



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

May 16, 2019

**. CLOSED SESSION**

Minutes:

Dr. Tahvildaran-Jesswein called open session to order at 4:30 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 (30 min)**

- Name of Case: Gina de Baca and Vivian Mahl vs. Santa Monica-Malibu Unified School District; California Superior Court Case No. BC 674932

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

- DN-1019-18/19 (Special Education)

Minutes:

Parent reimbursement: \$97,000

Legal Fees: \$13,000

The total cost for this contract not to exceed: \$110,000. It was moved by Mr. Foster, seconded by Mr. Kean, and approved by the following vote:

Ayes: 4 (Kean, Foster, Lieberman, Mechur)

Noes: 0

Absent: 2 (de la Torre, Leon-Vazquez)

Abstain: 1 (Tahvildaran-Jesswein)

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

**.II.D. Government Code 54957 PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(15 min)**

- Title: Superintendent

**.II.E. Government Code 54957.6 CONFERENCE WITH LABOR NEGOTIATORS (60 min)**

- Agency Designated Representative: Dr. Ben Drati
- Employee Organizations: SMMCTA
- Agency Designated Representative: Dr. Ben Drati
- Employee Organizations: SEIU
- Agency Designated Representative: Dr. Ben Drati
- Employee Organizations: SMMASA

**. OPEN SESSION**

**.I. CALL TO ORDER**

Minutes:

Dr. Tahvildaran-Jesswein called open session to order at 6:12 p.m.

**.I.A. Roll Call**

Minutes:

**Present** Oscar de la Torre – *arrived at 5 p.m.*

**Present** Craig Foster

**Present** Jon Kean

**Absent** Maria Leon-Vazquez

**Present** Laurie Lieberman

**Present** Ralph Mechur

**Present** Dr. Richard Tahvildaran-Jesswein

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

Minutes:

Led by Edison Language Academy students Isiah and Jordan

**.II. APPROVAL OF THE AGENDA**

**Motion Passed:** It is recommended that the Board of Education approve the May 16, 2019, regular meeting agenda. The board agreed to move Item VIII.G. to follow VII.A and Item IV.D to follow VII.C. Passed with a motion by Mr. Foster and a second by Ms. Lieberman.

**Yes** Mr. Oscar de la Torre

**Yes** Mr. Craig Foster

**Yes** Mr. Jon Kean

**Absent** Ms. Maria Leon-Vazquez

**Yes** Ms. Laurie Lieberman

**Yes** Ralph Mechur

**Yes** Dr. Richard Tahvildaran-Jesswein

**.III. APPROVAL OF MINUTES**

**.III.A. Approve May 2, 2019, Minutes**

**Motion Passed:** It is recommended that the Board of Education approve the May 2, 2019, regular meeting minutes. Passed with a motion by Mr. Foster and a second by Mr. Kean.

**Yes** Mr. Oscar de la Torre

**Yes** Mr. Craig Foster

**Yes** Mr. Jon Kean

**Absent** Ms. Maria Leon-Vazquez

**Yes** Ms. Laurie Lieberman

**Yes** Ralph Mechur

**Yes** Dr. Richard Tahvildaran-Jesswein

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

**.IV.A. Santa Monica HS Teacher Leaders: Leadership in Promoting Best Practices in Language & Literacy (10 min)**

Minutes:

Time start: 6:17 p.m. Time end: 6:33 p.m.

Dr. Amy Teplin introduced the Samohi teacher leaders, who presented their work to the board members.

## **.V. SUPERINTENDENT'S REPORT**

Minutes:

Time start: 6:34 p.m. Time end: 6:44 p.m.

Dr. Drati reported that there was an altercation at Malibu High School, which was recorded and posted on social media. He remarked that the district, teachers, and students will be learning from this experience and will work with parents to establish ways to co-partner to educate students. Dr. Drati also reported that there was some confusion with the independent study application process. Parents will receive a call tonight or tomorrow. Dr. Drati introduced the new Director of Purchasing, David Malone.

## **.VI. CONSENT CALENDAR**

**Passed** with a motion by Mr. Foster and a second by Ms. Lieberman.

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

Minutes:

Time start: 6:44 p.m. Time end: 6:50 p.m.

### **.VI.A. Curriculum and Instruction**

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

#### **.VI.A.2. Conference and Travel Approval/Ratification - 2018/2019**

#### **.VI.A.3. Overnight Field Trip(s) 2018-19**

#### **.VI.A.4. Supplemental Textbooks**

#### **.VI.A.5. History-Social Science Instructional Materials (Grades 6-8)**

Minutes:

#### Public Comments:

- Chris Chrisman and Flo Ginsburg addressed the board regarding this item.

#### **.VI.A.6. Special Education Contracts**

### **.VI.B. Business and Fiscal**

#### **.VI.B.1. Award of Purchase Orders - 2018-19**

#### **.VI.B.2. Acceptance of Gifts - 2018/2019**

#### **.VI.B.3. Notice of Completion for Bid# 19.28 for Painting at Roosevelt ES**

#### **.VI.B.4. Authorization to Use FCCC Through CollegeBuys Bid/RFP for the Purchase of Classroom and Office Furniture and Related Components**

### **.VI.C. Facilities Improvement Projects**

#### **.VI.C.1. Approval of Independent Contractors - FIP**

#### **.VI.C.2. Change Order #08 to Contract Webster Elementary School Drop-off & Parking Lot Reconfiguration Project Construction Contract Bid #18.10.ES Waisman Construction, Inc. - Measure BB**

#### **.VI.C.3. Accept Work as Completed Webster Elementary School Drop-off & Parking Lot Reconfiguration Project Construction Contract Bid #18.10.ES Waisman Construction, Inc. - Measure BB**

#### **.VI.C.4. Amendment #17 to Agreement Santa Monica High School Discovery Building Project Olympic Spur Inspector of Record Services Sandy Pringle Associates Measure ES**

#### **.VI.C.5. Amendment #18 to Agreement Santa Monica High School HVAC Project Inspector of Record Services Sandy Pringle Associates Measure ES**

- .VI.C.6. Change Order #05 to Agreement Santa Monica High School HVAC Project - HVAC Chiller Replacement Construction Contract Bid#19.07.ES ACCO Engineered Systems Measure ES**
- .VI.C.7. Change Order #01 to Agreement Santa Monica High School HVAC Project Business, English & Art Buildings Construction Contract Bid #19.14.ES The Nazerian Group Measure ES**
- .VI.C.8. Amendment #29 to Agreement Santa Monica High School HVAC Project Soils/Materials Testing and Special Inspection Services Leighton Consulting, Inc. Measure ES**
- .VI.C.9. Change Order #11 to Agreement Santa Monica High School Discovery Building Project Demolition of Science and Technology Buildings Construction Contract Bid #18.13.ES - Ampco Contracting - Measure ES**
- .VI.C.10. Accept Work as Completed Santa Monica High School Discovery Building Project Demolition of Science and Technology Buildings Construction Contract Bid #18.13.ES Ampco Contracting Inc. Measure ES**
- .VI.C.11. Amendment #22 to Agreement Point Dume Elementary School Malibu Schools Alignment Project Architectural Design Services dsk Architects Measure ES**
- .VI.C.12. Contract Amendment #02 to Agreement Pt Dume - Malibu Alignment Project CEQA Consulting Services Placeworks Measure ES**
- .VI.C.13. Amendment #20 to Agreement John Adams Middle School Performing Arts Center Project Survey Support Psomas Measure ES**
- .VI.C.16. Amendment #11 to Agreement John Adams Middle School Performing Arts Center Project Geotechnical and Materials Testing Services Converse Consultants Measure ES**
- .VI.C.17. Change Order #01 1515 Maple Street Church Property Demo Project Construction Contract Bid #19.09.ES Construction Contract Chalmers Construction Services - Measure ES**
- .VI.C.18. Award of Agreement Malibu Alignment Project - Move Management Services King Office Services - Measure ES**
- .VI.C.19. Award of Agreement Malibu Alignment Project Technology Move Management Services Direct Source Communications - Measure ES**
- .VI.C.20. Project Assignment #02.1 John Adams Middle School HVAC and Fire Alarm Projects Construction Management Consulting Services Cumming Corporation Measure ES**
- .VI.C.21. Contract Amendment #01 Malibu Middle & High School - Campus Improvements Project - Move Management Services King Office Services - Measure BB**
- .VI.C.22. Contract Amendment #01 Malibu Middle High School - Campus Improvements Project Technology Move Management Services Direct Source Communications - Measure BB**
- .VI.C.23. Award of Agreement Washington West Windows, Paint, Floors and Doors Project - Move Management Services King Office Services - Measure ES**
- .VI.C.24. Award of Agreement Washington West Window, Paint, Floors & Doors Project - Technology Move Management Services Direct Source Communications - Measure ES**
- .VI.C.25. Amendment #01 to Agreement McKinley Elementary School - Window, Paint, Floors & Doors Project Move Management Services King Office Services - Measure ES**
- .VI.C.26. Amendment #01 to Agreement McKinley Elementary School Window, Paint, Floors & Doors Project Technology Move Management Services Direct Source Communications - Measure ES**

**.VI.C.27. Amendment #02 to Agreement Franklin Elementary School Window, Paint, Floors & Doors Project Move Management Services King Office Services - Measure ES**

**.VI.C.28. Amendment #02 to Agreement Franklin Elementary School Window, Paint, Floors & Doors Project Technology Move Management Services Direct Source Communications - Measure ES**

**.VI.D. Personnel**

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

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

**.VI.D.3. Student Teaching Agreement - Pacific Oaks College**

**.VII. STUDY SESSION**

**.VII.A. Family Engagement: Samohi PUENTE Parent Group Presentation (30 min)**

Minutes:

Time start: 6:51 p.m. Time end: 8:15 p.m.

Public Comments:

- Nikki Kolhoff, Maria Loya, Mary Cornejo, Ann Thanawalla, Dr. Elias Serna, Dr. Irene Sanchez, John Avalos, Berenice Onofre, Daisy Magallanes, Damian Jamieson, Daisy Vega and Sarah Braff addressed the board regarding this item.

Family Engagement Coordinator Freda Rossi provided the board with the family engagement framework and the implementation of the PIDA program scope and next steps. She introduced the Puente parent leaders, who addressed the board with an interactive, bilingual presentation.

**.VII.B. Next Generation Science Standards (NGSS) High School Implementation Update (45 min)**

Minutes:

Time start: 9:07 p.m. Time end: 9:34 p.m.

Ayanna Pantallion, Ianna Hafft, Sarah Lipetz, and Lissette Bravo presented the Next Generation Science Standards for grades 9-12. The proposal will come back to the board on June 6, 2019.

**.VII.C. Maintenance and Operations Priorities and Reports (45 min)**

Minutes:

Time start: 9:35 p.m. Time end: 9:52 p.m.

Carey Upton, Chief Operations Office, Roosevelt Brown, Director of Maintenance and Operations, and Terrance Venable, Manager of Operations provided the board with an update regarding projects that had been completed this year and those scheduled for next year.

**.VIII. DISCUSSION ITEMS**

**.VIII.A. Consider Revising BP & AR 5141.21 Administering Medication and Monitoring Health Conditions (45 min)**

Minutes:

This item will be return for action at the next board meeting.

**.VIII.B. Consider Revising BP & Adopt AR 5141.22 Infectious Diseases**

Minutes:

Public Comment:

- Jill Hawkins addressed the board regarding this item.

This item will be return for action at the next board meeting.

**.VIII.C. Consider Revising BP & AR and Adopting E 5141.27 Food Allergies/Special Dietary Needs**

Minutes:

This item will be return for action at the next board meeting.

**.VIII.D. Consider Revising BP, Replace AR, & Adopt E 5141.3 Health Examinations**

Minutes:

This item will be return for action at the next board meeting.

**.VIII.E. Consider Revising AR & Adopting E 5141.32 Health Screening for School Entry**

Minutes:

This item will be return for action at the next board meeting.

**.VIII.F. Consider Revising BP & AR 5141.6 School Health Services**

Minutes:

This item will be return for action at the next board meeting.

**.VIII.G. Naming of SMMUSD Facilities (30 min)**

Minutes:

Time start: 8:16 p.m. Time end: 9:06 p.m.

Public Comments:

- Khalian Sanders, Robbie Jones, Ericka Lesley, Andrena Seals, Jessica Walker, Waverly Aselsbum, Danica Jameson, and Zakiya addressed the board regarding this item.

The board discussed naming the facility located at 721 Ocean Park Blvd. The board will discuss the naming opportunity for the facility located at 2802 Fourth St. at a future meeting. The board also discussed the importance of a process for naming district facilities that would serve to teach our community about the history of our community. The board unanimously directed the superintendent to bring back an action item to name the facility at 721 Ocean Park Blvd. the Michelle and Barak Obama Center for Inquiry and Exploration. The board asked the superintendent to inform the community of this direction and the rationale as well as elicit input/comments from the community.

**.IX. MAJOR ACTION ITEMS**

**.IX.A. Adopt Resolution No. 18-51 - Classified Employees Week, May 19-25, 2019 (5 min)**

**Motion Passed:** It is recommend that the Board of Education adopt Resolution No. 18-51 in recognition of Classified School Employees Week, May 19-25, 2019.

Passed with a motion by Mr. Mechur and a second by Mr. Foster.

Yes Mr. Oscar de la Torre

Yes Mr. Craig Foster

Yes Mr. Jon Kean

Absent Ms. Maria Leon-Vazquez

Yes Ms. Laurie Lieberman

Yes Mr. Ralph Mechur

Yes Dr. Richard Tahvildaran-Jesswein

**.IX.B. Adopt Resolution No. 18-52 - Regarding the Release and Non-Reelection of Certificated Temporary Employees (5 min)**

**Motion Passed:** It is recommended that the Board of Education adopt Resolution No. 18-52 - regarding the release and non-reelection of certificated temporary

employees pursuant to Education Code Section 44954, effective June 2019. Passed with a motion by Mr. Kean and a second by Mr. Foster.

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

**.IX.C. Establishment of a New Classification - Lead Translator/Interpreter (5 min)**

**Motion Passed:** It is recommended that the Board of Education approve the establishment of a new classification, Lead Translator/Interpreter, in the Educational Services Department. Passed with a motion by Mr. de la Torre and a second by Ms. Lieberman.

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

**.IX.D. 2018-19 3rd Budget Revisions (20 min)**

**Motion Passed:** It is recommended that the Board of Education approve budget transfers, as described on the attached pages, for these below-listed Funds. Passed with a motion by Mr. Mechur and a second by Mr. Foster.

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

**.X. INFORMATIONAL ITEMS**

**.XI. GENERAL PUBLIC COMMENTS**

Minutes:

Public Comments:

- Jill Hawkins addressed the board regarding public health.
- Sarah Bradshaw addressed the board regarding visits to legislature's offices.
- Bianca Gerber addressed the board regarding Child Development Services at Malibu's new school.

**.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:

- Mr. Foster thanked Sarah Bradshaw from CSBA for her public comment and stressed the importance of fair and full funding of school districts. He encouraged everyone to contact their state legislators to increase school funding.

**.XVI. FUTURE AGENDA ITEMS**

**.XVII. ADJOURNMENT**

It was moved by Mr. Mechur, seconded by Ms. Lieberman, and voted 6/0 (Ms. Leon-Vazquez was absent) to return to closed session at 10:31 p.m. Closed session adjourned at 11:30 p.m. The next meeting is a special meeting scheduled for Thursday, May 30, 2019, at 4 p.m. at the district office: 1651 16th St., Santa Monica, CA. The next regular meeting is scheduled for June 6 at 5:15 p.m. in the Lincoln Middle School cafeteria (1501 California Ave., Santa Monica) to honor retirees, and then 7:30 p.m. in the district office boardroom (1651 16<sup>th</sup> St.) for the remainder of open session.

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

\_\_\_\_\_  
President

\_\_\_\_\_  
Superintendent

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