



**BOARD OF EDUCATION MEETING
MINUTES - MEETING FORMAT "A"**

October 5, 2017

. CLOSED SESSION

Minutes:

Ms. Lieberman called closed session to order at 4:35 p.m.

.I. PUBLIC COMMENTS FOR CLOSED SESSION ITEMS ONLY

.II. CLOSED SESSION

**.II.A. Government Code 54956.9(d)(2) CONFERENCE WITH LEGAL COUNSEL
ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION (15
min)**

- DN-1007-17/18 (Special Education)

Minutes:

Parent reimbursement: \$16,481

Legal fees: \$12,000

The total cost for this case is not to exceed \$28,481.01. It was moved by Mr. Mechur, seconded by Ms. Leon-Vazquez, and voted 7/0 to approve the settlement case.

Ayes: 7 (Lieberman, Tahvildaran-Jesswein, Leon-Vazquez, Foster, Mechur, de la Torre, Kean)

Noes: 0

**.II.B. Government Code 54957 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/
RELEASE (5 min)**

**.II.C. Government Code 54957.6 CONFERENCE WITH LABOR NEGOTIATORS (30
min)**

- Agency Designated Representative: Dr. Ben Drati
- Employee Organizations: SEIU
- Agency Designated Representative: Dr. Ben Drati
- Employee Organizations: Assistant Superintendent

. OPEN SESSION

.I. CALL TO ORDER

Minutes:

Ms. Lieberman called open session to order at 6:07 p.m.

.I.A. Roll Call

- Present Oscar de la Torre – *arrived at 5:05 p.m.*
- Present Craig Foster
- Present Jon Kean (*participated via teleconference*)
- Present Maria Leon-Vazquez
- Present Laurie Lieberman
- Present Ralph Mechur
- Present Dr. Richard Tahvildaran

.I.B. Pledge of Allegiance

Minutes:

Mr. Mechur led the pledge of allegiance.

.II. APPROVAL OF THE AGENDA

Motion Passed: Passed with a motion by Mr. Foster and a second by Dr. Tahvildaran-Jesswein.

Yes Oscar de la Torre
Yes Craig Foster
Yes Jon Kean
Yes Maria Leon-Vazquez
Yes Laurie Lieberman
Yes Ralph Mechur
Yes Dr. Richard Tahvildaran

.III. APPROVAL OF MINUTES

.III.A. Approve September 11, 2017, Minutes

Motion Passed: It is recommended that the Board of Education approve the September 11, 2017, special meeting minutes. Passed with a motion by Mr. Foster and a second by Mr. de la Torre.

Yes Oscar de la Torre
Yes Mr. Craig Foster
Yes Jon Kean
Yes Maria Leon-Vazquez
Yes Laurie Lieberman
Yes Ralph Mechur
Yes Dr. Richard Tahvildaran

.III.B. Approve September 13, 2017, Minutes

Motion Passed: It is recommended that the Board of Education approve the September 13, 2017, regular meeting minutes. Passed with a motion by Mr. Foster and a second by Mr. de la Torre.

Yes Oscar de la Torre
Yes Craig Foster
Yes Jon Kean
Yes Maria Leon-Vazquez
Yes Laurie Lieberman
Yes Ralph Mechur
Yes Dr. Richard Tahvildaran

Minutes:

Ms. Lieberman made the following correction to the third sentence in Item No. VII.G of the minutes: "A majority of the board also directed staff to..."

.IV. STUDY SESSION

.IV.A. Student Achievement Lag Data Review (Quarter 1 - Part 2) (40 min)

Minutes:

Time start: 6:11 p.m. Time end: 7:54 p.m.

Staff answered board members' questions regarding: drop-out rates; a-g course completion rates; AP enrollment rates; instructional strategies for AP classes; how often throughout the year staff can examine data to identify trends; the process for reclassifying English learners; the new annual process for the board to see lag and lead data; and how the data will be shared with the community.

Mr. Kean requested data comparing students who took AP tests to those who scored 3 and above, broken down by demographics.

.V. COMMUNICATIONS

.V.A. Student Board Member Reports (15 min)

.V.A.1. Santa Monica High School

Minutes:

Time start: 7:56 p.m. Time end: 7:59 p.m.

Mr. Schmelzer reported that the girls' volleyball team lost to Culver City. Club Row, which is an annual fall event during which student can learn more about and sign up to join various clubs, had a huge turn out this year. Students are planning Homecoming, the theme of which is Halloween. There will be a carnival during lunch on October 25. There is a concern about the finances of the athletic department, including transportation fees. Dr. Drati replied that district office staff is working with Samohi and MHS administrators to discuss what support needs to come from the district office for sports transportation.

.V.A.2. Malibu High School

Minutes:

Time start: 7:54 p.m. Time end: 7:56 p.m.

Mr. Scoffie and Ms. Hannley updated the board on recent and upcoming events at the high school.

.V.A.3. Olympic High School – *absent*

.V.B. SMMCTA Update (5 min)

Minutes:

Time start: 8:00 p.m. Time end: 8:03 p.m.

Ms. Murawski delivered the SMMCTA report for Ms. Braff. This year, Malibu SMMCTA members can remote-in to meetings. Ms. Murawski said unit members appreciated all of the construction progress made so far this year; although, there have been some concerns about dust and cleaning as well as the restrooms at Webster ES. Ms. Murawski said that union is waiting to hear the district's plan regarding heat and parking for itinerant teachers. She announced that several of our educators were highlighted in the Santa Monica Spotlight. The SMMCTA has been selected to participate in the NEA/CEC Early Career Leadership Fellow (ECLF) Collaborative for 2017-18. JAMS and LMS teachers are currently participating in the Matrices of Bias training, and the next groups begins in about a week and a half.

.V.C. SEIU Update (5 min) – *absent*

.V.D. PTA Council (5 min) – *absent*

.VI. EXECUTIVE STAFF REPORTS

.VI.A. Asst. Supt., Educational Services (5 min)

.VI.B. Asst. Supt., Human Resources (5 min)

Minutes:

Time start: 8:03 p.m. Time end: 8:04 p.m.

Dr. Kelly reported that Human Resources and the Personnel Commission continue to work together to fill vacant classified management positions, including the Assistant Superintendent for Business and Fiscal Services as well as the Directors of Food

and Nutrition Services and Purchasing.

.VI.C. Interim Asst. Supt., Business & Fiscal Services/CFO (5 min) – no report

.VI.D. Superintendent (5 min) – no report

.VII. CONSENT CALENDAR

Passed with a motion by Dr. Tahvildaran-Jesswein and a second by Ms. Leon-Vazquez.

Yes Oscar de la Torre
Yes Mr. Craig Foster
Yes Jon Kean
Yes Maria Leon-Vazquez
Yes Laurie Lieberman
Yes Ralph Mechur
Yes Dr. Richard Tahvildaran

Minutes:

The board approved Item Nos. A.1-A.5, B.1-B.4, C.1-C.16, D.1-D.8, and E.1-E.6 listed under the Consent Calendar.

Time start: 8:04 p.m. Time end: 8:11 p.m.

.VII.A. Curriculum and Instruction

- .VII.A.1. Approval of Independent Contractors**
- .VII.A.2. Overnight Field Trip(s) 2017-18**
- .VII.A.3. Conference and Travel Approval/Ratification**
- .VII.A.4. Head Start One-time Funding**
- .VII.A.5. Special Education Contracts**

.VII.B. Business and Fiscal

- .VII.B.1. Award of Purchase Orders - 2017-18**
- .VII.B.2. Acceptance of Gifts - 2017/2018**
- .VII.B.3. Amend Certification of Signatures - Assistant Superintendent, Educational Services**
- .VII.B.4. Accept Work as Complete - Western Specialty Contractors for Deck Restoration at John Muir Elementary School - Bid # 17.17**

.VII.C. Facilities Improvement Projects

- .VII.C.1. Approval of Independent Contractors - FIP**
- .VII.C.2. Accept the Work as Completed Franklin Elementary School Windows, Paint, Floors & Doors Project - SimplexGrinnell Measure ES**
- .VII.C.3. Accept the Work as Completed Grant Elementary School Windows, Paint, Floors & Doors Project - 1st California Construction Bid #17.06.ES - Measure ES**
- .VII.C.4. Change Order #01 Angeles Contractor Inc. Roosevelt Elementary School Windows, Paint, Floors & Doors Project Measure ES**
- .VII.C.5. Amendment #05 to Agreement Architectural Design Services Webster Elementary School Windows, Paint, Floors and Doors Project - dsk Architects Measure ES**
- .VII.C.6. Amendment #12 to Agreement Professional Services Webster Elementary School and Will Rogers Elementary School Windows, Flooring and Paint Project Alta Environmental Measure ES**
- .VII.C.7. Amendment #06 to Agreement Architectural Services Olympic High School - Windows, Paint, Floors and Doors Project and HVAC Project - dsk Architects Measure ES**

- .VII.C.8. Award of Contract Santa Monica High School Science & Technology Building and Site Improvements Project Phase II SimplexGrinnell, Inc. Measure BB
 - .VII.C.9. Amendment #01 to Agreement Professional Services Santa Monica High School HVAC Project - PlanNet Measure ES
 - .VII.C.10. Amendment #02 to Agreement Architectural Services Santa Monica High School Phase 1 & 2 Project Harley Ellis Devereaux (HED) - Measure ES
 - .VII.C.11. Change Order #02 Byrom-Davey, Inc Construction Contract Santa Monica High School Sealy Field Project and Basketball Court Improvements Project Measure ES
 - .VII.C.12. Amendment #02 to Agreement Architectural Construction Administration Services Malibu High School Campus Wide Lighting Replacement DLR Group, Inc Measure ES
 - .VII.C.13. Amendment #55 to Agreement - Architectural Construction Administration Services – District Office Data Center Project DLR Group, Inc Measure BB
 - .VII.C.14. Change Order #04 - AWI Builders, Inc. District Office Data Center Project Measure BB
 - .VII.C.15. Authorization to Use CMAS Contract Districtwide - Greenscapes Landscaping and Playgrounds - EasyTurf, Inc.
 - .VII.C.16. Approval of Project Assignment #01 - Architectural Master Services Agreement and Rescission of Previously Awarded Agreement John Adams Middle School Performing Arts Complex & Various Projects - NAC Architecture Measure ES
- .VII.D. Personnel**
- .VII.D.1. Certificated Personnel - Elections, Separations
 - .VII.D.2. Classified Personnel - Merit
 - .VII.D.3. Classified Personnel - Non-Merit
 - .VII.D.4. Increase in Staffing (FTE) - Grant Elementary School
 - .VII.D.5. Increase in Staffing (FTE) - Edison Language Academy
 - .VII.D.6. Increase in Staffing (FTE) - Special Education
 - .VII.D.7. Amend Employment Agreement between the Santa Monica-Malibu Unified School District (SMMUSD) and Superintendent
 - .VII.D.8. Ratify Employment Agreement between the Santa Monica-Malibu Unified School District (SMMUSD) and Assistant Superintendent for Educational Services

Minutes:

Dr. Kelly reported that a new version of the contract would be signed with a change in start date from October 2 to October 9.

.VII.E. General

- .VII.E.1. Approve DAC Charges for 2017-18
- .VII.E.2. Revise BP 0420 - School Plans/Site Councils
- .VII.E.3. Revise BP 0460 - Local Control Accountability Plan
- .VII.E.4. Revise BP 0440 - District Technology Plan
- .VII.E.5. Revise BP 4040 - Employee Use of Technology
- .VII.E.6. Revise BP 6163.4 - Student Use of Technology

.VIII. GENERAL PUBLIC COMMENTS

Minutes:

Time start: 8:11 p.m. Time end: 8:17 p.m.

Public Comments:

- Berenice Onofre addressed the board regarding parent engagement.

- Ericka Leslie addressed the board regarding residency checks. Dr. Kelly explained to the board the residency check process. He added that more information can be provided when the Board discusses BP/AR 5117 – Interdistrict Attendance.

.IX. DISCUSSION ITEMS

.IX.A. District Advisory Committees: Draft Charges for 2017-18 (10 min)

Minutes:

Time start: 8:17 p.m. Time end: 8:22 p.m.

Feedback on Intercultural Equity & Excellence Draft Charges:

- Regarding the first bullet point, Ms. Lieberman wondered who would be gathering the information. Dr. Kelly replied that he would let principals know that DAC members would be contacting them with a set questions that would be provided to the principals in advance.

These charges will return for action at the next meeting.

.X. MAJOR ACTION ITEMS

.X.A. Annual Public Hearing and Adoption of Resolution No. 17-10 - Sufficiency of Instructional Materials and Williams Settlement Instructional Materials Funds (5 min)

Motion Passed: It is recommended that the Board of Education hold the annual public hearing and adopt Resolution No. 17-10 – Sufficiency of Instructional Materials and Williams Settlement Instructional Materials Funds. Passed with a motion by Dr. Tahvildaran-Jesswein and a second by Ms. Leon-Vazquez.

- Yes Oscar de la Torre
- Yes Craig Foster
- Yes Jon Kean
- Yes Maria Leon-Vazquez
- Yes Laurie Lieberman
- Yes Ralph Mechur
- Yes Dr. Richard Tahvildaran

Minutes:

Time Start: 8:22pm Time end: 8:24 p.m.

Open Public Hearing: 8:22 p.m. Close Public Hearing: 8:22 p.m.

.X.B. Adopt Resolution No. 17-11 - Week of the School Administrator, October 9-13, 2017 (5 min)

Motion Passed: It is recommended that the Board of Education adopt Resolution No. 17-11 in recognition of Week of the School Administrator, October 9-13, 2017. Passed with a motion by Ms. Leon-Vazquez and a second by Mr. Foster.

- Yes Oscar de la Torre
- Yes Craig Foster
- Yes Jon Kean
- Yes Maria Leon-Vazquez
- Yes Laurie Lieberman
- Yes Ralph Mechur
- Yes Dr. Richard Tahvildaran

Minutes:

Time start: 8:24 p.m. Time end: 8:25 p.m.

.XI. INFORMATIONAL ITEMS

.XI.A. Revision to AR 0420 - School Plans/Site Councils

- .XI.B. Revision to AR 0440 - District Technology Plan**
- .XI.C. Deletion of AR and Adoption of E 4040 - Employee Use of Technology**
- .XI.D. Deletion of AR and Adoption of E 6163.4 - Student Use of Technology**
- .XI.E. Quarterly Report on Williams Uniform Complaints**
- .XI.F. Supplemental Instructional Materials**

.XII. BOARD MEMBER ITEMS

.XIII. REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION

.XIV. CONTINUATION OF PUBLIC COMMENTS

.XV. BOARD MEMBER COMMENTS

Minutes:

Time start: 8:26 p.m. Time end: 8:30 p.m.

- Mr. Mechur requested that staff look into a new law that allows school districts to donate leftover food to food banks. He also requested that staff look into AB 667 regarding pupil discipline, and wondered what methods are used to prevent suspensions.
- Mr. Kean brought the board’s attention to concerns about bike, pedestrian, and car safety at the Michigan gate at Samohi. Ms. Pinsker replied that she and Mr. Upton have shared this information with the Safe Routes to School with the City of Santa Monica.
- Mr. de la Torre reported that he will be attending the annual California Latino School Boards Association conference, and that he and Mr. Arce will be presenting on social justice standards.

.XVI. FUTURE AGENDA ITEMS

.XVII. ADJOURNMENT

Minutes:

It was moved by Mr. Mechur, seconded by Mr. Foster, and voted 7/0 to return to closed session at 8:33 p.m. in memory of Herta Wendel, the mother of the PTA Council Treasurer, and victims of the mass shooting in Las Vegas. Closed session adjourned at 9:15 p.m. The next meeting is a regular meeting scheduled for Thursday, October 19, 2017, at 5:30 p.m. at the district office: 1651 16th St., Santa Monica, CA.

Approved: _____

President

Superintendent

***Meetings held at the District Office and in Malibu are taped and rebroadcast in Santa Monica on City TV2, Cable Channel 20 – Check TV listing.
Meetings are rebroadcast in Malibu on Government Access Ch. 3 every Saturday at 8pm.***