakers and transformers.

These SCE facilities will be relocated within the street along Colorado Avenue adjacent to a number of other underground utilities both existing and relocated (i.e. water, sanitary sewer, reclaimed water, telecommunications, gas, etc.). Due to underground space constraints, SCE facilities will be relocated to the south side of Colorado Avenue with the new SCE underground duct bank and vaults located under the south sidewalk of Colorado Ave. In the segment east of Lincoln Court to 10th Street, SCE facilities consisting of one duct bank and one vault will be built adjacent to the SM-MUSD owned property at 902 Colorado Avenue.

SCE standards require their underground facilities have access for future maintenance and emergency repair work. For the proposed duct bank, SCE requires a minimum of three feet of continuous clear access on both sides of the duct bank. To accommodate these SCE standards, SCE requires a three feet wide easement into the SM-MUSD property from behind the sidewalk along the entire property length



Expo

**Exposition Metro Line
Construction Authority**

707 Wilshire Boulevard
34th Floor
Los Angeles, CA 90017

213.243.5500
BuildExpo.org

from the western property line to north of 9th Court for maintenance and access purposes. Additionally, for the proposed SCE vault which will be located on the south side of Colorado, north of 9th Court, SCE requires a minimum of five feet of continuous clear access on all four sides of the underground structure. At this location, the proposed vault's south wall will be located at the private property line, and SCE standards require a five foot wide feet easement into the SM-MUSD property for a length of 26 feet.

The easement for the SCE duct bank will be approximately 893 square feet (see Exhibit A). The easement around the proposed SCE vault will be approximately 130 square feet (see Exhibit A).

Per the final relocation plans, no SCE facilities are proposed on private property and no changes to existing landscaping, frontage or existing property use will be required once the proposed SCE facilities are installed. The required easement from SM-MUSD provides a work area where SCE maintenance forces may temporarily need to excavate and shore in order to access their facilities under the sidewalk.

During construction there will be minor impacts to the property. These temporary impacts include: safety fencing around the work being performed in the sidewalk area adjacent to the property, steel plates over the trench at the west driveway entrance, excavation into the landscaped area around the vault within the future five feet easement, and shoring equipment within the future three and five feet easement. The existing landscaping, berm, irrigation, sidewalk and general frontage area will be restored to their original condition.

The contractor will maintain driveway and property access during construction by plating over their trench. The construction of the proposed underground SCE facilities will result in brief and minor interruptions to SM-MUSD's tenant.

Permanent impacts are only related to the restrictions outlined in the SCE easement agreement for use of the easement area. The restrictions do not allow any buildings, planter boxes, earth fill or other structures on the easement area except for walls and fences.

APPRAISAL

Expo retained Overland Pacific & Cutler Inc. (OPC) to provide real estate assistance with affected property owners for SCE easements. OPC's initial Broker Opinion of Value and Just Compensation for the easement is \$44,756. Expo has ordered a formal appraisal which should be completed in February. Once a formal appraisal has been received, the Authority will review it and tender a formal offer to the District.

TO: BOARD OF EDUCATION
FROM: SANDRA LYON / TERRY DELORIA
RE: COLLEGE READINESS

DISCUSSION
02/21/13

DISCUSSION ITEM NO. D.03

According to economists, policymakers and educational leaders, occupations requiring post-secondary education are expected to grow at significantly higher rates while the number of jobs requiring little or no training continue to dwindle. Economic competitiveness and social equity have driven the American education system to focus on college and career readiness for all students.

Dr. Terry Deloria and Dr. Louise Jaffe (Board Member, Santa Monica College) will present data on the degree to which SMMUSD students are ready for postsecondary education.

TO: BOARD OF EDUCATION

DISCUSSION

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / MARK KELLY

RE: REVIEW BP AND AR 5117 – INTERDISTRICT ATTENDANCE

DISCUSSION ITEM NO. D.04

As part of an annual report and process, it is recommended that the Board of Education review BP 5117 – Interdistrict Attendance. AR 5117 is also attached for reference.

COMMENTS:

For the 2012-2013 school year, Student Services received 334 interdistrict permit applications, 264 of which were approved and 70 were denied. The number of approved interdistrict permits is an increase of 114 permits over the number approved for the 2011-2012 school year. The addition of the two priority groups did not impact the number of applications; Student Services received no applications for international high schools or for grandchildren of individuals living with the boundaries of SMMUSD for a minimum of five years.

The following changes to BP and AR 5117 are recommended for the 2013-2014 school year:

Policy:

- Section A – Clarify that students granted an interdistrict permit for involuntary loss of housing do not need to reapply each year, but do need to submit a verification of continuing enrollment.
- Section A – Clarify that students “in good standing” who have been attending school(s) within SMMUSD as a resident of the district for a minimum of three complete school years, and subsequently relocate outside the boundaries of SMMUSD, are subject to the priority order in which permits are granted, as detailed in Section F.
- Section D – Add language to the criteria for final approval to reflect that applicants demonstrate they meet standards for retaining a permit including standards of behavior, attendance, or academic effort.
- Section E – Reflect that the number of interdistrict permits to be accepted is for the 2013-2014 school year.

Regulation:

- General Guidelines 1e – Adds General Guideline 3c to right to rescind any prior approved interdistrict permit. This addition makes the language consistent with language reflected in the Conditions for Cancellation of Interdistrict Permits section.

(continued on next page)

Background:

Last year, the following changes were made to the BP and AR 5117 – Interdistrict Attendance:

Policy:

- Rescinded the moratorium on new interdistrict permits in grades K through 11 and accepted new interdistrict permits at all schools.
- Increased the capacity number of new interdistrict permits accepted and approved from 200 to 300 (Section E1) with the following considerations:
- Clarified that students currently on an interdistrict permit do not have to annually renew an interdistrict permit. Continuing students annually submit a verification of continuing enrollment.
- Added priority groups:
 - International High School students on a case-by-case basis
 - Grandchildren of individuals who have been living within the boundaries of SMMUSD for a minimum of five years

Regulation:

- Clarified that students currently on an interdistrict permit do not have to annually renew an interdistrict permit. Continuing students annually submit a verification of continuing enrollment.

Interdistrict Attendance

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

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

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

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

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

- E. The district will accept applications for interdistrict permits in grades K through 11. Permits will be granted per the language of section D. above.
1. The total number of all new interdistrict permits that will be accepted and approved for the ~~2012-2013~~ 2013-1014 school year will not exceed 300.
 - a. The total number of new permits accepted and approved for kindergarten will not exceed 50.
 - b. The total number of new permits accepted and approved for grades 1 through 5 will be issued on a space available basis.
 - c. The total number of new permits accepted and approved for John Adams Middle School and Lincoln Middle School for grade 6 will not exceed 10.
 - d. The total number of new permits accepted and approved for grades 7 and 8 at John Adams Middle School and Lincoln Middle School will not exceed 10 per grade level.
 - e. The total number of permits accepted and approved for grades 9 through 11 at Santa Monica High School will not exceed 20 per grade level.
 - f. Permits will be accepted to Olympic High School on a case by case basis for students currently enrolled in SMMUSD.
 - g. The district will continue to accept all permit applications to Malibu schools.
 - h. International High School students will be accepted and approved on a case-by-case basis.
 2. All students currently attending on an interdistrict permit will be allowed to remain in the district until they leave or graduate, assuming that they submit a verification of continuing enrollment annually and uphold appropriate standards of behavior, attendance, and academic effort. Interdistrict attendance permits for 11th and 12th graders may not be rescinded.
 3. Guidelines previously applied to SMASH, Edison, including the immersion program through Grade 8, and our preschools will remain in effect.
- F. Requests for new permits will be received (granted) in the following order (Based on the timelines identified in Administrative Regulations 5117):
1. Intradistrict permits allowing children who are residents of the cities of Santa Monica and/or Malibu to attend a school other than their neighborhood school;

It is the intention of the district to provide same-school placement for all siblings in a family once an intradistrict permit has been granted, except in cases where students need a specialized program which is only available on another campus.
 2. If a district school receiving Title I funds is identified for program improvement, corrective action, or restructuring, all students enrolled in that school shall be provided an option to transfer to another district school or charter school. (20 USC [6316](#))

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

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

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

Legal Reference:

EDUCATION CODE

[41020](#) Annual district audits

[46600-46611](#) Interdistrict attendance agreements

[48204](#) Residency requirements for school attendance

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

[48350-48361](#) Open Enrollment Act

[48915](#) Expulsion; particular circumstances

[48915.1](#) Expelled individuals: enrollment in another district

[48918](#) Rules governing expulsion procedures

[48980](#) Notice at beginning of term

[52317](#) Regional Occupational Center/Program, enrollment of students, interdistrict attendance

ATTORNEY GENERAL OPINIONS

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

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

COURT DECISIONS

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

Management Resources:

WEB SITES

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

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

Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT

adopted: January 27, 1994 Santa Monica, California

revised: February 17, 2005; February 20, 2003; March 3, 2011; March 15, 2012

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, and c above ~~3.a & b above~~.
4. It is the responsibility of each school to ensure that nonresident students accepted and registered without a valid permit be returned to the school of residence.

Conditions for Accepting Interdistrict Attendance Permits

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

1. The student seeking an initial interdistrict permit in the district must submit an SMMUSD permit application and present a permit authorizing his/her release from the school district of residence.
2. A release from the school district of residence is required for the initial permit application only and not required for permit renewal.
3. The student must be eligible to attend elementary school, middle school, or senior high school classes maintained by the Santa Monica-Malibu Unified School District and there must be an existing opening in the class, grade level, 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: annually submit a verification of continuing enrollment to SMMUSD and comply with all the SMMUSD application requirements; uphold appropriate standards of behavior, attendance, and academic effort.

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

Conditions for Cancellation of Interdistrict Permits

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

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

Appeal Procedures

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

Annual Report

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

Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
adopted: August 19, 2009 Santa Monica, California
revised: February 17, 2011; February 2, 2012

TO: BOARD OF EDUCATION

DISCUSSION

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / MARK KELLY

RE: REVIEW BP AND AR 5116.1 – INTRADISTRICT OPEN ENROLLMENT

DISCUSSION ITEM NO. D.05

As part of an annual report and process, it is recommended that the Board of Education review BP 5116.1 – Intradistrict Open Enrollment. AR 5116.1 is also attached for reference.

Staff is not making any recommendations for changes at this time.

INTRADISTRICT OPEN ENROLLMENT

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

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

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

Enrollment Priorities

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

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

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

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

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

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

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

Transportation

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

INTRADISICT OPEN ENROLLMENT**Transfers for Victims of a Violent Criminal Offense**

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

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

Transfers from a "Persistently Dangerous" School

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

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

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

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

Other Intradistrict Open Enrollment

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

1. The Superintendent or designee shall identify those schools which may have space available for additional students. A list of these schools and open enrollment applications shall be available at all school offices.
2. Students of parents/guardians who submit applications to the district by May 31 shall be eligible for consideration for admission to their school of choice the following school year under the district's open enrollment policy.
3. Enrollment in a school of choice shall be determined by lot from the eligible applicant pool, and a waiting list shall be established to indicate the order in which applicants may be accepted if openings occur during the year. Late applicants shall not be added to the waiting list for the current year.
4. The Superintendent or designee shall provide written notification to applicants as to whether their applications have been approved, denied, or placed on a waiting list. If the application is denied, the reasons for denial shall be stated.
5. Approved applicants must confirm their enrollment within 10 school days.

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

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

Notifications

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

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

Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT

approved: August 19, 2009

revised: September 22, 2011

INTRADISICT OPEN ENROLLMENT

**PARENTAL NOTIFICATION:
OPTION TO TRANSFER FROM A PERSISTENTLY DANGEROUS SCHOOL**

Dear Parents/Guardians:

The California Department of Education has designated the _____ School as a "persistently dangerous" school based on state criteria which include expulsion rates for certain types of offenses, gun-free schools violations and violent criminal offenses committed on school property.

Federal law requires that all parents/guardians of students in this school be offered an opportunity to transfer their children to another eligible district school or charter school which has not been so designated. Such transfers would take effect on [date].

The following schools are available to accept transfers:

Other district schools may not appear on this list because either (1) they also have been identified as "persistently dangerous," or (2) the Superintendent has determined that all transfer requests can be accomplished among the above schools.

Information about each available school is enclosed, including information on academic achievement.

If you decide you want to transfer your child, please submit your top [number] choices of schools on the enclosed form by [date] to the [district office or the principal at your child's school]. It cannot be guaranteed that your first choice will be available, but your preferences will be considered.

If you choose to transfer your child, you will be expected to provide or arrange for transportation to and from the child's school. As funds and space permit, transportation may be provided upon request, with priority given to students with the greatest financial need.

**Exhibit SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
version: August 19, 2009**

**INTRADISTRICT OPEN ENROLLMENT
PARENT/GUARDIAN TRANSFER REQUEST
FROM A "PERSISTENTLY DANGEROUS" SCHOOL**

Instructions: To request a transfer for your child out of a school that has been designated as "persistently dangerous," please complete the following form and return it by [return date] to the [district office or to your child's school]. You will be notified by [date] regarding your child's school assignment for the next school year and your options if you decide to decline the school assignment at that time.

Child's Name: _____

Parent/Guardian's Name: _____ Signature: _____

School Child Currently Attends: _____

Please write numbers in the boxes below to rank your top [number] choices of available schools:

? _____ [school name] _____
? _____ [school name] _____
? _____ [school name] _____

If you have any questions, please contact [name] at [phone number].

**Exhibit SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
version: August 19, 2009 Santa Monica, California**

MAJOR ITEMS

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/07/13

FROM: SANDRA LYON

Postponed
from 02/07/13

RE: ADOPT MASTER AGREEMENT BETWEEN THE SANTA MONICA-MALIBU EDUCATION FOUNDATION (SMMEF) AND THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT (SMMUSD)

RECOMMENDATION NO. A.24

It is recommended that the Board of Education adopt the Master Agreement between the Santa Monica-Malibu Education Foundation (SMMEF) and the Santa Monica-Malibu Unified School District (SMMUSD).

COMMENTS: This agreement was developed by examining the master agreements used by education foundations and school districts throughout the state of California. It was revised to meet the needs of SMMEF and SMMUSD in establishing the newly defined relationship as part of the Board of Education's adoption of the revised BP 3290 Acceptance of Gifts and to meet the purpose and timeline for the newly established policy.

The Board of Education provided input on November 15, 2012, and the superintendent received subsequent input from legal counsel, a board subcommittee, and the Superintendent's Advisory Committee.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**MASTER AGREEMENT BETWEEN
THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT AND
SANTA MONICA-MALIBU EDUCATION FOUNDATION**

This Master Agreement is entered into as of the 21st day of February, 2013, by and between the SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT, a California unified school district (the "District"), and the SANTA MONICA-MALIBU EDUCATION FOUNDATION, a California non-profit mutual benefit corporation (the "Foundation"), with reference to the following facts:

A. The District operates a public education system in the cities of Santa Monica and Malibu.

B. The Foundation was established in 1982 with a mission to raise funds to enhance equity and access to a vibrant educational experience for all students in the District and, in particular, to support programs in the arts, academics and athletics through permanent endowment funds, special events and fundraising campaigns.

C. Alongside the fundraising activities of the Foundation, PTA and other booster groups for individual schools have historically raised funds to supplement District resources for the benefit of students in those schools. Recognizing the facts that there are differences among various communities in their ability to contribute these additional funds for local schools and that these differences perpetuate inequalities in educational opportunities among individual schools and their students, in November, 2011, the Santa Monica-Malibu Unified School District Board of Education (the "BOE") adopted revised Board Policy 3290, Acceptance of Gifts, to establish a centralized and collaborative fundraising system to enable the District to provide equity in programs and personnel in all District schools while preserving flexibility at each school.

D. Among other things, Board Policy 3290 (1) significantly modified and expanded the role of the Foundation by designating it as the only fundraising entity for the District to use to pay for personnel and professional development, and (2) requires formalization of the relationship between the District and the Foundation to specify the roles and obligations of both entities in connection with this new centralized fundraising policy.

NOW, THEREFORE, in order to formalize the relationship between the District and the Foundation regarding centralized fundraising contemplated in Board Policy 3290, the District and the Foundation agree as follows:

1. Annual Funding.

a. Not later than April 15 of each year, commencing April 15, 2014, the District's Superintendent of Schools (the "Superintendent") shall, in consultation with the Superintendent's Advisory Committee and/or such other individuals and organizations as the Superintendent may deem appropriate, develop a list of potential programs appropriate for funding by the Foundation for the fiscal year beginning July 1 of the following fiscal year, commencing July 1, 2014, including an estimate of the cost of each such program (the "Proposed Annual Program Plan"), and provide a copy thereof to the Foundation's Executive Director (the "Executive Director"). In developing the Proposed Annual Program Plan, the Superintendent shall prioritize programs that can be sustained over a multi-year period and focus on student-based needs across the District.

b. Not later than May 31 of each year, commencing May 31, 2014, the Executive Director shall convene a meeting of the Board of Directors of the Foundation (the "Foundation Board") to discuss the Proposed Annual Program Plan for the purpose of determining the Foundation's capacity to raise funds to support those programs. Following such meeting, the Executive Director shall report the results of the Foundation Board discussion to the Superintendent.

c. Not later than June 30 of each year, commencing June 30, 2014, the Superintendent shall report to the BOE at a public meeting regarding the Proposed Annual Program Plan and the response from the Foundation Board and the BOE shall designate those programs which it determines should be funded by the Foundation in light of information received from the Foundation Board.

d. Not later than January 31 of the following fiscal year, the Superintendent and the Executive Director shall enter into a separate agreement which sets forth the programs to be funded by the Foundation and the amounts to be funded for those programs (the "Annual Program Plan Agreement") beginning July 1. Nothing in this Agreement shall (1) require that the Foundation fund an amount greater than the amount actually raised during the preceding calendar year, excluding amounts placed in endowment accounts, less operating expenses consistent with the applicable budget referred to in Section 6a below, or (2) preclude the District from using other funds in conjunction with those to be provided by the Foundation to pay for the programs identified in the applicable annual agreement.

e. Not later than August 31 of each year, commencing August 31, 2014, the Foundation shall deliver a check payable to the District in the full amount to be funded by the Foundation as set forth in the applicable Annual Program Plan Agreement.

f. The Foundation shall not provide funding for programs or activities other than those designated in an Annual Program Plan Agreement, except to the extent mutually agreed upon and approved in writing by the Superintendent and the Executive Director, or to any person, entity or organization other than the District.

g. Nothing in this Agreement shall preclude the Foundation from making a separate funding allocation to the District for a purpose other than the programs included in the applicable Annual Program Plan Agreement, so long as the purpose for, and the amount of, such funding has been previously approved by the Foundation Board and subsequently by the BOE at a public meeting.

2. Fundraising Plan.

a. By November 30 of each year following the BOE's determination under Section 1c above, commencing November 1, 2013, the Foundation shall present to the Superintendent for review a proposed Fundraising Plan setting forth specific fundraising goals for the fiscal year beginning the following July 1 and specific activities designed to achieve those goals. After consultation with the Foundation, the Superintendent shall present the draft plan to the BOE for comment at a regular public meeting by no later than February 1 of the following year.

b. Following comments on the draft plan by the BOE, the Foundation Board shall adopt the final Fundraising Plan incorporating any changes recommended by the BOE which the Foundation Board deems to be appropriate and provide a copy thereof to the Superintendent.

c. Subsequent fundraising plans may modify goals and activities for specific years from those contained in previous adopted fundraising plans as the Foundation Board may deem appropriate but no substantive changes shall be made in current fundraising plans that have been reviewed by the BOE without prior written notice to the Superintendent and, if the Superintendent deems it appropriate, without review by the BOE.

d. Each fundraising plan shall reflect any general conditions and limitations applicable to gifts made directly to the District or the Foundation as the BOE may adopt from time to time.

e. The BOE has reviewed a fundraising plan covering fiscal years 2012-2013, 2013-2014 and 2014-2015 and provided comments thereon.

3. Evaluation of Funded Programs.

a. Each annual agreement between the District and the Foundation contemplated under Section 1d above, shall, to the extent feasible, include metrics by which the degree of success of each program can be evaluated following the applicable fiscal year.

b. Not later than September 30 of each year, except to the extent previously agreed upon in writing by the Superintendent and the Executive Director, the Superintendent shall provide a report to the Executive Director and subsequently to the Foundation Board regarding the programs funded by the Foundation during the immediately preceding fiscal year. Such report shall evaluate the success of each program through use of any agreed-upon metrics and other criteria determined by the Superintendent to be relevant and shall include a narrative discussion thereof from the Superintendent.

c. The foregoing report shall be made available by the Executive Director, posted on the websites of the District and the Foundation and may be made available by the Foundation to donors and potential donors.

4. Donor Relations.

a. As soon as reasonably practicable following the commencement of each school year, the District shall provide the Foundation with its master parent and alumni databases for use by the Foundation solely in connection with its fundraising activities. The Foundation shall not (1) use any of the information from these databases for any other purpose, (2) sell or otherwise make available to any person, entity or organization the databases or any of the information contained therein, or (3) use any of the information contained therein in a manner which, in any way, would violate any applicable law, ordinance or regulation or any privacy policy adopted by the District.

b. The Foundation shall assume primary management responsibility for contact with donors and potential donors for the purpose of fundraising but nothing in this Agreement shall preclude or limit the District's right to contact any of such donors or potential donors for any other purpose or to meet with any of them relating to fundraising with the consent of the Executive Director.

c. The District shall make members of the BOE, the Superintendent and other senior District staff members reasonably available to meet with donors or potential donors to assist in fundraising activities.

5. Governance.

a. The Foundation represents and warrants to the District that it is a non-profit mutual benefit corporation duly organized and validly existing in good standing in the State of California and is an organization exempt from taxation under Section 501(c)(3) of the Internal Revenue Code. The Foundation agrees to maintain its corporate, good standing and tax-exempt status at all times.

b. The Foundation has delivered to the District true and correct copies of its Articles of Incorporation, Bylaws, list of all members of the Foundation Board and a list of all employees as in effect on the date hereof. The Foundation agrees to advise the Superintendent of any changes to its Articles of Incorporation or Bylaws within thirty (30) days after such changes are made and that it shall provide to the District, not later than September 30 of each year, updated lists of all members of the Foundation Board and employees.

c. PTA-Ed Foundation Liaisons (the "Liaisons") consisting of the president of the PTA, or a designated representative, from each District school, and the Executive Director, or his or her designated representative, shall meet monthly, at a minimum, to discuss funding and program needs of the individual schools and other relevant topics. The Liaisons shall serve as a conduit and link between the PTAs and the Foundation. The Foundation shall work collaboratively with the Liaisons to share information, and to develop and coordinate centralized fundraising efforts at individual schools and district-wide.

d. The Executive Director, or his or her designated representative, shall meet with PTA-Ed Foundation Liaisons (the "Liaisons") consisting of the president of the PTA, or a designated representative, from each District school, on a monthly basis, at a minimum, to discuss fundraising at the individual schools and other relevant topics. The Liaisons shall serve as a conduit and link between the PTAs and the Foundation. The Foundation shall work collaboratively with the Liaisons to share information, and to develop and coordinate centralized fundraising efforts at individual schools and district-wide.

e. Each year, the BOE shall appoint two of its members to act as liaisons to the Foundation Board. The Foundation shall include the Superintendent, or his or her designated representative, and the BOE's liaison members as liaisons to all Foundation strategic planning committees and the District shall include the Executive Director, or his or her designated representative, as a liaison to all District strategic planning committees.

6. Foundation Reporting.

a. The Foundation has provided to the District a true and correct copy of its Annual Foundation Budget for the fiscal year ending June 30, 2013. Not later than May 31 prior to the beginning of each subsequent fiscal year, the Foundation shall provide to the Superintendent a Proposed Annual Foundation Budget for such fiscal year for review and comment by the BOE. No Annual Foundation Budget shall be effective for the Foundation unless and until it has been reviewed by the BOE at a public meeting. The Foundation Board shall consider, in its reasonable discretion, any comments made by the BOE prior to adopting the applicable budget and, following adoption, such budget shall be posted on the Foundation's website. In the event there are substantive changes to the Annual Foundation Budget during any fiscal year, the Executive Director shall provide a copy of the Revised Annual Foundation Budget to the Superintendent for review and comment and, if the Superintendent elects, the Superintendent will forward such copy to the BOE for its review and comment.

b. Within thirty (30) days following the end of each quarter, the Executive Director shall provide to the Superintendent a Quarterly Foundation Status Report setting forth the cash flow of the Foundation reflecting contributions and other income and operating expenses, itemized in reasonable detail.

c. Not later than ninety (90) days following the end of each fiscal year, the Executive Director shall provide to the Superintendent Unaudited Financial Statements of the Foundation for the preceding fiscal year in such detail as the Superintendent may reasonably request. Such Unaudited Financial Statements shall be accompanied by an explanation by the Executive Director of the extent to which the Foundation has met the goals set forth in the applicable fundraising plan reviewed by the BOE under Section 2a above.

d. Not later than thirty (30) days following receipt of the Annual Audit of the Foundation's financial statements for any fiscal year, the Executive Director shall provide to the Superintendent a copy of such Annual Audit, including any comments by the auditor regarding the reporting and internal control policies of the Foundation. The Foundation's audited financial statements and comments shall be posted on the Foundation's website.

e. The Executive Director, or his or her designee, shall provide an update of the Foundation's activities, including a report regarding the goals set forth in the applicable Fundraising Plan, to the BOE at a public meeting on a quarterly basis.

7. Annual Review of this Agreement.

a. As soon as practicable following receipt each year of the audited financial statements of the Foundation and the Executive Director's report referred to in Section 6 above, the Superintendent shall meet with the Executive Director to discuss the Foundation's activities, the actions of the Foundation Board, including the programs determined by the Foundation Board and the BOE to be funded during the previous fiscal year, and the terms of this Agreement.

b. Following such meeting, the Superintendent shall report to the BOE with respect to the Superintendent's findings, including any changes the Superintendent may deem advisable to this Agreement. The BOE shall consider such recommendations in a public meeting and shall determine what, if any, changes should be made to this Agreement for the following year and whether any other actions should be taken by the District.

c. If the BOE determines that amendments should be made to this Agreement, the Superintendent shall provide the Executive Director with a list of those amendments for review and comment by the Foundation Board at its next meeting. Following such meeting of the Foundation Board, the Executive Director shall report to the Superintendent whether the Foundation Board objected to any proposed amendments and, if so, the reason or reasons for such objections. If the Foundation Board did object to some or all of the proposed amendments, the Superintendent shall report those objections to the BOE. A subcommittee comprised of the Superintendent, the Executive Director, the BOE Liaisons and the Foundation Board shall convene to come to mutual agreement before the BOE approves the Annual Program Plan Agreement at its regularly scheduled Board meeting.

d. Following the foregoing determinations by the BOE and the Foundation Board, after following the process outlined in Section 7C above, any amendments to this Agreement shall be deemed effective only if such amendments are in writing and consented to by both the BOE and the Foundation, such consent to be evidenced by the signature of both parties.

8. Advocacy.

a. The Foundation shall not endorse or oppose any candidate for the BOE, the City Councils of the City of Malibu and the City of Santa Monica or the Santa Monica College Board of Trustees or support or oppose any recall campaign applicable to any member of any of such bodies.

b. The Foundation shall not oppose any ballot measure placed on any ballot with the approval of the BOE.

c. The Foundation shall comply with all legal restrictions applicable to non-profit corporations and 501(c)(3) entities regarding expenditures for political purposes.

9. Communications

a. All press releases, media inquiries and other communications with the press concerning any joint activities of the District and the Foundation shall be reviewed and approved prior to release by the Executive Director and the Superintendent or his or her designee. All such communications relating to programs conducted by the District and being funded by the Foundation rather than the fundraising activities of the Foundation shall be handled solely by the District in accordance with its customary policies.

b. No staff member of the Foundation or member of the Foundation Board, Advisory Board or committee shall, at any time, represent themselves to the press or any other person as speaking on behalf of the District unless specifically requested to do so by the Superintendent.

c. No staff member of the District or member of the BOE or any District committee shall, at any time, represent themselves to the press or any other person as speaking on behalf of the Foundation unless specifically requested to do so by the Executive Director.

d. The District shall not use the Foundation's logo for any purpose unless approved in writing by the Executive Director and the Foundation shall not use the District's logo for any purpose unless approved by the Superintendent.

e. Use by the Foundation of the District's district-wide voice messaging systems must be previously approved in writing by the Superintendent.

f. Each of the Foundation and the District shall provide a link on its website to the website of the other.

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intentionally left blank.]

IN WITNESS WHEREOF, this Master Agreement has been entered into as of the date first above written.

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT, a California unified school district

By: _____

Sandra Lyon
Superintendent

SANTA MONICA-MALIBU EDUCATION FOUNDATION, a California non-profit mutual benefit corporation

By: _____

Linda Greenberg Gross
Executive Director

TO: BOARD OF EDUCATION
FROM: SANDRA LYON
RE: REVISE BP 7310 – NAMING OF ~~FACILITY~~ FACILITIES AND PROGRAMS

ACTION/MAJOR
02/07/13
Postponed
from 02/07/13

RECOMMENDATION NO. A.25

It is recommended that the Board of Education revise BP 7310 – Naming of ~~Facility~~ Facilities and Programs.

COMMENTS: As a part of developing the Centralized Fundraising Implementation Plan last year, the Board created the Superintendent’s Advisory Group (SAG), which met to determine elements necessary to make the move to Centralized Fundraising successful. The group was divided into various task committees and each made recommendations to the Board, which were then enveloped into a recommendation by the Superintendent regarding next steps and the timeline for implementation.

The task committee for Business/Corporate Fundraising, as part of its recommendations, identified donor recognition as an important component. Their recommendation to the Board of Education stated, “In order to maximize large corporate and business donations, it is necessary to provide donors with a significant donor acknowledgement platform.” The task committee listed a naming policy as a part of that recognition platform.

The attached policy has been drafted in consultation with the SMMEF fundraising consultant, has been previewed and discussed by members of the Superintendent’s Advisory Committee (SAC), and has received input from the Board of Education during its November 15, 2012, meeting. As per advice from legal counsel, and as was explained on November 15, all of the relevant information is included in the policy without a regulation.

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

NAMING OF ~~FACILITY~~ FACILITIES AND PROGRAMSPurpose

The purpose of this policy is to provide criteria and a process for the naming of facilities, including buildings and structures, spaces (both interior and exterior), landscapes, roads, collections, and programs (hereinafter "facilities, et al."), in the District, including the various campuses of the District.

A. Criteria for Selection of Honorees

Naming a facility, space, endowment or program for an individual, organization or corporation is one of the highest honors that the District can bestow. This recognition is a lasting and powerful affirmation of the honoree's connection to the District's mission. As such, honorees shall have exemplary character, an unqualified reputation for honesty, personal integrity, and the highest standards of personal and professional ethics.

The Board of Education shall only name facilities, et al. in recognition of:

1. Honorees who have rendered extraordinary support or service as defined in this policy;
2. Individuals, living or deceased, who have made outstanding contributions to the county or community;
3. Individuals, living or deceased, who have made contributions of state, national, or worldwide significance;
4. The geographic area in which the school or building is located.

Recognition of Employees or Former Employees

Honorees who have been employed by the District shall have given extraordinary service to the institution in a teaching, service, or administrative field with such exceptional distinction that their contributions are widely recognized by their peers, both at the District and elsewhere. The recognition afforded the honoree may also include private financial contributions related to the naming opportunity. Except in special circumstances, honorees shall not be in active service at the District or hold elected office at the time of the naming.

Private Financial Support

Individuals, corporations and other organizations may be considered for naming recognition if they have made significant financial contributions to the District related to the naming opportunity. Decisions regarding such recognition are made on a case-by-case basis in accordance with the approval process contained in this policy and any other applicable District policies and shall also take into consideration the total cost of the project, the availability of other funds and the level of financial contribution. A bequest or legacy gift from a donor who is still alive will not normally be considered for a naming opportunity until such time as the gift is realized.

B. Approval Process

All naming requests shall be submitted to and reviewed by the Superintendent in accordance with the procedures adopted by the Board of Education.

Any plan for the naming of facilities, et al. that is based on levels of financial support must be submitted, in writing, to the Superintendent prior to submission of a request for approval of a specific name. The Superintendent shall appoint a Committee on Naming Facilities, Spaces, Endowments, and Programs to review naming plans and requests and to make recommendations for approval.

The naming of facilities and spaces that are part of the outside environment of the District (e.g., buildings, structures, fields, landscapes, etc.) shall be vetted by the Superintendent to determine if the criteria in this policy has been met, and submitted to the Board for adoption.

The naming of interior spaces, collections, tribute markers (including plaques, medallions, or other markers in association with features such as trees, benches, or small monuments) may be approved by the Superintendent. The Board hereby delegates to the Superintendent the authority to approve names as provided in this provision of the policy.

The naming of programmatic entities (such as departments, programs, and centers) and other things not specifically addressed in this policy must be approved and adopted by the Board.

C. Board/Superintendent Discretion

The meeting of the criteria provided in this policy established minimum qualifications for a naming opportunity. The Board (or the Superintendent, in conformity with this policy) retains the discretion to approve names at its sole discretion.

D. Duration of Name

Naming of facilities, spaces, endowments and programs in honor of individuals is generally expected to last the lifetime of the facility, space, endowment, or program. However, the Board recognizes that conditions may arise where the renaming of such buildings, sites, and/or facilities may be appropriate or necessary. The renaming of existing buildings, sites, and/or facilities shall occur only at the discretion of the Board. Naming of facilities, spaces, endowments and programs in honor of corporations or other organizations will have a set number of years attached to the naming, which will be determined on a case-by-case basis and listed in the signed gift agreement. Naming associated with a particular facility, space, endowment, or program will not preclude further naming within the facility, space, endowment or program.

E. Recording and Reporting

In conformity with existing laws, every effort will be made to maintain the confidentiality of potential honorees until final action is taken on the request.

~~While it is the intent of the Board that the names of district buildings, sites, and facilities should be permanent, the Board recognizes that conditions may arise where the renaming of such buildings, sites, and/or facilities may be appropriate or necessary. The renaming of existing buildings, sites, and/or facilities shall occur only at the discretion of the Board.~~

Memorials

~~Upon request, the Board shall consider naming buildings, parts of buildings or athletic fields in honor of the contributions of students, staff members and community members who have been deceased for at least one year.~~

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
adopted: June 25, 2009 Santa Monica, California
revised:**

TO: BOARD OF EDUCATION

ACTION/MAJOR
02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ

RE: ADOPT RESOLUTION NO. 12-14 - WATER QUALITY FUNDING INITIATIVE

RECOMMENDATION NO. A.26

It is recommended that the Board of Education adopt Resolution No. 12-14 - Water Quality Funding Initiative.

COMMENTS: The Los Angeles County Flood Control District is proposing to adopt a Clean Water, Clean Beaches Measure, which would establish an annual fee to pay for clean water programs. The proposed clean water fee would be imposed upon property owners within the Los Angeles County Flood Control District, which includes most of the Los Angeles County, for the purpose of improving water quality and reducing pollution from stormwater and urban runoff.

We completely understand and support the intent of the measure and the need to make sure our waters are safe; however, this measure puts an undue burden on public school districts that we cannot bear in these difficult fiscal times. We support efforts to keep pollution out of stormwater and runoff, clean up pollution that flows into our waterways, and use stormwater and runoff to recharge groundwater supplies. At this time, however, when school districts have suffered from lost revenues for the past five years, it is untenable to ask public school districts to take another hit to their already strapped budgets.

As a parcel owner, the Santa Monica-Malibu Unified School District would be charged in excess of \$180,000; districts throughout the county will be paying approximately \$14 million in fees. We, like many of our neighboring districts, are already deficit spending. If we are assessed this new county fee it will result in cuts to programs and staff.

On December 15, 2013, the Los Angeles County Board of Supervisors held a hearing to hear the protests of parcel owners. Over 200 members of the public spoke at the protest hearing, including representatives of public school districts. We delivered a letter of protest to the Board with our parcels listed. The Board of Supervisors decided to leave the protest period open for future hearings and to delay any decisions on the measure for 60 days. There will be a report required of the Department of Public Works that addresses the areas of discussion as listed by the Supervisors.

Efforts are being made to exempt public school districts from these fees through legislation. Our resolution will be included in those passed by other school Boards in Los Angeles County who want to make sure the Board of Supervisors and local legislators work toward a solution that exempts public school districts from this fee.

This item came forward for discussion at the February 7, 2013 board meeting.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

SANTA MONICA–MALIBU UNIFIED SCHOOL DISTRICT

BOARD OF EDUCATION

**RESOLUTION NUMBER 12-14
WATER QUALITY FUNDING INITIATIVE**

WHEREAS, the Santa Monica-Malibu Unified School District (SMMUSD) Board of Education is committed to helping provide a quality education to all students, preparing them for success in college and careers; and

WHEREAS, California ranks near the bottom or 47th nationally in its investment in education (per-pupil funding); and

WHEREAS, the Los Angeles County Clean Water Clean Beaches Measure would charge parcel holders approximately \$200 million to fund various waterway related projects; and

WHEREAS, school districts, including SMMUSD, as parcel owners, are not exempted from paying these fees, which will amount to approximately \$14 million charged to school districts county-wide and in excess of \$180,000 charged to SMMUSD; and

WHEREAS, these additional fees charged to school districts could result in the elimination of a significant number of teaching positions throughout Los Angeles County; and

WHEREAS, these fees associated with the proposed Measure are ongoing and will continue annually until terminated by the County Board of Supervisors; and

WHEREAS, although the proposed Measure is one way to address an important public policy matter, its importance must be balanced against further cuts to instructional and support services provided to public school students and their families; and

WHEREAS, with the voter approval of Proposition 30, California residents have indicated their strong support for the funding of public education and disapproval of further cuts to educational programs; and

WHEREAS, the SMMUSD Board of Education opposes any future similar measure unless it excludes public school parcels from fees or reverts public school parcel fees with no restriction on spending the reverted fees; and

WHEREAS, the SMMUSD Board of Education supports and will seek state legislation consistent with the principles in this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Santa Monica-Malibu Unified School District Board of Education opposes the Los Angeles County Clean Water Clean Beaches Measure and directs the Superintendent, or designee, to take all appropriate actions in opposition to the Measure;

AND, BE IT FURTHER RESOLVED that the Santa Monica-Malibu Unified School District Board of Education hereby encourages the voting public to know more about the negative fiscal impact of this Measure on schools.

PASSED AND ADOPTED by the Board of Education of the Santa Monica-Malibu Unified School District, Los Angeles County, State of California, this 21st day of February 2013.

AYES:

NOES:

ABSTAIN:

ABSENT:

SANDRA LYON
Date
Superintendent and Secretary
to the Board of Education

TO: BOARD OF EDUCATION
FROM: SANDRA LYON / JANECE L. MAEZ / PAT HO
RE: 2012-13 BUDGET REVISIONS

ACTION/MAJOR
02/21/13

RECOMMENDATION NO. A.27

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 2st 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 25 - Capital Facilities Fund
- Fund 40 - Special Reserve Fund for Capital Outlay Projects

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

Fund: 01 General Fund				
		1st Interim Budget	Revised Budget	
Object	Description	as of 10/31/12	as of 1/31/13	Changes
	Beginning Fund Balance	20,542,710	20,542,710	
8011-8099	Revenue Limit	59,103,517	59,094,854	(8,663)
8100-8299	Federal Revenue	4,761,204	4,815,596	54,392
8300-8590	State Revenue	10,098,050	10,191,497	93,447
8600-8799	Local Revenue	39,517,040	39,904,942	387,902
	Total Revenue	113,479,811	114,006,889	527,078
1000-1999	Certificated Salaries	54,105,268	54,092,554	(12,714)
2000-2999	Classified Salaries	22,540,264	22,756,207	215,943
3000-3999	Employee Benefits	25,986,558	25,833,651	(152,907)
4000-4999	Books and Supplies	3,641,501	3,785,202	143,701
5000-5999	Services and Other Operating Costs	13,828,964	14,437,710	608,746
6000-6999	Capital Outlay	228,150	250,941	22,791
7100-7299	Other Outgo	7,000	7,000	-
7300-7399	Indirect Costs	(591,127)	(470,280)	120,847
7400-7499	Debt Services		24,590	
	Total Expenditures	119,746,578	120,717,575	946,407
	Increase /(Decrease) Fund Balance	(6,266,767)	(6,710,686)	(443,919)
	Projected Fund Balance	14,275,943	13,832,024	

Major Changes

Revenues:

\$ (8,663)	REVENUE LIMIT	\$ 63,447	ECONOMIC IMPACT AID (EIA)
\$ 22,101	TITLE I	\$ 110,773	PTA & SHARK FUND CONTRIBUTIONS
\$ 8,322	TITLE II	\$ (111,120)	SPECIAL ED /SELPA ALLOCATION
\$ 22,206	SP ED. IDEA PROGRAMS	\$ 388,249	OTHER LOCAL PROGRAMS

Expenditures:

\$ (12,714)	CERTIFICATED SALARIES		
\$ 215,943	CLASSIFIED SALARIES		
	3.5 FTES INSTRUCTIONAL AIDES FOR SPECIAL ED.		
	2.17 FTES VARIOUS CLASSIFIED POSITIONS FOR OTHER LOCAL PROGRAMS		
	2.03 FTES VARIOUS CLASSIFIED POSITIONS FOR UNRESTRICTED GENERAL FUND		
\$ (152,907)	DECREASE BENEFIT BUDGET		
\$ 143,701	INCREASE ON SUPPLIES REFLECT THE FUNDING INCREASE		
\$ 608,746	INCREASE OF SERVICES AND OTHER OPERATING COST		
	233,000 - LEGAL COST		
	25,000 - NEGOTIATIONS TRAINING		
	85,000 - SOLAR PROJECT		
	300,000 - SPECIAL ED - NPS & NPA		
\$ 22,791	EQUIPMENT / \$ 19,500 ELECTRONIC MARQUEE FOR WEBSTER / FUNDED BY PTA		
\$ 120,847	INDIRECT COSTS		
\$ 24,590	LEASE PAYMENT FOR TWO 16-PASSENGER BUSES FOR SPECIAL ED TRANSPORTATION		

Fund: 12 Child Development Fund				
		1st Interim Budget as of 10/31/12	Revised Budget as of 1/31/13	Changes
	Beginning Fund Balance	41,298	41,298	
8100-8299	Federal Revenue	2,267,220	2,267,220	-
8300-8590	State Revenue	2,595,313	2,595,313	-
8600-8799	Local Revenue	3,669,361	2,759,253	(910,108)
	Total Revenues	8,531,894	7,621,786	(910,108)
1000-1999	Certificated Salaries	2,493,170	2,256,876	(236,294)
2000-2999	Classified Salaries	2,534,851	2,177,863	(356,988)
3000-3999	Employee Benefits	2,024,477	1,848,558	(175,919)
4000-4999	Books and Supplies	239,422	188,863	(50,559)
5000-5999	Services and Other Operating Costs	780,504	811,266	30,762
6000-6999	Capital Outlay	3,736	3,736	-
7300-7399	Indirect Costs	455,734	334,894	(120,840)
	Total Expenditures	8,531,894	7,622,056	(909,838)
	Increase /(Decrease) Fund Balance	-	(270)	(270)
	Projected Fund Balance	41,298	41,028	

Major Changes:

Revenues:

\$(911,452) DECREASE IN CHILD CARE FEES AND OTHER LOCAL REVENUES / DUE TO THE LESS FEES STUDENTS ENROLLED TO THE PROGRAMS.

Expenditures:

\$(236,294) DECREASE IN CERTIFICATED SALARIES (4.71) FTES FOR TEACHING POSITIONS
\$(356,988) DECREASE IN CLASSIFIED SALARIES (7.61) FTES VARIOUS CLASSIFIED POSITIONS
\$(175,919) DECREASE IN BENEFITS
\$ (50,559) DECREASE IN SUPPLIES
\$ 30,762 INCREASE IN OTHER OPERATING COST
\$(120,840) DECREASE IN INDIRECT COSTS

Fund: 13 Cafeteria Fund				
		1st Interim Budget	Revised Budget	
Object	Description	as of 10/31/12	as of 1/31/13	Changes
	Beginning Fund Balance	296,317	296,317	
8100-8299	Federal Revenue	1,350,000	1,350,000	-
8300-8590	State Revenue	100,000	100,000	-
8600-8799	Local Revenue	1,693,850	1,693,850	-
	Total Revenues	3,143,850	3,143,850	-
2000-2999	Classified Salaries	1,397,102	1,399,179	2,077
3000-3999	Employee Benefits	533,675	529,437	(4,238)
4000-4999	Books and Supplies	1,539,900	1,539,900	-
5000-5999	Services and Other Operating Costs	(432,950)	(432,950)	-
6000-6999	Capital Outlay	15,980	15,980	-
7300-7399	Indirect Costs	135,393	135,386	(7)
	Total Expenditures	3,189,100	3,186,932	(2,168)
	Increase /(Decrease) Fund Balance	(45,250)	(43,082)	2,168
	Projected Fund Balance	251,067	253,235	

Fund: 21.0 Building Fund /Measure "BB" Series A				
		1st Interim Budget	Revised Budget	
Object	Description	as of 10/31/12	as of 1/31/13	Changes
	Beginning Fund Balance	11,665,331	11,665,331	
8600-8799	Local Revenue	100,000	100,000	-
	Total Revenues	100,000	100,000	-
2000-2999	Classified Salaries	377,074	377,074	-
3000-3999	Employee Benefits	170,492	170,492	-
4000-4999	Books and Supplies	20,450	22,350	1,900
5000-5999	Services and Other Operating Costs	3,088,500	2,938,720	(149,780)
6000-6999	Capital Outlay	1,850,620	3,153,520	1,302,900
	Total Expenditures	5,507,136	6,662,156	1,155,020
	Increase /(Decrease) Fund Balance	(5,407,136)	(6,562,156)	(1,155,020)
	Projected Fund Balance	6,258,195	5,103,175	

Fund: 21.1 Building Fund /Measure "BB" Series B				
		1st Interim	Revised	
		Budget	Budget	
Object	Description	as of 10/31/12	as of 1/31/13	Changes
	Beginning Fund Balance	40,545,702	40,545,702	
8600-8799	Local Revenue	500,000	250,000	(250,000)
	Total Revenues	500,000	250,000	(250,000)
4000-4999	Books and Supplies	22,500	22,500	-
5000-5999	Services and Other Operating Costs	6,410,860	6,410,860	-
6000-6999	Capital Outlay	16,075,100	21,375,100	5,300,000
	Total Expenditures	22,508,460	27,808,460	5,300,000
	Increase /(Decrease) Fund Balance	(22,008,460)	(27,558,460)	(5,550,000)
	Projected Fund Balance	18,537,242	12,987,242	

Fund: 21.2 Building Fund / Measure "BB" Series C				
		1st Interim	Revised	
		Budget	Budget	
Object	Description	as of 10/31/12	as of 1/31/13	Changes
	Beginning Fund Balance	36,793,306	36,793,306	
8600-8799	Local Revenue	500,000	250,000	(250,000)
8980-8999	Bond Proceeds	-	-	-
	Total Revenues	500,000	250,000	(250,000)
4000-4999	Books and Supplies	35,200	36,200	1,000
5000-5999	Services and Other Operating Costs	7,665,120	7,710,120	45,000
6000-6999	Capital Outlay	27,028,000	26,028,000	(1,000,000)
	Total Expenditure	34,728,320	33,774,320	(954,000)
	Increase /(Decrease) Fund Balance	(34,228,320)	(33,524,320)	704,000
	Balance			
	Projected Fund Balance	2,564,986	3,268,986	

Fund: 25 Capital Facilities Fund				
		1st Interim Budget as of 10/31/12	Revised Budget as of 1/31/13	Changes
	Beginning Fund Balance	9,529,531	9,529,531	
8600-8799	Local Revenue	830,000	1,173,695	343,695
	Total Revenues	830,000	1,173,695	343,695
4000-4999	Supplies	-	1,000	1,000
5000-5999	Services and Other Operating Costs	260,000	302,400	42,400
6000-6999	Capital Outlay	-	849,520	849,520
7400-7499	COPS Payments	-	-	-
7600-7699	Transfer to Fund 01	-	-	-
	Total Expenditures	260,000	1,152,920	892,920
	Increase /(Decrease) Fund Balance	570,000	20,775	(549,225)
	Projected Fund Balance	10,099,531	9,550,306	
Major Changes:				
Revenues:				
\$ 343,695	INCREASE FOR MALIBU LIGHTING PROJECT			
Expenses:				
\$(160,000)	DECREASE FOR OTHER OPERATING COSTS			
\$ 452,920	INCREASE FOR MALIBU LIGHTING PROJECT			
\$ 600,000	INCREASE FOR REPAIR OF WASHINGTON WEST FOR BB & CDS OFFICES			

Fund: 40 Special Reserve Fund for Capital Outlay Project				
		1st Interim Budget	Revised Budget	
Object	Description	as of 10/31/12	as of 1/31/13	Changes
	Beginning Fund Balance	6,462,841	6,462,841	
8600-8799	Local Revenue	6,141,605	2,076,605	(4,065,000)
	Total Revenues	6,141,605	2,076,605	(4,065,000)
2000-2999	Classified Salaries	-	-	-
3000-3999	Employee Benefits	-	-	-
4000-4999	Supplies	5,000	5,000	-
5000-5999	Services and Other Operating Costs	745,000	791,020	46,020
6000-6999	Capital Outlay	4,110,000	45,000	(4,065,000)
7400-7499	COPS Payments	1,451,749	1,451,749	-
7600-7699	Transfer to Fund 01	-	-	-
	Total Expenditures	6,311,749	2,292,769	(4,018,980)
	Increase /(Decrease) Fund Balance	(170,144)	(216,164)	(46,020)
	Projected Fund Balance	6,292,697	6,246,677	
Major Changes:				
Revenues & Expenses:				
\$(4,065,000) DECREASE THE CCJUP - RDA PROJECT WAS CANCELLED DUE TO THE				
DISSOLUTIONMENT OF REDEVELOPMENT AGENCY				

TO: BOARD OF EDUCATION

ACTION/MAJOR
02/21/13

FROM: SANDRA LYON / DEBRA MOORE WASHINGTON

RE: APPROVAL OF TENTATIVE AGREEMENT BETWEEN THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT (SMMUSD) AND THE SANTA MONICA-MALIBU CLASSROOM TEACHERS ASSOCIATION (SMMCTA)

RECOMMENDATION NO. A.28

It is recommended that the Board of Education approve the tentative agreement between the Santa Monica-Malibu Unified School District (SMMUSD) and the Santa Monica-Malibu Classroom Teachers Association (SMMCTA), for a term of July 1, 2011, to June 30, 2012.

COMMENT: The Educational Employment Relations Act (EERA) allows Collective Bargaining Agreements to be bargained for one year, two years, or a maximum of a three year period. The current agreement between SMMUSD and SMMCTA has an effective date of 2008 to 2011. The parties have agreed to extend the current contract one additional year, making it effective through June 30, 2012.

The parties will prioritize previously sunshined items and will continue negotiations for the 2012-13 through 2014-15 Agreement, with an anticipated conclusion to bargaining in June 2013.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**Tentative Agreement Between
Santa Monica-Malibu Unified School District and
Santa Monica-Malibu Classroom Teachers Association**

The parties agree to create a new collective agreement between the Santa Monica-Malibu Unified School District ("District") and the Santa Monica-Malibu Classroom Teachers Association ("Association") with a term of July 1, 2011, to June 30, 2012.

The above referenced collective agreement shall embody all the specific terms of the agreement that expired on June 30, 2011, with the exception of the duration clause as follows: the parties agree that Article XXXVI, "Term of Agreement" shall be modified to reflect the new term of July 1, 2011, through June 30, 2012.

Nothing in this agreement shall be construed as limiting any rights the parties otherwise retain under the provisions of the Educational Employment Relations Act.

Date: February ____, 2013

On Behalf of Association:

On Behalf of District:

Harry Keiley
President
SMMCTA

Debra Moore Washington
Assistant Superintendent,
Human Resources

TO: BOARD OF EDUCATION

ACTION/MAJOR
02/21/13

FROM: SANDRA LYON / JANECE L. MAEZ

RE: AMEND AND RESTATE BYLAWS, ETHICS POLICY, AND RESOLUTION BO. 12-15 - ESTABLISHING PROPOSITION 39 – CITIZENS' BOND OVERSIGHT COMMITTEE FOR MEASURE BB AND MEASURE ES

RECOMMENDATION NO. A.29

It is recommended that the Board consider and approve three (3) actions to amend and restate the Bylaws; to approve the Ethics Policy; and to approve the Resolution establishing the Citizens' Bond Oversight Committee. This committee will serve as the Proposition 39 committee, as required by law for both bond programs (Measure BB and Measure ES).

COMMENTS: The Prop 39 – Citizens' Bond Oversight Committee was established as required by law after the successful general obligation bond election known as Measure BB. This bond measure, approved by voters on November 7, 2006, authorized the District to issue up to \$268,000,000 of bonds in order to make facility improvement throughout the District. The election was conducted under Proposition 39 therefore obligating the District to establish the oversight committee. The Citizens' Bond Oversight Committee was appointed and the initial bylaws were adopted by the Board in early 2007 and amended on October 15, 2009.

Another successful general obligation bond election, known as Measure ES, was approved by the voters on November 5, 2012, authorizing the District to issue up to \$385,000,000 of bonds to complete future Facility Improvements Project. This election was also conducted under Proposition 39, therefore obligating the District to establish the oversight committee.

Upon approval of this Board Item, the independent Citizens' Bond Oversight Committee will have combined Measure BB and Measure ES oversight responsibilities.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

CITIZENS' BOND OVERSIGHT COMMITTEE BYLAWS AMENDED AND RESTATED BYLAWS

Section 1. Committee Established. The Santa Monica-Malibu Unified School District (the "District") was successful at an election conducted on November 7, 2006 (the "2006 Election"), in obtaining authorization from the District's voters to issue up to \$268,000,000 aggregate principal amount of the District's general obligation bonds ("Measure BB"). The Santa Monica-Malibu Unified School District (the "District") was successful at an election conducted on November 6, 2012 (the "2012 Election") and obtained authorization from the District's voters to issue up to \$385,000,000 aggregate principal amount of the District's general obligation bonds ("Measure ES"). The 2006 Election and the 2012 Election are hereinafter referred to as (the "Elections"). Measure BB and Measure ES are hereinafter referred to as the "Measures". The Elections were each conducted under Proposition 39, being chaptered as the Strict Accountability in Local School Construction Bonds Act of 2000, at Section 15264 et seq. of the Education Code of the State ("Prop 39"). Pursuant to Section 15278 of the Education Code, for the Elections the District is obligated to establish a Citizens' Bond Oversight Committee in order to satisfy the accountability requirements of Prop 39. The Board of Education of the Santa Monica-Malibu Unified School District (the "Board") hereby confirms that the Citizens' Bond Oversight Committee (the "Committee") initially established for Measure BB shall have the duties and rights set forth in these Bylaws with oversight responsibility over both Measure BB and Measure ES. The Committee does not have independent legal capacity from the District.

Section 2. Purposes. The purposes of the Committee are set forth in Prop 39, and these Bylaws are specifically made subject to the applicable provisions of Prop 39 as to the duties and rights of the Committee. The Committee shall be deemed to be subject to the Ralph M. Brown Public Meetings Act of the State of California and shall conduct its meetings in accordance with the provisions thereof. The District shall provide necessary administrative support to the Committee as shall be consistent with the Committee's purposes, as set forth in Prop 39.

The proceeds of general obligation bonds issued pursuant to the Elections are hereinafter referred to as "bond proceeds." The Committee shall confine itself specifically to bond proceeds generated under the Measures. Regular and scheduled maintenance projects and all monies generated under other sources shall fall outside the scope of the Committee's review.

Section 3. Duties. To carry out its stated purposes, the Committee shall perform the duties set forth in Section 3.1, 3.2 and 3.3 and shall refrain from those activities set forth in Sections 3.4 and 3.5:

3.1 **Inform the Public.** The Committee shall inform the public concerning the District's expenditure of bond proceeds. In fulfilling this duty, all official communications to either the Board or the public shall come from the Chair acting on behalf of the Committee. The Chair shall only release information that reflects the majority view of the Committee.

3.2 **Review Expenditures.** The Committee shall review expenditure reports produced by the District to ensure that (a) bond proceeds were expended only for the purposes set forth in Measures; and (b) no bond proceeds were used for any inappropriate teacher or administrative salaries or other operating expenses, in accordance with Attorney General Opinion 04-110, issued on November 9, 2004.

3.3 **Annual Report.** The Committee shall present to the Board, in public session, an annual written report which shall include the following:

(a) A statement indicating whether the District is in compliance with the requirements of Article XIII A, Section 1(b)(3) of the California Constitution; and

(b) A summary of the Committee's proceedings and activities for the preceding year.

3.4 Duties of the Board/Superintendent. Either the Board or the Superintendent, as the Board shall determine, shall have the following powers reserved to it, and the Committee shall have no jurisdiction over the following types of activities:

- (i) Approval of construction contracts;
- (ii) Approval of construction change orders;
- (iii) Appropriation of construction funds;
- (iv) Handling of all legal matters;
- (v) Approval of construction plans and schedules;
- (vi) Approval of deferred maintenance plans;
- (vii) Approval of the sale of bonds;
- (viii) The Board shall appoint Board liaisons to the Committee who shall report at each Committee meeting on any relevant issues being discussed by the Board of Education or the Measure BB Committee; and
- (ix) Provide all materials issued to or produced by the Measure BB Committee, including a scheduled of Measure BB Committee meetings.

3.5 Measures Projects Only. In recognition of the fact that the Committee is charged with overseeing the expenditure of bond proceeds, the Board has not charged the Committee with responsibility for:

(a) Projects financed through the State of California, developer fees, redevelopment tax increment, certificates of participation, lease/revenue bonds, the general fund or the sale of surplus property without bond proceeds shall be outside the authority of the Committee.

(b) The establishment of priorities and order of construction for the bond projects, shall be made by the Board in its sole discretion.

(c) The selection of architects, engineers, soils engineers, construction managers, project managers, CEQA consultants and such other professional service firms as are required to complete the project based on District criteria established by the Board in its sole discretion.

(d) The approval of the design for each project including exterior materials, paint color, interior finishes, site plan and construction methods (modular vs. permanent) by the Board in its sole discretion and shall report to the Committee on any cost saving techniques considered or adopted by the Board.

(e) The selection of independent audit firm(s), performance audit consultants and such other consultants as are necessary to support the activities of the Committee.

(f) The approval of an annual budget for the Committee that is sufficient to carry out the activities set forth in Prop 39 and included herein.

(g) The appointment or reappointment of qualified applicants to serve on the Committee.

Section 4. Authorized Activities.

4.1 In order to perform the duties set forth in Section 3.0, the Committee may engage in the following authorized activities:

(a) Receive and review copies of the District's annual independent performance audit and annual independent financial audit, required by Prop. 39 (Article XIII A of the California Constitution).

(b) Inspect school facilities and grounds for which bond proceeds have been or will be expended, in accordance with any access procedure established by the District's Superintendent.

(c) Review copies of scheduled maintenance proposal or plans developed by the District.

(d) Review efforts by the District to maximize bond proceeds by implementing various cost-saving measures.

Section 5. Membership.

5.1 Number.

The Committee shall consist of a minimum of seven (7) members appointed by the Board of Education from a list of candidates submitting written applications, and based on criteria established by Prop 39, to wit:

- One (1) member shall be the parent or guardian of a child enrolled in the District.
- One (1) member shall be both a parent or guardian of a child enrolled in the District and active in a parent-teacher organization, such as the P.T.A. or a school site council.
- One (1) member active in a business organization representing the business community located in the District.
- One (1) member active in a senior citizens' organization.
- One (1) member active in a bona-fide taxpayers association.
- Two (2) members of the community at-large.

5.2 Qualification Standards.

(a) To be a qualified person, he or she must be at least 18 years of age.

(b) The Committee may not include any employee, official of the District or any vendor, contractor or consultant of the District.

5.3 Ethics: Conflicts of Interest. Members of the Committee are not subject to Articles 4 (commencing with Section 1090) and 4.7 (commencing with Section 1125) of Division 4 of Title 1 of the Government Code and the Political Reform Act (Gov. Code §§ 81000 *et seq.*), and are not required to complete the Form 700. However, each member shall comply with the Committee Ethics Policy attached as "Attachment A" to these Amended and Restated Bylaws.

5.4 Term. Except as otherwise provided herein, each member shall serve a term of three (3) years, commencing as of the date of appointment by the Board. No member may serve more than two (2) consecutive terms. At the Committee's first meeting, members will draw lots to select a minimum of two members to serve for an initial two (2) year term and the remaining members for an initial three (3) year term. Members whose term has expired may continue to serve on the Committee until a successor has been appointed. Members serving on the original Measure BB Committee shall remain on the Committee and may serve for new terms as described herein.

5.5 Appointment. Members of the Committee shall be appointed by the Board through the following process: (a) the District shall advertise for members in accordance with its customary practices, including through local newspapers and the District website; (b) appropriate local groups will be solicited for applications; (c) the Superintendent will review the applications; and (d) the Superintendent will make recommendations to the Board.

5.6 Removal; Vacancy. The Board may remove any Committee member for failure to attend two consecutive Committee meetings without reasonable excuse or for failure to comply with the Committee Ethics Policy. Upon a member's removal, his or her seat shall be declared vacant. The Board, in accordance with the established appointment process shall fill any vacancies on the Committee. The District shall seek to fill vacancies within 90 days.

5.7 Compensation. The Committee members shall not be compensated for their services.

5.8 Authority of Members. (a) Committee members shall not have the authority to direct staff of the District; (b) Individual members of the Committee retain the right to address the Board, either on behalf of the Committee or as an individual; and (c) the Committee and its members shall have the right to request and receive only copies of reports and records relating to the Measures projects which have been prepared for the Board and which have become a public record.

Section 6. Meetings of the Committee.

6.1 Regular Meetings. The Committee shall meet at least once a year. The schedule of meetings shall be set by the Committee.

6.2 Location. All meetings shall be held within the jurisdiction of the Santa Monica-Malibu Unified School District.

6.3 Procedures. All meetings shall be open to the public in accordance with the *Ralph M. Brown Act*, Government Code Section 54950 *et seq.* Meetings shall be conducted according to such additional procedural rules as the Committee may adopt. A majority of the number of Committee members shall constitute a quorum for the transaction of any business.

Section 7. District Support.

7.1 The District shall provide to the Committee necessary technical and administrative assistance as follows:

- (a) preparation of and posting of public notices as required by the *Brown Act*, ensuring that all notices to the public are provided in the same manner as notices regarding meetings of the District Board;
- (b) provision of a meeting room, including any necessary audio/visual equipment;
- (c) preparation and copies of any documentary meeting materials, such as agendas and reports; and
- (d) retention of all Committee records, and providing public access to such records on an Internet website maintained by the District.

7.2 District staff and/or District consultants shall attend all Committee proceedings in order to report on the status of projects and the expenditures of bond proceeds.

7.3 No bond proceeds of the Measures may be made to provide District support of the Committee.

Section 8. Reports. In addition to the Annual Report required in Section 3.3, the Committee may report to the Board from time to time in order to advise the Board on the activities of the Committee. The Annual Report shall be in writing and shall summarize the proceedings and activities conducted by the Committee.

Section 9. Officers. The Board, upon the recommendation of the Superintendent shall appoint the initial Chair of the Committee to serve for one year as Chair. Thereafter, the Committee shall elect the Chair and a Vice-Chair who shall act as Chair only when the Chair is absent. No person shall serve as Chair for more than three consecutive years.

Section 10. Amendment of Bylaws. Any amendment to these Bylaws shall be approved by a majority vote of the Board of Education of the District.

Section 11. Termination. The Committee shall automatically terminate and disband concurrently with the Committee's submission of its final Annual Report which reflects the final accounting of the expenditure of all the proceeds of the Measures.

CITIZENS' BOND OVERSIGHT COMMITTEE ETHICS POLICY STATEMENT

This Ethics Policy Statement provides general guidelines for Committee members to follow in carrying out their roles. Not all ethical issues that Committee members face are covered in this Statement. However, this Statement captures some of the critical areas that help define ethical and professional conduct for Committee members. The provisions of this Statement were developed from existing laws, rules, policies and procedures as well as from concepts that define generally accepted good business practices. Committee members are expected to strictly adhere to the provisions of this Ethics Policy.

POLICY

- **CONFLICT OF INTEREST.** A Committee member shall not make or influence a District decision related to: (1) any contract funded by bond proceeds; or (2) any construction project which will benefit the Committee member's outside employment, business, or a personal finance or benefit an immediate family member, such as a spouse, child or parent.

- **OUTSIDE EMPLOYMENT.** A Committee member shall not use his or her authority over a particular matter to negotiate future employment with any person or organization that relates to: (1) any contract funded by bond proceeds, or (2) any construction project. A Committee member shall not influence a District decision related to any construction project involving the interest of a person with whom the member has an agreement concerning current or future employment, or remuneration of any kind. For a period of two (2) years after leaving the Committee, a former Committee member may not represent any person or organization for compensation in connection with any matter pending before the District that, as a Committee member, he or she participated in personally and substantially. Specifically, for a period of two (2) years after leaving the Committee, a former Committee member and the companies and businesses for which the member works shall be prohibited from contracting with the District with respect to: (1) bidding on projects funded by the bond proceeds; and (2) any construction project.

- **COMMITMENT TO UPHOLD LAW.** A Committee member shall uphold the federal and California Constitutions, the laws and regulations of the United States and the State of California (particularly the Education Code) and all other applicable government entities, and the policies, procedures, rules and regulations of the Santa Monica-Malibu Unified School District.

- **COMMITMENT TO DISTRICT.** A Committee member shall place the interests of the District above any personal or business interest of the member.

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 12-15

RESOLUTION OF THE BOARD OF EDUCATION OF THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT APPROVING AMENDED AND RESTATED BYLAWS FOR THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT CITIZENS' OVERSIGHT COMMITTEE

WHEREAS, the Board of Education of the Santa Monica-Malibu Unified School District (the "District") previously adopted a resolution requesting Solano County (the "County") to call an election for general obligation bonds (the "Bond Election") to be held on November 6, 2012; and

WHEREAS, notice of the Bond Election was duly given; and on November 6, 2012 the Bond Election was duly held and conducted for the purpose of voting a measure for the issuance of bonds of the District in the amount of \$385,000,000 ("Measure ES"); and

WHEREAS, based on the Canvass and Statement of Results for the County, more than fifty-five percent of the votes cast on the Measure ES were in favor of issuing the aforementioned bonds; and

WHEREAS, the Board of Education of the District previously has established independent citizens' bond oversight committee (the "Committee") in connection with issuance of bonds under its Measure BB approved by the voters on November 7, 2006 (the "Measure BB"); and

WHEREAS, the Board of Education has previously approved Bylaws governing such Committee for Measure BB and now desires to combine the Measure BB and the Measure ES oversight responsibilities into the existing Citizens' Oversight Committee by adopting Amended and Restated Bylaws which govern the activities of the Committee.

NOW, THEREFORE, THE BOARD OF EDUCATION OF THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT DOES HEREBY FIND, DETERMINE AND CERTIFY AS FOLLOWS:

Section 12. Authorization. Each of Measure BB and Measure ES were authorized pursuant to paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution and subdivision (b) of Section 18 of Article XVI of the California Constitution in accordance with the requirements of the Strict Accountability In Local School Construction Bonds Act of 2000 (the "Act").

Section 13. Bylaws. The Committee shall operate pursuant to the Board approved Amended and Restated Bylaws. The Committee shall have only those responsibilities granted to them in the Act, in the resolutions calling for the election for Measure BB, the Measure ES and in the Amended and Restated Bylaws. The Amended and Restated Bylaws, as submitted herewith and attached hereto, are hereby approved. The previous Bylaws related to the District's Measure BB are rescinded and no further force and effect.

ADOPTED, SIGNED AND APPROVED this 21st day of February, 2013.

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

Superintendent

ATTEST:

Secretary

STATE OF CALIFORNIA)
)ss
LOS ANGELES COUNTY)

I, Sandra Lyon, do hereby certify that the foregoing Resolution No. 12-15 was duly adopted by the Board of Education of the Santa Monica-Malibu Unified School District at a meeting thereof held on 21st day of February, 2013 and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By: _____
Secretary

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/21/13

FROM: SANDRA LYON

RE: 2013 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 15, 2013. Election results will be available no later than April 1, 2013. 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, 2013 – March 31, 2015. The next meeting of the delegate assembly is on Saturday, May 18 – Sunday, May 19 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 **FRIDAY, MARCH 15, 2013**. 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 2013 DELEGATE ASSEMBLY BALLOT
REGION 24
(Los Angeles County)

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

Delegates will serve two-year terms beginning April 1, 2013 – March 31, 2015

**denotes incumbent*

- Maynard Law (ABC USD)*
- Mark Morris (Downey USD)
- Joseph Rivera (El Rancho USD)*
- Sharon Stys (South Whittier ESD)
- Sophia Tse (ABC USD)*
- Ana Valencia (Norwalk-La Mirada USD)*

Provision for Write-in Candidate Name

School District

Provision for Write-in Candidate Name

School District

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.

Region 24 – Donald LaPlante, Director (Downey USD)
16 Delegates (14 elected/2 appointed)

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

Darryl R. Adams (Norwalk-La Mirada USD), term expires 2014
Leighton Anderson (Whittier Union HSD), term expires 2014
Jan Baird (South Whittier ESD), term expires 2013
Eugene Krank (Hawthorne SD), term expires 2014
Maynard G. Law (ABC USD), term expires 2013
Sylvia V. Macias (South Whittier SD), term expires 2014
John McGinnis (Long Beach USD), appointed term expires 2014
Ann Phillips (Lawndale ESD), term expires 2014
Carol Raines-Brown (Inglewood USD), term expires 2014
Joseph Rivera (El Rancho USD), term expires 2013
Emma Sharif (Compton USD), appointed term expires 2014
Patricia Siever (Culver City USD), term expires 2013
Sharon Stys (South Whittier ESD), term expires 2014
Sophia M. Tse (ABC USD), term expires 2013
Ana Valencia (Norwalk-La Mirada USD), term expires 2013
Felton Williams (Long Beach USD), appointed term expires 2013

Counties

Los Angeles

INFORMATION ITEMS

TO: BORAD OF EDUCATION

INFORMATION

02/21/13

FROM: SANDRA LYON / TERRY DELORIA / PEGGY HARRIS

RE: SUPPLEMENTAL TEXTBOOKS

INFORMATION ITEM NO. I.01

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

COMMENT: In accordance with the Board of Education policy, the books listed below will be on public display for the next two weeks in the Educational Services Department at 1638 17th Street, Santa Monica, CA 90404.

Inside Out and Back Again, by Thanhha Lai for Summer Reading List. Adoption requested by Kelly Urtz.

Almost Astronauts: 13 Women Who Dared to Dream, by Tanya Lee Stone and Margaret Weitekamp for Summer Reading List. Adoption requested by Kelly Urtz.

A Girl Named Faithful Plum, by Richard Bernstein for Summer Reading List. Adoption requested by Kelly Urtz.

Life as We Knew It, by Susan Beth Pfeffer for Summer Reading List. Adoption requested by Kelly Urtz.

The Running Dream, by Wendelin Van Draanen for Summer Reading List. Adoption requested by Kelly Urtz.

Princess Ben, by Catherine Gilbert Murdock for Summer Reading List. Adoption requested by Kelly Urtz.

TO: BOARD OF EDUCATION
FROM: SANDRA LYON
RE: DAC MID-YEAR WRITTEN REPORTS

INFORMATION
02/21/13

INFORMATION ITEM NO. I.02

Midyear reports were submitted by the Special Education DAC and Visual and Performing Arts DAC. The full text of each of these reports is attached. Health and Safety DAC and the Early Child Care DAC. The report from the Intercultural Equity and Excellence DAC, will be on a future agenda. The report from the Early Child Care DAC and Health and Safety DAC were on the February 7, 2013, agenda.

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 26, 2013, 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 in July or August 2013, the board will meet with each DAC to discuss goal-setting for 2013-14. 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 2013, as per AR 1220.

**District Advisory Committee
Board of Education Annual Mid-Year Written Report
2012-13**

SPECIAL EDUCATION DISTRICT ADVISORY COMMITTEE (SEDAC)

Chair: Debra Shepherd

Staff Liaison: Sara Woolverton

Board Liaisons: Ben Allen, Ralph Mechur, and Nimish Patel

The District Advisory Committee on Special Education (SEDAC) advises the Board of Education to help foster an understanding of how the district can best meet the needs of our diverse population of students. SEDAC, which is currently comprised of 11 members, meets monthly.

CHARGES:

- Advise the Board of Education about attitudes, opinions, and issues significant to the Special Education community.
- Advise the Board of Education of relevant and unrealized goals of The Working Group Report on Special Education (March 2009), An Independent Evaluation of Special Education Program by Lou Barber (March 2008), and Special Education Strategic Plan (June 2004).
- Produce revisions to the Special Education Parent Handbook (2009), including addition of a freestanding Transition Handbook, based on changes in relevant law, District updates and feedback from community members.
- Advise the Board of Education on the Special Education budget and collaborate with District's Chief Financial Officer (CFO), utilizing the newly created Special Education specific reporting format.
- Advise the Board of Education in the District's Special Education instructional technology needs, working in collaboration with the District, CFO, Director of Purchasing, Business and Fiscal Services, and Department of Special Education, including analysis of educational, financial and equity impact.
- Review, analyze, and report to Board of Education upon the needs of Special Education instructional programs in Reading and Mathematics, and analyze strategies appropriate to the effective education of students with autism.

PRESENTATIONS:

The following SMMUSD staff members presented SEDAC with information during the first half of this year, in order to further the knowledge base of the committee:

- Darci Keleher (Special Education Coordinator) discussed the new Post-Secondary Transition Program being implemented at SAMOHI, Malibu High School and Olympic High School.
- Miriam Brock (Assistive Technology Specialist) presented on the wide variety of technology solutions available to enable Special Education students to better access their educations.
- Assistant Superintendent of Educational Services, Terry Deloria, explained the implications for students with disabilities of the various types of State Testing.
- SEDAC Staff Liaison, Sara Woolverton, presented on the different types of Special Education classes offered by the District, as well as on teacher staffing by school and program. Ms. Woolverton also presented information regarding due process cases filed against the district in the 2011-2012 school year (see attached handout).

BUSINESS:

- Staff Liaison Sara Woolverton gave regular staff reports to the committee, updating the members on issues including the State-mandated District self-review process; discrepancies in State testing demographic numbers, and the resulting request by the state for further information, and upcoming presentations to the Board of Education by the Department of Special Education.
- Board Liaisons Ben Allen and Ralph Mechur gave regular reports to the committee, informing members of topics of interest slated for upcoming Board meetings, sharing information about November 2012 ballot measures pertaining to K-12 funding, and other issues of note.
- In October 2012, the Chair and other SEDAC members attended the Community Advisory Committee (CAC) meeting, held at the SMMUSD District Offices. The Chair reported back to the committee regarding the CAC in December.
- At the December 2012 meeting, SEDAC membership requested copies of the SMMUSD Special Education Procedural Manual for the use of its members. After advising the committee that the manual was not a policy manual set by the Board, but rather a procedural manual created by the Director of Special Education Services, and as such was a “living” document, District staff made the manual available to the SEDAC Chair in hard copy.
- Also in December, the SEDAC Chair and Vice-Chair met with District leadership, including Superintendent Sandra Lyon, Assistant Superintendent Terry Deloria, and Board members Ralph Mechur and Ben Allen to discuss the establishment of SEDAC meeting decorum standards.
- In January 2013, SEDAC membership voted to accept meeting decorum standards, as follows:

Decorum Standards for SEDAC Meetings

- Treat everyone courteously.
 - Listen to others respectfully.
 - Exercise self-control.
 - Give open-minded consideration to all viewpoints.
 - Focus on the issues and avoid personalizing debate. No name calling.
 - Embrace respectful disagreement and dissent as democratic rights, inherent components of an inclusive public process, and tools for forging sound decisions.
- Also in January, the Committee discussed topics for meetings that are required as a condition of the Joint Use Agreement between SMMUSD and the City of Santa Monica, and requested that Board and Staff Liaisons return to us with confirmed meeting dates and subjects. SEDAC also requested that the SEDAC Chair be given a time at one of the two meetings to give a brief presentation to the Board about SEDAC and its current charges.
 - In addition to their work within the Committee, SEDAC members actively attend the African American Student Staff Support Group, PTA Council; Intercultural, Excellence and Equity DAC, Community Advisory Committee, SELPA and Board of Education meetings. Some SEDAC members are also Parent Resource Network (PRN) representatives.

SUB-COMMITTEES:

- SEDAC currently has two active sub-committees:
- **Standing Financial Committee:** In January, SEDAC Standing Financial Committee members met with Chief Financial Officer Jan Maez to discuss the First Interim Budget Report regarding Special Education expenditures, revenue and legal costs. The committee plans to meet again with Ms. Maez in the coming months.
- As a result of SEDAC’s past work in conjunction with the District’s Financial Oversight

Committee, District staff generates a detailed set of reports utilizing the following parameters:

- Include Special Ed expenses and budgets only
 - Be organized by categories using existing Object Codes
 - Reflect historical data, comparing actual monies spent by category against original budget amounts
 - Compare historical data to current budget
 - Extract costs against funding streams
 - Determine which categories of expense need further analysis & allocation into sub-categories
- SEDAC Standing Financial Committee will continue to collaborate with senior administrative staff to develop recommendations to the Board of Education.
 - **Ad Hoc Committee on Transition Programs:** Born out of community questions and concerns regarding the services provided to special education students who are transitioning out of the District (ages 16-24), the Transition ad hoc Committee continues to work on the Tri-SELPA Transition Handbook for Students and Families, which is now in the editing stages.
 - The Transition Handbook has been compiled in collaboration with the Beverly Hills and Culver City School Districts, in order that all three districts that make up our local SELPA may benefit from the transition document.
 - In September 2012, after over a year of work, the Transition ad hoc Committee completed the first draft of the Transition Handbook, which was then given to a SEDAC member for editing.
 - The following month, the Transition ad hoc members reported that the handbook has been submitted to the SELPA Director and the Directors of Special Education Services for Culver City, Beverly Hills and Santa Monica-Malibu School Districts.
 - The Transition ad hoc Committee will make further edits to the document based on input from representatives from the three districts. The intention of the committee is to have the Transition Handbook made available to transitioning students and families in all three SELPA districts both electronically and in hard copy.

CONCLUSION:

Under the leadership of Chair Debra Shepherd and Vice-Chair Clara Sturak, SEDAC has made significant progress towards fulfilling the Board's charges to the Committee for 2012-2013. SEDAC will continue to focus on our charges through the school year, and will further strengthen our relationships with other district committees in order to best advise the Board of Education on issues regarding the education of Special Education students throughout SMMUSD. The members of SEDAC share the District's goal: to seek to provide excellent educational experiences for all children.

Due Process Case Summary 2011-2012
Santa Monica-Malibu USD

SMMUSD was involved in 16 cases filed with the Office of Administrative Hearings (OAH) in 2011-2012:

12 cases filed by 11 families <ul style="list-style-type: none">• 9 for reimbursement to parents• 9 for NPA services• 6 for NPS placement• 3 for retroactive reimbursement for unilateral private/NPS placement• 2 for other placement• 1 for residential treatment• 1 for eligibility• 10 families asked us to pay their attorney	4 cases filed by SMMUSD <ul style="list-style-type: none">• 2 for IEP/Placement• 1 to defend evaluation• 1 for right to assess
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The 16 cases were on behalf of 12 students:

- 1 preschool
- 6 elementary
- 5 high school (2 covering middle and high school services)
- 8 Lincoln pathway
- 3 John Adams pathway
- 1 Malibu pathway
- 3 repeat filers (had obtained settlements from SMMUSD in the past)
-

Disposition of the 2011-2012 cases:

- 4 settled in resolution
- 2 settled in mediation
- 2 settled at other times before hearing
- 2 withdrawn before hearing
- 4 cases heard by OAH (plus one additional case from 10-11 that was consolidated with one of the 11-12 cases). The district prevailed on all 5 cases that went to hearing
- 2 cases still in process

Value of services, reimbursement and fees requested by parents in excess of \$1,000,000

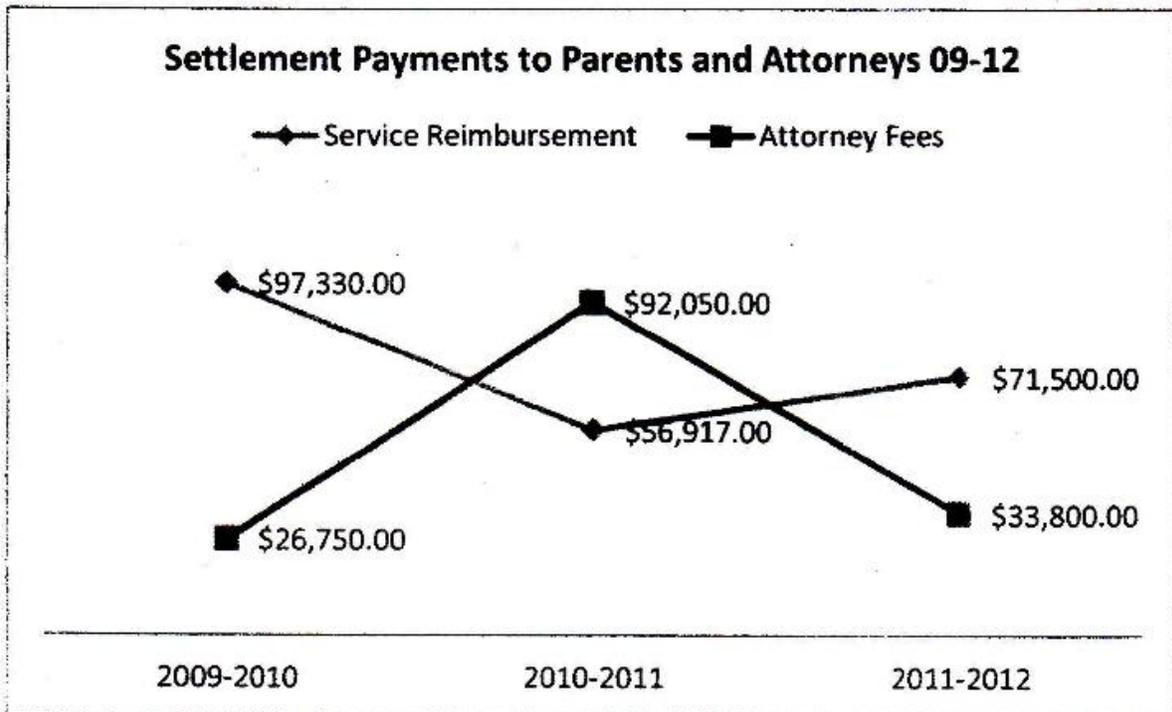
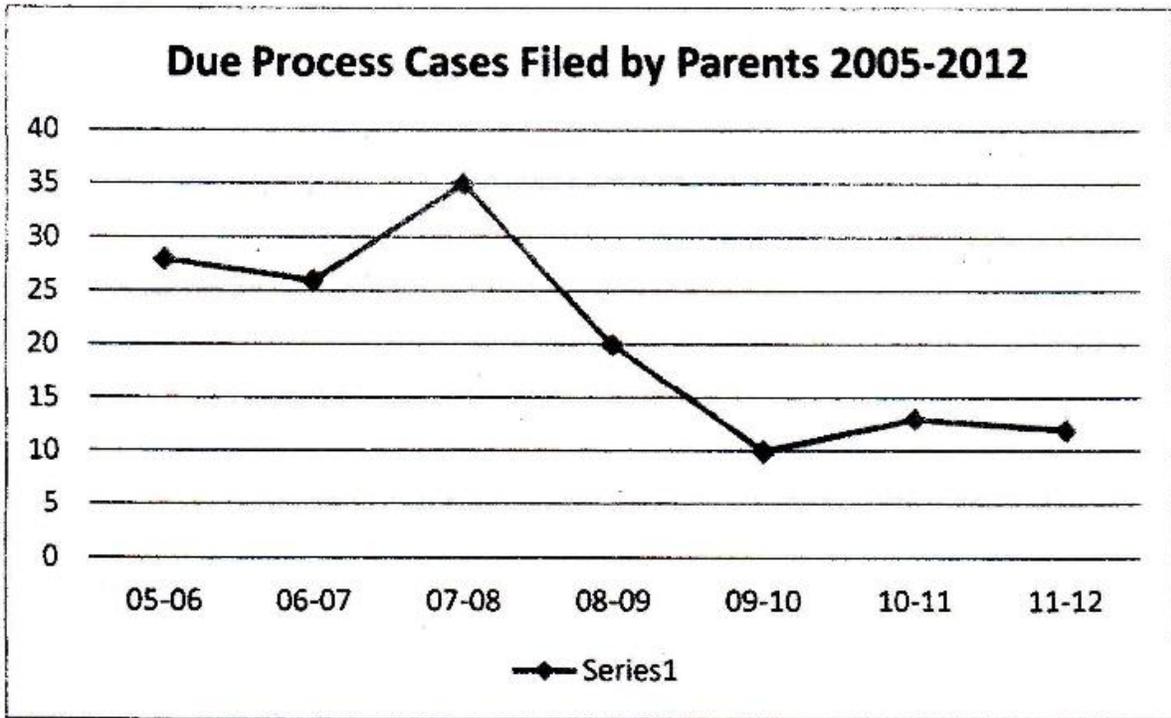
District reimbursements to parents for educational services: \$71,500

District payments to parent attorneys: \$33,800

No students were granted NPS or private school placement

3 students were given a finite amount of NPA services

Special Ed Due Process Trend Data



**District Advisory Committee
Board of Education Annual Mid-Year Written Report
2012-13**

VISUAL AND PERFORMING ARTS DISTRICT ADVISORY COMMITTEE

Chair: JANIS GABBERT

Staff Liaison: TOM WHALEY

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District Advisory Committee
Board of Education Annual Mid-Year Written Report
January 23, 2013

VISUAL AND PERFORMING ARTS DISTRICT ADVISORY COMMITTEE

Chair: JANIS GABBERT

Staff Liaison: TOM WHALEY

I. Charge:

The charge of the Visual and Performing Arts District Advisory Committee shall be:

- To ensure that a comprehensive arts education program, with the arts taught as discrete disciplines, remains an integral part of the core curriculum offered to all SMMUSD students at all grade levels.

Activities to meet this goal:

The Committee shall 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.

- To assess current SMMUSD Visual and Performing Arts programs (Dance, Music, Theatre, and Visual Arts).

Activities to meet this goal:

The Committee shall compare the District's curriculum, scheduling, staffing, instructional materials, equipment, and facilities with national and state standards.

- To assess progress in the District's implementation of the Board-adopted *Arts for All* 9-year strategic plan.

Activities to meet this goal:

The Committee shall review the strategic plan, in cooperation with the SMMUSD *Arts for All* committee.

- To improve communication with parents and the community regarding the district VAPA programs.

Activities to meet this goal:

The Committee will coordinate with school district producers of media resources.

II. Accomplishments to date in meeting the charges:

- The VAPA DAC has held back-to-back meetings in 2012-13 with the *Arts for All* Committee and has served as a vehicle for parents, teachers, students and community members to communicate with the Board of Education on matters related PreK-12 Arts Education.
- The VAPA DAC continues to monitor, in cooperation with the *Arts for All* Committee, district progress in implementing the SMMUSD Arts for All 9-year strategic plan to provide equitable access for all students at all grade levels to high quality instruction in dance, music, theatre, and visual arts.
- The VAPA DAC has reviewed the district’s **VAPA course offerings and enrollment for Fall 2012 to assess whether students have equitable access to comprehensive, sequential, standards-based K-12 Arts Education.**
- **VAPA DAC member D’Lynn Waldron continues to maintain a web site, which she designed in December 2011, to coordinate with district producers of media resources and improve communication with parents and the community regarding district VAPA events and accomplishments.** – <http://smmarts.info>

III. Highlight(s) to date of particular note:

A. Access to Arts Education – Fall 2012

Total SMMUSD enrollment for Fall 2011:	11,401 K-12 students
Total enrolled in “for credit” or district-funded VAPA classes:	6,921 students (61%)

Elementary Schools		
Total enrollment:		4,947 grade K-5 students
Total enrolled in district-funded VAPA classes:		2,461 students (50%)
Dance	3 rd grade dance (Music ‘n’ Motion)	834 students (17% of K-5 students)
Music	3rd, 4th, and 5th grade music	2,461 students (50% of K-5 students)

Middle Schools					
Total enrollment:				2,607 grade 6-8 students	
Total enrolled in district-funded “for credit” VAPA classes:				1,947 students (75%)	
	Dance	Music	Theatre	Visual Arts	
JAMS	22	538	0	108 year-long & 84 trimester	752 of 998 students (75%)
Lincoln MS	0	548	0	122 semester-long & 121 quarter	791 of 1,065 students (74%)
Malibu MS	0	137	33 semester-long	106 year-long & 67 semester	343 of 461 students (74%)
SMASH	0	61	0	0	61 of 83 students (73%)

High Schools					
Total Enrollment:				3,816 grade 9-12 Students	
Total enrolled in district-funded or “for credit” VAPA classes:				2,513 students (66%)	
	Dance	Music	Theatre	Visual Arts	
Malibu HS	0	118	156	244	518 of 683 students (76%)
Olympic HS	10	9	28	35	82 of 92 students (89%)
Samohi	156	864	99	794	1,913 of 3,041 students (63%)

(Some high school students take more than one arts class, so the actual number of students may be somewhat lower.)

1. Elementary Schools

There is no district-funded or district-wide K-2 or 4-5 **Dance** program.

There is no district-funded or district-wide K-2 **Music** program.

There is no district-funded or district-wide K-5 **Theatre** program.

There is no district-funded or district-wide K-5 **Visual Arts** program.

To fully implement the 9-year Arts for All plan, all K-5 students should have access to instruction during the school day by highly qualified teachers in all four arts disciplines: Dance, Music, Theatre, and Visual Arts.

2. Secondary Schools

There are no “for credit” **Dance** classes at Lincoln, Malibu, or SMASH.

There are no “for credit” **Theatre Arts** classes at JAMS, Lincoln or SMASH

To fully implement the 9-year *Arts for All* plan, all middle and high school students should have access to “for credit” instruction by highly qualified teachers in all four arts disciplines: Dance, Music, Theatre, and Visual Arts.

Middle school VAPA classes offered in **2012-13** include:

John Adams MS: Dance; Boys Chorus, Girls Chorus, Girls Chorus II, Honors Choir, Concert Choir, Music Conversion, Orchestra, Orchestra II, Orchestra III, Orchestra IV, Band, Band II, Concert Band, Wind Ensemble; Exploratory Art, Art Foundation, Art.

Lincoln MS: Boys Chorus, Girls Chorus, Girls Chorus II, Chorale II, Concert Choir, Band, Band II, Band III, Concert Band, Wind Ensemble, Intro to Strings, Orchestra, Orchestra II, Concert Orchestra, Symphony Orchestra; Exploratory Art, Art.

Malibu MS: Girls Chorus, Concert Choir, Intro to Strings, Orchestra, Symphony Orchestra, Wind Ensemble; Theater Arts; Art.

High School VAPA classes offered in **2012-13** include:

Malibu HS: High School Chorale, Chamber Singers; Symphony Orchestra, Band, Wind Ensemble, Music Theory, Piano; Professional Actor; Stage Craft Technology, Film Studies, Advanced Film Studies; Visual Arts, Ceramics/Sculpture, Ceramics 2, Drawing/Painting, Studio Art Drawing AP, Studio Art 2D AP, Studio Art 3D AP, Photo, Photo II.

Olympic HS: Art, Drama, and 20th Century History through Film (funded by the district); Dance, Guitar, and Drumming (funded by SMMEF); Imagination Workshop (UCLA); Teen Education in Liberal Arts (funded by OPCC); Digital Design (at Virginia Avenue Park).

Santa Monica HS: Dance, Dance II, Professional Dance; Mens Chorus, Womens Chorus, High School Chorale, Chamber Singers, Madrigals, String Orchestra, Concert Orchestra, Sinfonia Orchestra, Chamber Orchestra, Philharmonic Orchestra, Symphony Orchestra, Concert Winds, Concert Band, Symphonic Winds, Wind Ensemble, Jazz Band, Marching Band, Guitar I, Guitar II, Piano I, Piano II; Acting; Acting II, Technical Theater; Ceramics, Ceramics II, Drawing, Drawing II, Drawing III, Painting, Painting II, Studio Art 2D AP, Photo, Photo II, Film/Video Production I, Film/Video Production II, Digital Design, Digital Design II.

B. District funding for VAPA programs was maintained from 2011-12 through 2012-13

C. Non-District Funding at the High School Level:

The following “for credit” VAPA classes are funded by the Regional Occupational Program (ROP) and Santa Monica College:

1. 2012-2013 classes funded by ROP:

- Digital Design Level 1 (2 classes at Malibu High, 4 classes at Samohi),
- Digital Design Level 2-4 (1 class at Malibu High School, 1 class at Samohi),
- Film & Video Production (**2 classes at Malibu High**, 2 classes at Samohi),
- Photography Level 1 (**2 classes at Malibu High School**, 4 classes at Samohi),
- Photography Level 2-4 (**1 class at Malibu High School**, 1 class at Samohi),
- Professional Acting (1 class at Malibu High School)
- Professional Dance Level 1 (3 classes at Samohi),
- Professional Dance Level 2 (**2 classes at Samohi**),
- Stagecraft Technology (1 class at Malibu High School),
- Technical Theater (1 class at Samohi).

2. 2012-2013 dual enrollment classes funded by Santa Monica College

- Chamber Choir (Malibu High School)
- Guitar (Santa Monica High School)
- Jazz Band (Santa Monica High School)

D. Partnerships with Non-District Benefactors

- 1. P.S. ARTS is contributing \$220,000 to fund programs in the Title I elementary schools for 2012-13 (K-5 Theatre at Edison Language Academy and K-5 Visual Arts at McKinley, Muir, and Will Rogers).**
- 2. The Santa Monica Malibu Education Foundation “For The Arts” endowment fund is contributing \$125,400 in 2012-13 to support the Robert Gilliam dance classes at John Adams, Lincoln, Malibu, Olympic, and SMASH; recorders for all 3rd graders; Dream Strings; Dream Winds; World Music and Drumming classes at Olympic High; after-school Drama classes at John Adams and Lincoln Middle Schools; and “for credit” Theatre programs at Malibu High, and Olympic High, and Samohi.**
3. The following 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)
 - City of Santa Monica Cultural Affairs Division
 - Ella Fitzgerald Foundation

- Flourish Foundation
- Gail Dorin Music Foundation
- SONY Pictures Entertainment (Janice Pober, Senior Vice President Corporate Social Responsibility)
- 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
- New West Symphony
- **OPCC – Ocean Park Community Center**
- Santa Monica-Malibu PTAs
- Santa Monica Arts Parents Association
- Santa Monica Boys and Girls Club
- Santa Monica City Council
- Santa Monica College: The Broad Stage and the Dual Enrollment Program
- Santa Monica Kiwanis
- Santa Monica Museum of Art
- Santa Monica Playhouse

E. Arts for All

In **2012-13**, the Los Angeles County Arts Commission *Arts for All* program granted **\$13,000** to SMMUSD to help fund the **Ballroom Madness program for 5th grade**.

F. Current VAPA programs

1. Elementary Dance

- All 3rd graders are receiving district-funded dance instruction from Music ‘N Motion in **2012-13**.
- 5th graders **at Edison, Franklin, Grant, McKinley, Muir, Pt. Dume, Rogers, Roosevelt, SMASH, and Webster** are receiving dance instruction from Ballroom Madness in **2012-13** (an increase from only 3 schools in 2009-10), funded by grants and PTAs. At the culmination Team Match at Barnum Hall in **December 2012, the team from Edison Language Academy took first place**.

2. Secondary Dance

- John Adams Middle School continues to provide one district-funded “for credit” Dance class in **2012-13**.
- There are no “for credit” Dance classes at Lincoln Middle School, Malibu Middle School, or SMASH.
- The Santa Monica/Malibu Education Foundation continues to fund the Robert Gilliam dance program, which provides once-a-week instruction as part of the Physical Education program at John Adams and Lincoln Middle Schools, Malibu High School, Olympic High School, and SMASH.
- ROP is funding **five** “for credit” Dance classes at Santa Monica High School for **2012-13**. The **third** Samohi Winter Dance Showcase was presented in Barnum Hall. There were no “for credit” Dance classes at Malibu High School or Olympic High School.

3. Elementary Music

- All 3rd, 4th, and 5th graders continue to receive district-funded music instruction from credentialed music teachers. All district elementary schools scheduled music “informances” or concerts for parents in December, January, or February.
- The district-wide Honor Band, Choir, and Orchestra **will perform** in the Stairway of the Stars concerts **at Barnum Hall** in **March 2013**. **Of 264 students in the three ensembles, 100 will be from Title I schools: Edison – 45, Muir – 8, McKinley – 24, and Rogers – 23.**
- The Gail Dorin Music Foundation, the Ella Fitzgerald Foundation, and the Santa Monica/Malibu Education Foundation fund the Dream Strings, Dream Winds, and **Dream Voice** programs to provide coaches for music students at the Title I elementary schools and the middle schools.

4. Middle School Music

All middle schools presented high quality winter band, choir, and orchestra concerts in December **2012**.

Nationwide honors:

- | |
|--|
| <p>★ American Choral Directors Association (ACDA) 2013 National Honor Choirs -- 1 John Adams and 4 Lincoln Middle School students</p> |
|--|

Statewide honors:

- ★ California Band Directors Association (CBDA) **2013** All-State Junior High Concert and Symphonic Bands – **8** John Adams and **1** Lincoln Middle School students **out of 231 students in the ensembles.**
- ★ **California Orchestra Directors Association (CODA) 2013 All-State Junior High Orchestra – 1 John Adams and 6 Lincoln Middle School students, out of 54 students in the ensemble.**
- ★ **The Lincoln Middle School Wind Ensemble has been invited to perform at the California All-State Music Education Conference in Fresno in February 2013.**

Southern California honors:

- ★ Southern California Band and Orchestra Association (SCSBOA) **2013** All-Southern Junior High Honor Band, Orchestra, and String Orchestra – **1** John Adams and **4** Lincoln Middle School students were selected from 800+ students who auditioned.
- ★ Southern California Vocal Association (SCVA) Junior High Choirs **will be announced later in the spring.**

5. High School Music

- **In July 2012**, the Samohi Viking Marching Band participated in the city's Main Street 4th of July Parade. **In the fall, it participated in the SCSBOA Field Championships and, in January 2013, it marched in the Disneyland Main Street Parade.**
- **In October 2012**, student performances included the Malibu Choir Serenade, the Samohi Bands Fall Concert, the Samohi Choir Sweet Serenade, "The Beatles at Barnum," and the USAF Concert Band and Singing Sergeants.
- **In the fall semester**, **11** students at Olympic High studied guitar or world drumming **with Mark Harris of the band Venice (funded by SMMEF).**
- **In December and January**, Malibu High School and Santa Monica High School presented high quality winter band, choir, and orchestra concerts.
- **In January 2013**, Samohi Jazz Band I, Jazz Band 2, and the Jazz Combo presented a concert with guest artist **Bobby Shew.**

Nationwide honors:

- ★ **Inaugural National Youth Orchestra of the United States of America – 2 Santa Monica High School students have been selected for this 2-week residency in summer 2013, followed by a concert tour to Washington, DC, London, St. Petersburg, and Moscow. The NYO-USA is sponsored by Carnegie Hall’s Weill Music Institute.**

Statewide honors:

- ★ California ACDA **2013** All-State Honor Choirs – **2** Malibu High School students
- ★ California Association for Jazz (CAJ) **2013** All-State High School Honor Jazz Band – **2** Samohi students: **lead trumpet and lead trombone -- out of 17 students in the ensemble.**
- ★ California Band Directors Association (CBDA) **2013** All-State High School Wind Symphony, Concert Band, and Symphonic Band -- **7 Samohi students out of 313 students in the three ensembles.**
- ★ California Orchestra Directors Association (CODA) **2013** All-State High School Orchestra – **13** Samohi students out of **117 in the ensemble.**
- ★ CODA **2012** Honors String Orchestra – **18** Samohi students **performed at San Francisco State University in December 2012.**
- ★ CODA **2012** Honors Symphony Orchestra – **36** Samohi students **performed in December 2012.**

Southern California honors:

- ★ Southern California Band and Orchestra Association (SCSBOA) **2013** All-Southern High School **Honor Orchestra, Symphonic Band, and Wind Ensemble** – **9** Samohi students
- ★ **SCSBOA 2013 All-Southern Middle School Honor Band and Orchestra (gr. 6-9) – 2 Samohi students**
- ★ **Southern California Vocal Association (SCVA) 2013 High School Honor Choirs – 2 Malibu High students**
- ★ **A Malibu High student is one of 15 finalists in the classical voice division of the 2013 Music Center “Spotlight Awards” competition. A Samohi trumpet player is also participating in Spotlight, which is a nationally acclaimed scholarship and arts training program for Southern California high school students in the performing and visual arts.**

- Honors for district music teachers **and administrators** this year include John Adams Middle School teacher Angela Woo being elected to conduct the CBDA California All-State Junior High Honor Band in 2014, Jason Aiello serving as **Past President** of the California Orchestra Directors Association (CODA) for **2012-13**, and **Eva Mayoral, John Adams Middle School Principal, being selected as 2013 Outstanding Administrator of the Year by the California Association for Music Education.**

6. Elementary Theatre

- P.S. ARTS is providing K-5 theatre instruction at Edison for **2012-13.**
- The Morgan-Wixson Theatre Y.E.S. program for the elementary schools continues in **2012-13.**
- There is no district-funded or district-wide Theatre program at the elementary level.

7. Secondary Theatre

- The district-funded “for credit” drama programs at Malibu Middle School, Malibu High School and Samohi continue. **Malibu Middle School will present the musical *You’re a Good Man, Charlie Brown* in February 2013.**
- There are no district-funded “for credit” drama programs at John Adams Middle Schools or Lincoln Middle School.
- Since 2010-11, the Santa Monica/Malibu Education Foundation has been co-funding an after-school “non-credit” drama program for John Adams and Lincoln Middle Schools. **Both schools will present musicals in spring 2013.**
- Malibu High School presented *Xanadu, the Musical* and Samohi presented *Little Women* in fall 2012.
- At Olympic High School in **fall 2012, staff from the Writers Guild Foundation instructed students in writing a screenplay. Teen Education in Liberal Arts (TELA) taught “theater of the oppressed” techniques.**

8. Elementary and Secondary Visual Arts

- P.S. ARTS provided K-5 Visual Arts instruction at McKinley, John Muir, and Will Rogers for **2012-13.**
- Santa Monica Museum of Art’s **20th** “Wall Works” exhibit, which opened in October **2012**, includes student artwork from **SMMUSD schools.**
- Artwork by Malibu Middle School and High School students is posted at www.MalibuHigh.org/arts_gallery

- **21 of 23 Malibu High School art students who took the AP Studio 2D exam in spring 2012 passed. 19 of 25 Samohi students who took the AP Drawing or 2D Design exam in spring 2012 passed.**
- At Olympic High School, VeniceArts provides a digital photography class to supplement the district-funded art classes. **Students were transported to Virginia Avenue Park for Digital Arts classes in fall 2012.**
- Samohi student artwork is displayed at <http://www.samohi.smmusd.org/art/index.htm>
- Roberts Art Gallery exhibits at Samohi included *Day of the Dead – Día de los Muertos* in November **2012**, with student work from Samohi, John Adams MS, and Grant Elementary. The **3rd** Annual *Homegrown* Art Show & Sale was held in **January 2013**.
- Top tier art schools such as Rhode Island School of Design, the School of the Art Institute of Chicago, the School of Visual Arts (NY), Maine College of Art, and the Art Center are recruiting Samohi students through personal visits to classrooms. Several Samohi art students were accepted to the Ryman program for Summer 2012 – www.ryman.org

International Honors:

★ **Two Malibu High School students are finalists in the *Photographer's Forum* magazine 33rd Annual College & High School Photography Contest. Over 16,000 photographs were entered from around the world. As finalists, these students' photos will be published in a hardcover book, *Best of College & High School Photography 2013*.**

G. Communication

1. 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 and, as of December 2011, also on <http://smmarts.info/>

2. Media Coverage

VAPA events and accomplishments in **fall 2012** have been reported in various media, including the *Malibu Times*, *Santa Monica Daily Press*, *Santa Monica Dispatch*, *Santa Monica Lookout*, *Santa Monica Mirror*, *Santa Monica Patch*, *The Palette*, and the ***CMEA Magazine: The News Magazine of the California Music Educators Association***.

IV. Suggested direction for 2013-14:

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 longer to achieve than originally anticipated. Sustain current funding, allowing grants, partnerships, 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. For example, 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. It is the foundation of the entire district music program.
3. **Theatre** – Maintain the current “for credit” secondary Theatre programs at Malibu Middle, Malibu High School, Olympic High School, and Santa Monica High School, as well as the **after school** programs at Lincoln and John Adams Middle Schools **that are co-funded by SMMEF**.
4. **Visual Arts** – Maintain the current secondary Visual Arts programs at John Adams and Lincoln Middle Schools, Malibu High School, Olympic High School, and Santa Monica High School. **Identify funding to implement a district-wide standards-based Visual Arts program for grades K-5.**
5. **Dance** – Maintain the current district-wide 3rd grade Dance program **and expand dance instruction to additional grade levels**. Maintain the “for credit” dance classes at John Adams Middle School and Santa Monica High School. **Add “for credit” Dance classes at Lincoln Middle School and Malibu High (6-12).**
6. **Scheduling** – Maintain AM classes and summer school classes. This is important for 9th and 10th graders at Samohi, for students at Lincoln Middle School, and for students at John Adams Middle School who participate in the Spanish immersion and AVID programs. It serves students who might not otherwise be able to fit these classes into their schedules, in addition to participating successfully 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. For example, in the *Opportunity-to-Learn Visual Arts Standards* for middle and high school, “In addition to the art room’s display capabilities, a display area – wall cabinets, bulletin boards, or the like – central to the general flow of school traffic is provided. A porous material that accommodates hanging devices like pins, staples, and tracks is needed along with ceiling hooks for hanging three-dimensional artwork. These areas should be well lighted and equipped with multiple-lighting plug-in tracks with movable spotlights....If the display area is not secure, key locks should be installed on display doors.”
8. **Budget Deliberations** – In discussing budget cuts, we urge the Board of Education to avoid eliminating entire curriculum areas, such as Elementary Music.

V. Budgetary Implications:

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

Also, VAPA DAC is concerned that any decrease in Regional Occupational Program (ROP) funding through LACOE could severely impact arts instruction at the high school.

VAPA DAC Members for 2012-13

Deborah Berek

David Davidson

Allison Diftler

Alisa Facchini Stewart,
Vice Chair

Scott Ferguson

Janis Gabbert, Chair

Zina Josephs, Secretary

Kathryn Kert Green

Cristyne Lawson

Bambi Martins

Lori Nafshun

John Redfield

Paul G. Ryan

D'Lynn Waldron

Board Liaisons:

Maria Leon-Vazquez

Ralph Mechur

Staff Liaison:

Tom Whaley

Administrative Assistant:

Rosemary Quon

TO: BOARD OF EDUCATION

INFORMATION

02/21/13

FROM: SANDRA LYON / DEBRA MOORE WASHINGTON

RE: SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT (SMMUSD) AND
SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 99 (SEIU)
SUNSHINE PROPOSALS TO OPEN NEGOTIATIONS FOR THE COLLECTIVE
BARGAINING AGREEMENT

INFORMATION ITEM NO. I.03

The Rodda Act requires parties negotiating a collective bargaining agreement to sunshine their proposals at a public meeting. By “sunshining” proposals in this fashion, the District and SEIU are announcing their intent to enter into negotiations. The public is invited to comment on the proposals at a public hearing scheduled for the March 5th board meeting.

The district has crafted its initial proposal after conducting a survey of the district management team. Likewise, the SEIU stewards have gathered input from constituent groups in preparation for their sunshine proposal. The union and the district have committed to Interest-Based negotiations and have been trained in this strategy. The proposals, presented at this meeting, are designed using interest-based principles. The district has extended its Core Values, adopted with SMMCTA, to guide the district’s team at the SEIU negotiations table. Specific proposals and contract language will be developed during the interest-based negotiations process.

**SANTA MONICA – MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION INITIAL PROPOSAL**

**FOR NEGOTIATIONS WITH THE
SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 99 (SEIU)
SUCCESSOR TO 2008-2011 AGREEMENT**

The Santa Monica–Malibu Unified School District Board of Education hereby submits its initial negotiations proposal pursuant to Government Code Section 3547. Specific modifications to contract language will be developed during the negotiations proceedings utilizing an Interest-Based model. The District reserves the right to add to, or subtract from, this initial proposal. The articles to be opened by SMMUSD are:

Article 4 Hours of Employment

The District's interest is to clarify language regarding lunch hours, overtime, comp time, provisions for substitutes, summer assignments etc.

Article 5 Evaluation

To determine methods to strengthen employee performance through evaluation, and to make the evaluation more meaningful and reflective.

Article 6 Remediation Procedures

The District seeks to streamline the employee intervention/discipline process, and to institutionalize commendation and remediation processes.

Article 8 Transfers

To reconsider and update language in this article.

Article 9 Leaves or Absence

The interest is to align Personal Necessity Leave with Education Code; to clarify leave procedures; to codify catastrophic leave and to update other related parts of this article.

Article 11 Vacation

The District's interest is in clarifying and coordinating Personnel Necessity with Vacation and Illness; and in clarifying the vacation request/approval process.

Article 12 Stewards

The interest is to revise and update the article in keeping with current District vision and culture.

Article 13 Grievance Procedures

The District needs an efficient procedure to resolve issues at the lowest levels and to mediate when resolution is not reached.

Article 16 Wages

The interest is in increasing the business efficiency of the District and to consider stakeholder interests.

Article 17 Health & Welfare Benefits

The interest is in creating a long-term, sustainable employee health provision.

CORE VALUES

Our District will utilize these values as a filter for all proposals:

1. Student well-being and academic success will be the central focus of our District....IS IT GOOD FOR KIDS?
2. Our District will be fiscally healthy and sound.
3. Collaborative decision-making and negotiations result in better solutions.
4. All employees have a right to total compensation and working conditions that are fair and sustainable.
5. Our District recognizes the value of collective bargaining units.
6. Our District recognizes management's right to run and operate an efficient and effective District.

**Santa Monica-Malibu Unified School District and SEIU Local 99
INITIAL UNION PROPOSALS
February, 2013**

ART. DESCRIPTION OF ARTICLE AND SEIU LOCAL 99 PROPOSAL

- 1 Agreement, Designation of Parties, and Length of Contract**
Adjust effective dates to reflect new contract duration (including reopeners).
- 2 Recognition**
Update lists of classifications included and excluded in the bargaining unit to reflect current classifications.
- 3 Workload**
Require timely filling of budgeted, vacant positions in the classified service.
- 4 Hours of Employment**
Add requirement that overtime rotation and assignment records be kept current, and be made available for inspection upon request by affected unit members.
- 5 Evaluation Procedures**
No changes to this Article.
- 6 Remediation Procedures**
No changes to this Article.
- 7 Safety Conditions of Employment**
Require District to provide safety equipment needed to perform assigned duties.
- 8 Transfers**
No changes to this Article.
- 9 Leaves of Absence**
Add niece and nephew to list of immediate family members.
- 10 Holidays**
Add Cesar Chavez Day.
- 11 Vacation**
No changes to this Article.
- 12 Stewards**
No changes to this Article.
- 13 Grievance Procedure**
Adjust language to clarify that the parties shall endeavor to achieve mutually-acceptable resolution(s) of dispute(s) throughout the grievance procedure.
- 14 Non-Discrimination**
No changes to this Article.
- 15 Personnel Files**
No changes to this Article.
- 16 Wages**
Adjust to reflect changes needed for recruitment and retention of the best-qualified classified employees.
- 17 Health and Welfare Benefits**
Adjust to reflect changes needed for recruitment and retention of the best-qualified classified employees.
- 18 Professional Growth Program**
No changes to this Article.
- 19 Special Provisions**
Revise Section 19.4 to compel an immediate, comprehensive classification/compensation study, and thereafter to implement ongoing procedures for maintaining a current classification structure.
- 20 Contracting Out**
No changes to this Article.

- 21 Site-Based Supervision**
No changes to this Article.
- 22 Retained Rights**
No changes to this Article.
- 23 Union Rights**
No changes to this Article.
- 24 Organizational Security**
No changes to this Article.
- 25 Union Insurance Programs**
No changes to this Article.
- 26 Work Stoppage**
No changes to this Article.
- 27 Separability and Savings**
No changes to this Article.
- 28 Entire Agreement**
No changes to this Article.
- 29 Working Out of Class**
No changes to this Article.
- 30 Layoffs/Reductions in Hours**
No changes to this Article.
- 31 Negotiation Procedures**
No changes to this Article.

PLEASE NOTE: These are initial proposals. SEIU Local 99 reserves the right to submit additional proposals as provided by CA Govt. Cd. Sec. 3547(d).

TO: BOARD OF EDUCATION

INFORMATION

02/21/13

FROM: SANDRA LYON / DEBRA MOORE WASHINGTON

RE: SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT (SMMUSD)
SUNSHINE PROPOSAL TO OPEN/CONTINUE NEGOTIATIONS WITH THE
SANTA MONICA-MALIBU CLASSROOM TEACHERS ASSOCIATION
(SMMCTA) FOR THE SUCCESSOR COLLECTIVE BARGAINING AGREEMENT

INFORMATION ITEM NO. I.04

The District and the Santa Monica-Malibu Classroom Teachers Association (SMMCTA) have been bargaining a new successor agreement throughout the 2012-2013 school year. During the course of these negotiations, the parties agreed to extend the existing contract and to re-open negotiations on the full successor contract that would cover the 2012-2013, 2013-2014 and 2014-2015 school years. The items being “sunshined” in both the District’s and the Association’s proposals have not been changed or modified.

The Rodda Act requires parties negotiating a collective bargaining agreement to sunshine their proposals at a public meeting. By “sunshining” proposals in this fashion, the District and SMMCTA are announcing their intent to negotiate. The public is invited to comment on the proposals at a public hearing scheduled for the March 5th board meeting.

**SANTA MONICA – MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION SUCCESSOR PROPOSAL**

FOR NEGOTIATIONS WITH THE

SANTA MONICA – MALIBU CLASSROOM TEACHERS’ ASSOCIATION

The Santa Monica–Malibu Unified School District Board of Education hereby submits its negotiations proposal, pursuant to Government Code Section 3547. Specific modifications to contract language will be developed during the negotiations proceedings utilizing an Interest-Based model. The District reserves the right to add to, or subtract from, this initial proposal. The articles to be opened by SMMUSD are:

Article V Grievances

Create timelines for grievances that are achievable for both parties.

Article VI Assigned Days/Hours

Identify and revise specific sections to ensure staff are available to meet the needs of all students and fulfill their professional obligations.

Article VII Summer School

Establish a fair and appropriate summer school pay schedule.

Article IX Leaves of Absence

Clarify uses of Personal Necessity days per Education Code and preserve the integrity of these days.

Article X Transfer and Reassignment

Review and revise article to increase operational efficiency of school and district.

Article XI Evaluation

Develop an authentic, thorough evaluation process that informs teacher practice, recognizes exceptional teaching and improves instruction.

Article XXII Substitutes

Review and revise article to address interests of substitute teachers and management.

Article XXIII Salary

Consider fair and sustainable total compensation adjustments to address economic challenges and uncertainties faced by district.

Article XXIV Additional Compensation

Identify key interests and review how current contract language addresses them.

Article XXV Health & Welfare Benefits

Examine the district’s current health care model. Determine means to provide a high-quality program at sustainable cost.

SANTA MONICA-MALIBU CLASSROOM TEACHERS ASSOCIATION (SMMCTA)

Sunshine of Articles

Article I – Recognition

The issue is updating the contract regarding the inclusion of members we represent.

Article V – Grievance and Arbitration Procedures

The issue is examining the efficiency and effectiveness of the grievance process.

Article VI – Assigned Days and Hours of Work

The issue is examining the assigned days and hours of work.

Article VIII – Class Size

The issue is class size and certificated staffing ratios.

Article XI – Evaluation Procedures

The issue is examining current evaluation process and corresponding evaluation instruments.

Article XII – Discipline

The issue is examining the contract language regarding employee discipline.

Article XIV – Student Behavior and Discipline

The issue is ensuring a safe working environment for our members and students.

Article XV – Safety and Working Conditions

The issue is ensuring a safe working atmosphere for our members and students, which reflect a professional 21st century learning environment.

Article XVII – Consultation Procedures

The issue is professional input and discretion with regards to school change and reform.

Article XVIII – Peer Assistance and Review

The issue is reinstating the Peer Assistance and Review program.

Article XX – Child Development Teachers

The issue is providing high quality early childhood programs in our district.

Article XXII – Substitute Teachers

The issue is having the best possible teachers educating our students.

Article XXIII – Salary

The issue is the certificated staff salary schedule.

Article XXIV – Additional Compensation

The issue is maximizing member's earning ability.

Article XXVI – Retirement Incentive Program

The issue is fiduciary responsibility of the district.

Article XXXIII – Shared Space

The issue is how shared space is determined.

Article XXXIV – Miscellaneous

The issue is the production and distribution of the Collective Bargaining Agreement (CBA).

Article XXXVI – Term of Agreement

The issue is the length of the Agreement.