



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

August 15, 2019

**. CLOSED SESSION**

Minutes:

Dr. Tahvildaran-Jesswein called closed session to order at 4:45 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 (45 min)**

- Name of Case: OAH Case No. 2018050306

Minutes:

Name of Case: OAH Case No. 2018050306

Legal fees: \$175,000

It was moved by Mr. Foster, seconded by Ms. Leon-Vazquez, and approved by the following vote:

Ayes: 6 (Tahvildaran-Jesswein, Kean, Foster, Leon-Vasquez, Lieberman, Mechur)

Nays: 0

Absent: 1 (de la Torre)

- 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 54957 PUBLIC EMPLOYEE DISCIPLINE / DISMISSAL /  
RELEASE (5 min)**

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

- Title: Assistant Principal

**. OPEN SESSION**

**.I. CALL TO ORDER**

Minutes:

Dr. Tahvildaran-Jesswein called open session to order at 5:44 p.m.

**.I.A. Roll Call**

Minutes:

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:

Led by Ms. Pinsker

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

**Motion Passed:** It is recommended that the Board of Education approve the August 1, 2019, regular meeting agenda, with the addition of Item Nos. VIII.B.5 and XII.C, and the postponement of Item No. XI.A. Passed with a motion by Mr. Foster and a second by Ms. Lieberman.

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

Minutes:

The board agreed to pull Item No. VI.C.5 from the consent item to vote on separately.

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

### **.III.A. Approve August 1, 2019, Minutes**

**Motion Passed:** It is recommended that the Board of Education approve the July 18, 2019, regular meeting minutes. Passed with a motion by Mr. Mechur and a second by Ms. Lieberman.

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

Minutes:

Mr. Foster corrected the inaccurate recording of the votes for Item Nos. VIII.E.1-3.

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

### **.IV.A. Ed Foundation Presentation of Check to Fund 2018-19 Programs (10 min)**

Time Certain: 6:30 PM

Minutes:

Time start: 6:32 p.m. Time end: 6:41 p.m.

Following their report, the Santa Monica Education Foundation presented the district with a check for \$2,104,564 to fund programs for 2019-20.

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

Minutes:

Time start: 5:47 p.m. Time end: 5:49 p.m.

Dr. Drati introduced Carey Upton, who briefed the board members on all of the work the Facility Improvement Projects and Maintenance & Operations Departments have been doing all summer to improve the schools and get them ready to open. He also listed some upcoming projects. Dr. Drati reported that in the lead-up to the beginning of school starting, there have been more restorative justice trainings as well as professional development regarding student engagement and project-based learning.

## **.VI. CONSENT CALENDAR**

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

Absent Mr. Oscar de la Torre  
Yes Mr. Craig Foster  
Yes Mr. Jon Kean

Yes Ms. Maria Leon-Vazquez  
Yes Ms. Laurie Lieberman  
Yes Mr. Ralph Mechur  
Yes Dr. Richard Tahvildaran-Jesswein

**Minutes:**

The board approved Item Nos. A.1-4, A.6-8, B.2, C.1-14, C.16-18, D.1-4, D.6, and E.1-2 listed under the Consent Calendar. The board discussed and voted on Item No. VI.A.5, VI.B.1, VI.D.5 separately. Item No. C.15 was not voted on.

Time start: 5:49 p.m. Time end: 6:09 p.m.

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

**.VI.A.1. Approval of Independent Contractors 2019-20**

**.VI.A.2. Conference & Travel Approval/Ratification - 2019/2020**

**.VI.A.3. Overnight Field Trip(s) 2019-20**

**.VI.A.4. Instructional Materials Adoption: Elementary Music Books**

**.VI.A.5. College and Career Access Pathways (CCAP): MOU Revisions**

**Motion Passed:** It is recommended that the Board of Education approve revisions to the College and Career Access Pathways agreement between Santa Monica College and the Santa Monica-Malibu USD. Passed with a motion by Mr. Kean and a second by Mr. Foster.

Absent Oscar de la Torre

Yes Mr. Craig Foster

Yes Jon Kean

Abstain Maria Leon-Vazquez

Yes Laurie Lieberman

Yes Ralph Mechur

Abstain Dr. Richard Tahvildaran-Jesswein

**Minutes:**

A majority of the board requested that staff from both SMMUSD and SMC create a report for the board with enrollment and achievement data for students enrolled in the dual enrollment courses.

**.VI.A.6. Transfer of Head Start Appropriations - BAR #38-458**

**.VI.A.7. Special Education Contracts - 2018-19**

**.VI.A.8. Special Education Contracts - 2019-20**

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

**.VI.B.1. Award of Purchase Orders**

**Motion Passed:** It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from July 24, 2019, through August 6, 2019, for fiscal 19/20. Passed with a motion by Mr. Foster and a second by Mr. Kean.

Absent Oscar de la Torre

Yes Mr. Craig Foster

Yes Jon Kean

Abstain Maria Leon-Vazquez

Yes Laurie Lieberman

Yes Ralph Mechur

Yes Dr. Richard Tahvildaran-Jesswein

**Minutes:**

Ms. Leon-Vazquez abstained, as SMC, her employer, is listed in the PO list.

**.VI.B.2. Award of Contract to Tel-Tec for Security Systems Districtwide - Bid #19.32**

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

- .VI.C.1. Amendment #01 to Agreement Districtwide Security Improvements Project Security Consulting Services Vantage Technology Consulting Group Measure ES**
- .VI.C.2. Amendment #01 to Agreement Franklin Elementary School Window, Paint Floors & Doors Project and McKinley Elementary School Windows, Flooring and Paint Project Inspector of Record Services Knowland Construction Services Measure ES**
- .VI.C.3. Amendment #1.2 to Agreement Franklin Elementary School and McKinley Elementary School - Window, Paint, Floors, and Doors Project Construction Management Services - Vanir Construction Management, Inc. Measure ES**
- .VI.C.4. Amendment #01 to Agreement John Adams Middle School HVAC & FA Project (Phase II) Inspector of Record Services Sandy Pringle Associates, Inc. Measure ES**
- .VI.C.5. Amendment #01 to Agreement - John Adams Middle School HVAC & Fire Alarm Project Special Inspection Services MTGL Inc. Measure ES**
- .VI.C.6. Award of Agreement John Adams Middle School Performing Arts Center Project Commissioning (CxA) Consulting Services 3Qc - Measure ES**
- .VI.C.7. Amendment #01 to Agreement - Cabrillo Elementary School & Malibu Elementary School - Malibu Alignment Project Move Management Services King Office Services - Measure ES**
- .VI.C.8. Amendment #26 to Agreement Malibu Elementary School Malibu Alignment Project Legal Description for Easement to Water Department Psomas Measure ES**
- .VI.C.9. Change Order #04 to Agreement Malibu Elementary School - Malibu Alignment Project Interim Housing Elite Modular Measure ES**
- .VI.C.10. Change Order #01 Webster Elementary School Malibu Alignment Project Webster Playground USA Shade and Fabric Structures Inc. - Measure ES**
- .VI.C.11. Amendment #13 to Agreement Malibu Elementary School Malibu Alignment Project (Temporary Housing) - Interior Roller Shade Removal/Re-Installation Heritage Window Coverings Inc. Measure ES**
- .VI.C.12. Change Order #03 McKinley Elementary School Window, Paint, Floors & Doors, HVAC & Fire Alarm Projects Construction Contract Bid #18.08.ES USS Cal Builders, Inc. - Measure ES**
- .VI.C.13. Amendment #13 to Agreement Malibu Middle & High School Campus Improvements Project Testing & Inspection Services Leighton Consulting, Inc. Measure BB**
- .VI.C.14. Amendment #14 to Agreement Michelle and Barack Obama Center for Inquiry and Exploration - Olympic High School Window, Paint, Floors & Doors Project - Interior Roller Shade Installation Heritage Window Coverings Inc. Measure ES**
- .VI.C.15. Amendment #01 to Agreement Santa Monica High School Discovery Building Project Special Inspection and Materials Testing Services Smith-Emery Laboratories Measure ES**
- .VI.C.16. Change Order #04 Santa Monica High School HVAC Project (Barnum, Music, Admin, N. Gym Buildings) - Replacement & Electrical Service Construction Contract Bid #19.15.ES Pardess Air, Inc. Measure ES**
- .VI.C.17. Accept Work as Completed Santa Monica High School Interim Repairs and Upgrades Project Track Replacement CMAS Contract No: 4-12-78-0063A Beynon - Measure ES**

**.VI.C.18. Amendment #2 to Contract Santa Monica High School Discovery Building Project Lease-Leaseback (LLB) RFP #19.10.ES.R1  
McCarthy Building Companies, Inc. - Measure ES**

**.VI.D. Personnel**

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

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

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

**.VI.D.4. Increase in Staffing (FTE) - Information Services**

**.VI.D.5. Administrative Appointments**

**Motion Passed:** It is recommended that the Board of Education approve the administrative appointments listed below. Passed with a motion by Mr. Foster and a second by Mr. Kean.

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:

Mr. Drati announced that Mr. Adam Almeida will serve as the new Assistant Principal at Malibu High School, and Ms. Nicole Nicodemus will serve as the first Assistant Principal of the new project-based learning pathway. Mr. Almeida thanked the board for the opportunity and said he looked forward to meeting everyone and beginning the work.

**.VI.D.6. Approval of Teaching Assignments Pursuant to Education Code 44258.7 (c) & (d)**

**.VI.E. General**

**.VI.E.1. Revise BP 3551 - Food Service Operations / Cafeteria Fund**

**.VI.E.2. Revise BP 3553 Free and Reduced Price Meals**

**.VII. MAJOR ACTION ITEMS**

**.VII.A. Public Hearing to Consider John Adams Middle School Preliminary Environmental Assessment Equivalent (5 min)**

**Time Certain: 6:00 PM**

**Motion Passed:** It is recommended that the Board of Education conduct a public hearing on the Preliminary Environmental Assessment ("PEA") Equivalent for the John Adams Middle School in order to obtain the Department of Toxic Substances Control's ("DTSC") site certification for the District to obtain state funding for the construction of the new auditorium complex. Passed with a motion by Mr. Kean and a second by Mr. Mechur.

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:

Time start: 6:09 p.m. Time end: 6:11 p.m.

**.VII.B. Approve Naming of Santa Monica High School Track (5 min)**

**Motion Passed:** It is recommended that the Board of Education name the Santa Monica High School track the Patrick Cady Track. Passed with a motion by Ms. Leon-Vazquez and a second by Ms. Lieberman.

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:

Time start: 6:11 p.m. Time end: 6:14 p.m.

**.VII.C. Resolution No. 19-01 - A Resolution of the Board of Education of the Santa Monica-Malibu Unified School District Authorizing the Issuance and Sale of General Obligation Bonds of School Facilities Improvement District No. 1 (Santa Monica Schools), Election of 2018, Series A, in the Aggregate Principal Amount of Not to Exceed \$110,000,000 and Approving Related Documents and Actions (5 min)**

**Time Certain: 6:30 PM**

**Motion Passed:** It is recommended that the Board of Education approve Resolution No. 19-01 - A resolution of the Board of Education of the Santa Monica-Malibu Unified School District authorizing the issuance and sale of General Obligation Bonds of School Facilities Improvement District No. 1 (Santa Monica Schools), Election of 2018, Series A, in the aggregate principal amount of not to exceed \$110,000,000 and approving related documents and actions.

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

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:

Time start: 6:28 p.m. Time end: 6:30 p.m.

**.VII.D. Resolution No. 19-02 - A Resolution of the Board of Education of the Santa Monica-Malibu Unified School District Authorizing the Issuance and Sale of General Obligation Bonds of School Facilities Improvement District No. 2 (Malibu Schools), Election of 2018, Series A, in the Aggregate Principal Amount of Not to Exceed \$35,000,000 and Approving Related Documents and Actions (5 min)**

**Time Certain: 6:30 PM**

**Motion Passed:** It is recommended that the Board of Education approve Resolution No. 19-02 - A resolution of the Board of Education of the Santa Monica-Malibu Unified School District authorizing the issuance and sale of General Obligation Bonds of School Facilities Improvement District No. 2 (Malibu Schools), Election of 2018, Series A, in the aggregate principal amount of not to exceed \$35,000,000 and approving related documents and actions. Passed with a motion by Ms. Lieberman and a second by Mr. Foster.

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:

Time start: 6:30 p.m. Time end: 6:31 p.m.

**.VII.E. 2019-20 Financial Oversight Committee (FOC) Charges**

**Motion Passed:** It is recommended that the Board of Education approve the following charges for the Financial Oversight Committee (FOC). Passed with a motion by Mr. Mechur and a second by Mr. Kean.

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:

Time start: 6:14 p.m. Time end: 6:14 p.m.

**VII.F. Approve Master Agreement among the Santa Monica-Malibu Unified Schools District, Santa Monica Ed Foundation, and The Shark Fund (10 min)**

**Motion Passed:** It is recommended that the Board of Education approve the Master Agreement among the Santa Monica-Malibu Unified School District (SMMUSD), the Santa Monica Education Foundation, and The Shark Fund. Passed with a motion by Mr. Foster and a second by Ms. Lieberman.

Absent Oscar de la Torre

Yes Mr. Craig Foster  
Yes Jon Kean  
Yes Maria Leon-Vazquez  
Yes Laurie Lieberman  
Recuse Ralph Mechur  
Yes Dr. Richard Tahvildaran-Jesswein

Minutes:

Time start: 6:15 p.m. Time pause: 6:17 p.m.

Time resume: 6:27 p.m. Time end: 6:28 p.m.

Mr. Mechur recused himself from the item, due to his personal relationship with the Executive Director of the Santa Monica Education Foundation. Staff confirmed for the board members that this new agreement supersedes the previous master agreement the district had in place with just the Santa Monica Education Foundation.

**VI.G. High School Course Approval: Computer Science Principles (10 min)**

**Motion Passed:** It is recommended that the Board of Education approve the granting of credits for the following course to be offered at the high school level: Computer Science Principles. Passed with a motion by Ms. Leon-Vazquez and a second by Mr. Foster.

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:

Time start: 6:17 p.m. Time end: 6:27 p.m.

Staff answered board members' questions regarding the details of the course.

**.VIII. INFORMATIONAL ITEMS**

**.VIII.A. Revision of AR 3551 - Food Service Operations / Cafeteria Fund**

**.VIII.B. Revision of AR 3553 Free and Reduced Price Meals**

**.IX. GENERAL PUBLIC COMMENTS**

**.X. BOARD MEMBER ITEMS**

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

**.XII. CONTINUATION OF PUBLIC COMMENTS**

**.XIII. BOARD MEMBER COMMENTS**

**.XIV. FUTURE AGENDA ITEMS**

**.XV. ADJOURNMENT**

It was moved by Ms. Leon-Vazquez, seconded by Ms. Lieberman, and voted 7/0 to adjourn the meeting at 6:41 p.m. The next meeting is a special meeting scheduled for Wednesday, August 28, 2019, at 4 p.m. at the district office: 1651 16<sup>th</sup> St., Santa Monica, CA. The next regular meeting is scheduled for Thursday, September 5, 2019, at 5:30 p.m. at the district office.

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

\_\_\_\_\_  
President

\_\_\_\_\_  
Superintendent

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