



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

October 19, 2017

**. CLOSED SESSION**

Minutes:

Ms. Lieberman called closed session to order at 4:40 p.m.

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

**.II. CLOSED SESSION**

**.II.A. Government Code 54956.9(d)(1) CONFERENCE WITH LEGAL COUNSEL  
EXISTING LITIGATION (15 min)**

- Name of Case: California Superior Court Case No. BC 514 896
- Name of Case: Ninth Circuit Court of Appeals Case No. 15-56400
- Name of Case: Central District Court of California Case No. CV 166137DM

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

**.II.C. Government Code 54957 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT  
(10 min)**

- Title: Assistant Superintendent, Business and Fiscal Services

**.II.D. 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, Business & Fiscal Services

**. OPEN SESSION**

**.I. CALL TO ORDER**

Minutes:

Ms. Lieberman called open session to order at 5:38 p.m.

**.I.A. Roll Call**

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

**.I.B. Pledge of Allegiance**

Minutes:

Student Board Member Schmelzer led the pledge of allegiance.

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

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

Absent Oscar de la Torre

Yes Craig Foster

Yes Jon Kean

Yes Maria Leon-Vazquez

Yes Laurie Lieberman

Yes Ralph Mechur

Yes Dr. Richard Tahvildaran-Jesswein

Minutes:

The board agreed to move Board Members Comments to immediately follow approval of the agenda.

## **.III. APPROVAL OF MINUTES**

### **.III.A. Approve October 5, 2017, Minutes**

**Motion Passed:** It is recommended that the Board of Education approve the October 5, 2017, regular meeting minutes. Passed with a motion by Mr. Foster and a second by Dr. Tahvildaran-Jesswein.

Absent 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-Jesswein

## **.IV. BOARD OF EDUCATION COMMENDATIONS/RECOGNITIONS**

## **.V. CONSENT CALENDAR**

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

Absent 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-Jesswein

Minutes:

The board approved Item Nos. A.1-A.4, B.1-B.4, C.1-C.17, D.1-D.6, and E.1 listed under the Consent Calendar. A correction to Item No. C.11 was read into the record.

Time start: 5:46 p.m. Time end: 5:48 p.m.

### **.V.A. Curriculum and Instruction**

#### **.V.A.1. Approval of Independent Contractors**

#### **.V.A.2. Conference and Travel 2017/2018**

#### **.V.A.3. Overnight Field Trip(s) 2017-18**

#### **.V.A.4. Special Education Contracts**

### **.V.B. Business and Fiscal**

#### **.V.B.1. Award of Purchase Orders - 2017-18**

#### **.V.B.2. Acceptance of Gifts - 2017/2018**

#### **.V.B.3. Award of Agreement Districtwide Energy Conservation, Management and Reporting Professional Services Indoor Environmental Services, Inc. - Measure ES**

- .V.B.4. Award of Contract to Gary F. Lyons & Associates, Inc. for Walk-in Cooler/Freezer at District Warehouse - Bid #18.01R**
- .V.C. Facilities Improvement Projects**
  - .V.C.1. Award of Contract to IVS Computer Technology for Installation of Classroom Audio Visual Technologies, Projection System, Audio Enhancement Speakers, A/V Controllers, and Electrical Upgrades - and to Approve the Piggyback onto Bakersfield City School District Bid #1507-1 - Phase I Technology - Measure ES-2**
  - .V.C.2. Amendment #1 to Agreement District Office - Data Center - IT Expansion Project Commissioning Services - Heery International, Inc. Measure BB**
  - .V.C.3. Amendment #08 to Agreement Inspector of Record Services District Office Data Center-IT Expansion Project Sandy Pringle Associates Inspection Consultants (SPAIC). Measure BB**
  - .V.C.4. Award of Agreement Malibu Middle and High School Campus Improvements Project Test and Inspection Services - BPI Inspection Service Measure BB**
  - .V.C.5. Amendment #13 to Agreement Malibu High School - Windows, Flooring and Paint Project - Hazardous Materials Mold Sampling, Report & Monitoring Services - Alta Environmental Measure ES**
  - .V.C.6. Amendment #05 to Agreement Interior Roller Shade Removal/Re-Installation Webster E.S. - Windows, Paint, Floors & Doors Project Heritage Window Coverings Inc. Measure ES**
  - .V.C.7. Change Order #01 Angeles Contractor Inc. Construction Contract Bid #17.10.ES Webster Elementary School Windows, Paint, Floors and Doors Project Measure ES**
  - .V.C.8. Amendment #01 to Agreement Webster Elementary School Windows, Paint, Floors & Doors Project IT Move Management Services Direct Source Communications Inc. - Measure ES**
  - .V.C.9. Amendment #04 to Agreement Inspector of Record Services Webster Elementary School Windows, Paint, Floors & Doors Project Sandy Pringle Associates Measure ES**
  - .V.C.10. Change Order #03 Santa Monica High School - Sealy Field and Basketball Court Improvements Project - Construction Contract Bid #17.12.ES - Byrom-Davey, Inc. - Measure ES**
  - .V.C.11. Change Order #04 Novus Construction - Olympic High School Construction Contract Bid #16.20.BB - Campus Modernization Project Measure BB**
  - .V.C.12. Amendment #01 to Agreement John Adams Middle School (JAMS) Performing Arts Complex Project Consultant Services - Summit Consultants Inc. - Measure ES**
  - .V.C.13. Change Order #02 - Will Rogers Elementary School Windows, Paint, Floors & Doors Project - Construction Contract Bid #17.08.ES - A. J. Fistes Corporation - Measure ES**
  - .V.C.14. Amend Change Order #01 A. J. Fistes Corporation Construction Contract Bid #17.08.ES -Will Rogers Elementary School Windows Paint, Floors & Doors Project Measure ES**
  - .V.C.15. Amendment #1 to Agreement Inspector of Record Services Will Rogers Elementary School Windows, Paint, Floors & Doors Project Stephen Payte DSA Inspections, Inc. Measure ES**
  - .V.C.16. Accept Work as Completed Data Center Project Construction Contract Bid #16.10.BB - AWI Builders, Inc. Measure BB**
  - .V.C.17. Amendment #52 to Agreement - Webster Elementary School - Drop off and Parking Lot Reconfiguration Project - Architectural Services - HMC Architects Measure BB**

**.V.D. Personnel**

**.V.D.1. Certificated Personnel - Elections, Separations**

**.V.D.2. Classified Personnel - Merit**

**.V.D.3. Classified Personnel - Non-Merit**

**.V.D.4. Increase in Staffing (FTE) - Special Education**

**.V.D.5. Increase in Staffing (FTE) - Facility Use Department**

**.V.D.6. Classified Administrative Appointment**

**.V.E. General**

**.V.E.1. Approve DAC Charges for 2017-18**

**.VI. STUDY SESSION**

**.VI.A. Review of Drinking Water Safety, Water Fountains, and Bottle Filling Stations (45 min)**

Minutes:

Time start: 5:48 p.m. Time end: 6:27 p.m.

Public Comments:

- Mindy Peterson addressed the board regarding this item.

Staff answered board members' questions regarding outdated drinking fountains and the process to contract with companies to replace drinking fountains and install water bottle filling stations.

Mr. Kean suggested using GSH funds to accelerate the replacement of outdated drinking fountains. Mr. Foster, a member of the board's facilities subcommittee, shared part of the district's plan to replace those fountains. Mr. Mechur requested that staff provide parents with information about installing a filter on a water bottle. The board directed staff to move forward with the proposed plan.

**.VI.B. Districtwide Continuous Energy Initiative (30 min)**

Minutes:

Time start: 6:27 p.m. Time end: 6:48 p.m.

Staff answered board members' questions regarding setting a baseline for each site, how energy usage will be monitored, and the plans to share the district's new sustainability plan with the community.

**.VII. DISCUSSION ITEMS**

**.VII.A. Santa Monica-Malibu Education Foundation Quarterly Report to the Board of Education (20 min)**

Minutes:

Time start: 6:48 p.m. Time end: 7:02 p.m.

Staff answered board members' questions regarding funding dance classes.

**.VII.B. District Advisory Committees: Draft Charges for 2017-18 (20 min)**

Minutes:

Time start: 7:02 p.m. Time end: 7:07 p.m.

Feedback on Special Education Charges:

- When the charges return for action, the a-g remarks will be removed from the document.

These charge will return for action at the next board meeting.

**.VII.C. Consider Revising BP, Replacing AR, and Deleting E 6174 - Education for English Learners (15 min)**

Minutes:

Time start: 7:07 p.m. Time end: 7:25 p.m.

Staff answered board members' questions regarding: the LCAP, DELAC, and parent consultation groups; how students with disabilities are assessed for language ability; the number of students with disabilities who speak Spanish; and English acquisition through English immersion and dual-language immersion.

The policy will return for action at the next board meeting.

## **.VIII. MAJOR ACTION ITEMS**

## **.IX. INFORMATIONAL ITEMS**

**.IX.A. Quarterly Report on Hate-Motivated Behavior**

**.IX.B. Quarterly Report on Disability Harassment Reporting**

## **.X. GENERAL PUBLIC COMMENTS**

## **.XI. BOARD MEMBER ITEMS**

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

## **.XIII. CONTINUATION OF PUBLIC COMMENTS**

## **.XIV. BOARD MEMBER COMMENTS**

Minutes:

Time start: 5:40 p.m. & 7:26 p.m. Time end: 5:46 p.m. & 7:33 p.m.

- Ms. Leon-Vazquez announced that the Samohi production of *Zoot Suit* will be at the end of October and early November. Adya Mohanty, who portrays Pachuco in the play, performed the opening monologue for the board members. Ms. Leon-Vazquez also reported that the VAPA DAC, at its last meeting, discussed equity and access to music lessons.
- Ms. Lieberman reported that SMC's Early Childhood Lab School (ECLS) received unanimous Coastal Commission approval last week after 20+ years in process. She and Dr. Tahvildaran-Jesswein submitted letters supporting the ECLS. Meanwhile, a number of supporters of the field at the Civic Center, some of whom are part of the SMMUSD community, have expressed concern that approval of the ECLS will impact the City's ability to also obtain approval for the field which has yet to be submitted to the Coastal Commission for approval. To dispel confusion about the Board's point of view, Board leadership has discussed asking the Superintendent to write a letter on our behalf clarifying/articulating the Board's support for the City's plan to construct a field on the Civic Center site as well.
- Mr. Kean thanked staff for their well-orchestrated presentations tonight.

## **.XV. FUTURE AGENDA ITEMS**

## **.XVI. ADJOURNMENT**

Minutes:

It was moved by Mr. Foster, seconded by Ms. Leon-Vazquez, and voted 6/0 (Mr. de la Torre was absent) to adjourn the meeting at 7:33 p.m. The next meeting is a special meeting scheduled for Monday, October 30, 2017, at 5:00 p.m. in the district office board room: 1651 16<sup>th</sup> St., Santa Monica, CA. The next regular meeting is scheduled for Thursday, November 2, 2017, at 5:30 p.m. in the Malibu City Council Chambers: 23825 Stuart Ranch Road, Malibu, CA.

Approved: \_\_\_\_\_

\_\_\_\_\_  
President

\_\_\_\_\_  
Superintendent

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