

BOARD OF EDUCATION OF THE CITY OF LOS ANGELES
Governing Board of the Los Angeles Unified School District

REGULAR MEETING ORDER OF BUSINESS

333 South Beaudry Avenue, Board Room

1 p.m., Tuesday, March 24, 2009

Roll Call

Pledge of Allegiance

Superintendent's Report

Celebrating Cesar Chavez Day

Special Reports and Presentations

Superintendent's 2008-2009 Budget Recommendations

Superintendent's 2009-2010 Initial Personnel Budget Recommendations

(See Tab 21)

Instructional Items

Discipline Foundation Policy Update

New Business for Action

1. Board of Education Report No. 286 – 08/09
Business Services Division
(Various Purchasing Transactions) Recommends ratification of regular purchase orders and other transactions for approximately \$18.2 million; and authorizes the purchase of arts supplies and swimming pool chemicals.
2. Board of Education Report No. 287 – 08/09
Business Services Division
(Agreements and Amendments) Recommends ratification of 283 various agreements for amounts less than \$250,000 totaling approximately \$5.6 million; approval of professional services contracts for probation officer services and mentoring services for Washington Prep High School.

3. Board of Education Report No. 288 – 08/09
Facilities Services Division
(Ratification of Contract Actions and Approval of Professional Services Contracts)
Recommends ratification of award of 1 new and 20 existing facilities construction contracts and amendments for approximately \$15 million; 8 job order contracts amendments for \$12 million; change orders for new and existing facilities for approximately \$3.9 million; awards 78 unadvertised contracts totaling \$1 million; awards 1 architectural and engineering contract and 16 task order contract amendments and extra services contracts and amendments totaling \$2.4 million; 3 new contracts for professional services not to exceed \$250,000 and 15 option year amendments for a not to exceed total of \$13.5 million; recommends approval of 4 professional service contract amendments for architect and engineering services for \$3 million; and amendments to professional service contracts for lead, mold, asbestos and hazardous materials consulting services for an increased capacity of \$26.5 million.

4. Board of Education Report No. 289 – 08/09
Facilities Services Division
(Amendment to the Existing Facilities Strategic Execution Plan to Fund Alteration and Improvement (A&I) Projects, Measure K Unallocated Project and Board Member Priority Projects at Various Schools) Recommends approval of an amendment to Strategic Execution Plan to add 30 projects in Local Districts 1, 2, 3, 4, 6, 7, and 8 using Measure K, Measure R and Measure Y school bond construction funds for approximately \$3.3 million.

5. Board of Education Report No. 290 – 08/09
Facilities Services Division
(Amendment to the Planning and Development Strategic Execution Plan to Authorize the Use of Measure Y Innovation Funds at Maclay Middle School for a Youth Technology Center and Field Improvements) Recommends approval of an amendment to Strategic Execution Plan to provide technology upgrades to convert classrooms to a technology center and capital improvement to an existing recreation field for a youth soccer program using Measure Y school bond construction funds for approximately \$2.2 million.

6. Board of Education Report No. 291 – 08/09
Facilities Services Division
(Amendment to the Planning and Development Branch Strategic Execution Plan to Authorize Use of Measure Y Innovation Funds to Relocate and Expand the Gage Middle School Health Clinic) Recommends approval of an amendment to Strategic Execution Plan to relocate and expand an existing school based health clinic using Measure Y school bond construction funds for approximately \$1 million.

7. Board of Education Report No. 294 – 08/09
Human Resources Division
(Routine Personnel Actions) Recommends approval of 1,639 routine personnel actions such as promotions, transfers, leaves, etc.

8. Board of Education Report No. 295 – 08/09
Human Resources Division
(Nonroutine Personnel Actions) Recommends the dismissal of 3 classified employees.
9. Board of Education Report No. 301– 08/09
Student Health and Human Services
(Student Expulsions) Recommends approval of expulsions and appropriate placement of 12 students, including the suspension of enforcement of 10 of the students, and the conditional enrollment of 2 students expelled from other districts.

Board Members Resolutions

10. Ms. Flores Aguilar, Ms. Korenstein, Ms. García – Support of the English Plus Resolution (HR 3)

Whereas, In order to globally compete in the 21st Century, today’s students need to develop linguistic and cultural literacy and functional proficiency in one or more world languages;

Whereas, More than 55 different languages are spoken in the homes of students in the Los Angeles Unified School District, creating a rich and culturally diverse environment that benefits students as they are educated to succeed in a global society;

Whereas, Students in the District’s Dual Language Program consistently demonstrate higher academic proficiency scores than their non-dual language counterparts, which parallels research findings for other dual language programs across the nation;

Whereas, The Governing Board of the Los Angeles Unified School District passed the “Mandarin, Spanish, and Other World Languages in the Schools Initiative” on October 28, 2008, to encourage and expand opportunities for multilingualism;

Whereas, The English Plus Resolution, as introduced in the House of Representatives on January 6, 2009, by Congressman José E. Serrano, aligns with the goals of District’s world languages initiative;

Whereas, The English Plus Resolution recognizes the value of multilingualism and declares that the United States Government should pursue policies that:

- encourage all U.S. residents to become fully proficient in English, as well as learn and/or maintain skills in other world languages;
- aid in preserving native languages and cultures on the verge of extinction;
- continue to provide services in other languages as needed; and,
- oppose “English-only” measures; now, therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District strongly supports the English Plus Resolution and its objectives; and

Resolved further, That this resolution of support be transmitted to Congressman Serrano, the Los Angeles Congressional delegation, appropriate Congressional committees and leaders, Senate representatives, and all other parties as appropriate.

11. Ms. Flores Aguilar, Ms. García, Dr. Vladovic – *Sí Se Puede*: Honoring the Life and Legacy of Cesar E. Chavez **No earlier than 1 p.m.**

Whereas, Cesar E. Chavez founded United Farm Workers of America to contest the poor treatment of the workers in the fields and sought to empower those workers by organizing the first union to acquire labor contracts for farm workers;

Whereas, Cesar E. Chavez was an adherent to nonviolent civil disobedience, which he manifest through fasts, strikes, and boycotts focused on safe working conditions, fair wages, housing, and the banning of child labor;

Whereas, Cesar E. Chavez changed the attitudes of the workers in the fields and the nation far beyond by leading them to live the La Causa slogan, “*Sí Se Puede*,” empowering all to fight for civil rights, and to strive for justice for all minorities;

Whereas, Cesar E. Chavez’ efforts extended to include the education of migrant children, organizing voter registration drives, and standing up against police mistreatment;

Whereas, Cesar E. Chavez espoused the “Education of the Heart” for all students because he believed that it is not enough to teach our young people to be successful, to seek achievement, and to make progress as individuals while forgetting about progress and prosperity for their community, and while leaving friends and neighbors behind; he believed that our ambitions must be broad enough to include the aspirations and needs of others;

Whereas, Cesar E. Chavez’ has inspired millions of people, was a recipient of the Martin Luther King Jr. Peace Prize, and was also awarded the Presidential Medal of Freedom for his outstanding contributions to our country, which is our nation’s highest civilian honor;

Whereas, It is befitting that the life and accomplishments of this inspirational Mexican American civil rights leader be recognized through an annual Cesar E. Chavez holiday on March 31st, the day he was born;

Whereas, SB 984 (Polanco) was passed by the California Senate on August 10, 2000, thereby establishing March 31 as an official paid state holiday in honor of Cesar E. Chavez and his tireless efforts toward equality for all;

Whereas, SB 984 states, “Existing law authorizes the public schools to close on March 31 for Cesar Chavez Day...” if the governing Board agrees to close schools for that purpose, pursuant to a memorandum of understanding based on specifics of the Government Code (Chapter 10.7 of Division 4 of Title 1, commencing with Section 3540);

Whereas, The Governing Board of the Los Angeles Unified School District passed a resolution on December 12, 2000, fully endorsing all components of SB 984 and directed the Superintendent to work collaboratively to implement the full intent of SB 984;

Whereas, The California Federation of Teachers adopted a resolution at their 2007 state convention calling on every school district in California to abide by the spirit and letter of SB 984 and recognize Cesar Chavez’ birthday as a paid holiday for workers;

Whereas, District students have held marches and collected signatures in recent years requesting the establishment of Cesar Chavez Day as an official District holiday, with the same recognition and status as other state and federal holidays;

Whereas, The District annually supports the Cesar Chavez Day of Service and Learning, created for public school children to promote service to the communities of California, but has not designated an official holiday in his honor; and

Whereas, Cesar Chavez is a heroic civil rights activist, akin to Martin Luther King, Jr. and Robert F. Kennedy, and as such, is an exemplary role model for all District students, including more than 500,000 Latino and Hispanic students, who would benefit directly from an official District holiday in recognition of his life and contributions to humanity; now, therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District recognizes March 31st as Cesar E. Chavez Day and establishes it as an official District holiday;

Resolved further, That the Superintendent encourage students, staff, school administrators, teachers, and community members to implement service-learning projects based on his life, work, and values, and realize the full intent of the State-established Cesar Chavez Day of Service and Learning;

Resolved further, That the Board directs the Superintendent to work with all necessary departments (Staff Relations, Calendar Committee, Budget, and any others) to develop an action and negotiating plan, in an effort to establish Cesar Chavez Day as a paid employee holiday in lieu of Admissions Day (or another paid holiday), and to establish service-learning projects in his honor beginning no sooner than the 2010-11 school year;

Resolved further, That the Superintendent will provide the specifics of the action and negotiating plan to the Board of Education within 90 days; and be it finally

Resolved, That the Board reiterates its support for federal legislation to create a national holiday in honor of Cesar Chavez and his legacy, and urges the United States Congress to pass legislation to this effect.

12. Ms. Galatzan – LAUSD Clean and Green

Whereas, The Los Angeles Unified School District is committed to being a leader in renewable energy technology, water conservation, green building, creating green jobs and environmentally responsible consumption;

Whereas, Going green will reduce the District's \$85 million annual utilities expenditure while maximizing health benefits and environmental responsibility;

Whereas, The District is working with the California Public Utilities Commission (CPUC) and the Los Angeles Department of Water and Power (LADWP) to increase incentives for renewable energy projects and water conservation;

Whereas, By 2012, the District will utilize new restroom fixtures, smart irrigation controllers, water brooms, and cooling tower conductivity controllers that will reduce current water consumption by 10 percent, which is the equivalent of 200 million gallons of water;

Whereas, District's Maintenance & Operations Division has a pilot Custodial Greening Program, including the introduction of screened and approved green chemicals, microfibers, towels and mops, more efficient vacuums with improved filtering systems and floor cleaning systems;

Whereas, Maintenance & Operations ~~and the Office of Environment Health and Safety (OEHS)~~ ~~are~~ is working with KLCS to develop training videos for the pilot Custodial Greening Program to showcase proper handling and disposal of all chemical cleaners along with other custodial best practices to their staff;

Whereas, OEHS has a Material Safety Data Sheet for each chemical product used or stored at the school or facility (California Code of Regulations, Title 8, Section 5194) which looks at health hazard data, hazardous components, spill or leak procedures, reactivity data, fire and explosion data just to name a few;

Whereas, OEHS ensures that the run off from those cleaners are emptied into the sewer drain so the water containing the chemicals can be treated as opposed to going into the storm drain which goes directly into the ocean;

Whereas, The District made a commitment to establish a Green Accountability Program with quarterly reports from the Superintendent about the District's progress towards a more sustainable future; now, therefore, be it

Resolved, That in ~~60~~ 90 days, the Superintendent provides the Governing Board of the Los Angeles Unified School District with a report on cleaning supplies that meet the Green Seal Standard or other standards established by independent certifying organizations; the cost of those cleaning supplies; and the environmental impacts of the existing products as compared to the green cleaning supplies; and

Resolved further, That the Superintendent directs and encourages staff to communicate and collaborate with local environmental groups, such as Apollo Alliance, Coalition for Clean Air, Environment NOW, Green LA Coalition, Heal the Bay, LA Conservation Corps, Sierra Club, and Tree People to share ~~best practices and~~ the results of our green cleaning program as it is implemented to further develop the Green Accountability Program.

Motion Requested by the Superintendent

13. Resolved, That Board of Education of the City of Los Angeles ratifies the reappointment of David Jenkins, representing the Associated General Contractors of California (AGC), as Member to the School Construction Bond Oversight Committee commencing April 1, 2009, and John Hakel to serve as alternate representative.

Board Member Resolutions Initial Announcements

14. Ms. Galatzan - Working With Our Neighborhoods

Whereas, A number of neighborhood schools use marquees as a means of communicating important messages to students, teachers, and parents;

Whereas, Marquees advertise to the nearby community the activities and awards of a particular school, which enhance feelings of pride and unity;

Whereas, School marquees are increasingly using flashy neon letters to increase visibility;

Whereas, Marquees tend to be located at the front of school, often overlooking a busy intersection, which provides maximum exposure;

Whereas, Neon lettering has the potential to distract residents and drivers;

Whereas, Some residents have contacted the Los Angeles Unified School District to report loss of sleep and other problems caused by marquees;

Whereas, The District has no existent policy governing the location, placement, hours of service, types of lettering, and other issues involving marquees; and

Whereas, The District is committed to being a good neighbor; now, therefore, be it

Resolved, That the Superintendent will in the next 60 days convene a task force consisting of community leaders, District staff, school police, and the General Counsel's office for the purpose of developing a workable policy governing operation of marquees.

15. Ms. García - Declaring March 2009 as National Women's History Month – “Women Taking the Lead to Save Our Planet”

Whereas, With passion and courage, women have taught us that when we band together to advocate for our highest ideals, we can advance our common well-being and strengthen the fabric of our Nation;

Whereas, Each year during Women's History Month, we remember and celebrate women from all walks of life who have shaped this great Nation. This year, in accordance with the theme, “*Women Taking the Lead to Save our Planet,*” we pay particular tribute to the efforts of women in preserving and protecting the environment for present and future generations;

Whereas, Ellen Swallow Richards is known to have been the first woman in the United States to be accepted at a scientific school. She graduated from the Massachusetts Institute of Technology in 1873 and went on to become a prominent chemist. In 1887, she conducted a survey of water quality in Massachusetts. This study, the first of its kind in America, led to the Nation's first state water-quality standards;

Whereas, Women have also taken the lead throughout our history in preserving our natural environment. In 1900, Maria Sanford led the Minnesota Federation of Women's Groups in their efforts to protect forestland near the Mississippi River, which eventually became the Chippewa National Forest, the first Congressionally mandated national forest. Marjory Stoneman Douglas dedicated her life to protecting and restoring the Florida Everglades. Her book, *The Everglades: Rivers of Grass*, published in 1947, led to the preservation of the Everglades as a National Park. She was awarded the Presidential Medal of Freedom in 1993;

Whereas, Rachel Carson brought even greater attention to the environment by exposing the dangers of certain pesticides to the environment and to human health. Her landmark 1962 book, *Silent Spring*, was fiercely criticized for its unconventional perspective. As early as 1963, however, President Kennedy acknowledged its importance and appointed a panel to investigate the book's findings. *Silent Spring* has emerged as a seminal work in environmental studies. Carson was awarded the Presidential Medal of Freedom posthumously in 1980;

Whereas, Grace Thorpe, another leading environmental advocate, also connected environmental protection with human well-being by emphasizing the vulnerability of certain populations to environmental hazards. In 1992, she launched a successful campaign to organize Native Americans to oppose the storage of nuclear waste on their reservations, which she said contradicted Native American principles of stewardship of the earth. She also proposed that America invest in alternative energy sources such as hydroelectricity, solar power, and wind power;

Whereas, These and other women helped protect our environment and our people while challenging the status quo and breaking social barriers. Their achievements inspired generations of American women and men not only to save our planet, but also to overcome obstacles and pursue their interests and talents. They join a long and proud history of American women leaders, and this month we honor the contributions of all women to our Nation; now, therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District join with the governors of states, city councils, school boards, U.S. Congress and the President of the United States in celebrating the extraordinary achievements and contributions of American women by observing this month of March with appropriate ceremonies and activities to honor the history, accomplishments, and contributions of all women.

16. Ms. Galatzan - Child Abuse Prevention and Awareness Month

Whereas, Every child deserves to grow up in a healthy, safe, nurturing environment free from the threats, dangers, and harmful effects of child abuse and neglect;

Whereas, Child abuse and neglect can mean the endangerment of the physical, emotional, and/or cognitive well-being of a child, which can lead to poor educational outcomes, detrimental behaviors and mental and physical illness for children;

Whereas, During periods of economic challenges, families are much more vulnerable, and the incidence of abuse increases across all segments of our society, with risk factors greater in families where the parent abuses alcohol or drugs;

Whereas, According Child Welfare Information Gateway agency, more than 1,500 children died nationally from abuse in 2006;

Whereas, At the state and national level, child abuse is considered to be one of our nation's most serious public health problems, with scientific studies documenting the link between the abuse and neglect of children and a wide range of medical, emotional, psychological and behavioral disorders such as depression, alcoholism, drug abuse, severe obesity, juvenile delinquency, and the need for special education services;

Whereas, Prevention strengthens families and is cost effective, and it is estimated that nationally, \$94 billion is spent on the treatment and consequences of child maltreatment;

Whereas, The Los Angeles Unified School District has produced and, through the Health Education Programs, will distribute a Personal Safety Video for Pre-Kindergarten through 5th grade in April;

Whereas, The Child Abuse Prevention Parent Subcommittee, through the District's parent collaborative, works with the "Darkness to Light" non-profit agency to train parents to become advocates for the prevention of child abuse in their community; and

Whereas, Child Abuse Prevention Month in April is an acknowledged community responsibility; now, therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District proclaims April 2009 as Child Abuse Prevention and Awareness Month.

17. Ms. García, Ms. Flores Aguilar – Celebrating Support for our Students: Declaring March as Professional Social Work Month

Whereas, Social workers connect individuals, families, and communities to available resources;

Whereas, Social workers are dedicated to improving the society in which we live;

Whereas, Social workers are positive and compassionate professionals;

Whereas, Social workers stand up for others to make sure everyone has access to the same basic rights, protections, and opportunities;

Whereas, Social workers help people help themselves, whenever and wherever they need it most;

Whereas, Social workers have been the driving force behind important social movements in the United States and abroad;

Whereas, Social workers have the right education and experience to guide individuals, families, and communities through complex issues and choices; and

Whereas, A social work career is one filled with purpose and possibilities; now, therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District recognizes professional social workers by proclaiming March 2009 as Professional Social Work Month and celebrating their commitment and dedication to individuals, families, and communities everywhere.

18. Ms. Korenstein – Food Drive

Whereas, Given the economic crisis that is facing our State, Counties, and Cities there is an increase in the number of homeless people as well as those vulnerable to these circumstances;

Whereas, The current unemployment rate in the State is 10.1% and growing. The unemployment rate for Los Angeles has soared to 12%. Many of people have given up looking for jobs and, therefore, are not counted in these numbers. Due to this factor, many experts are claiming that our unemployment numbers are much higher;

Whereas, There is a 25% increase across Los Angeles County of people accessing Department of Public Social Services, which include food stamps, cash aid, and homeless services;

Whereas, Only 54% of Californians who are eligible for food stamps actually receive them. In order to receive food stamps, you must be a legal resident. Due to immigration status, some families are hesitant to apply for assistance, although their US born children may qualify for services;

Whereas, The cost of essentials such as food, rent, mortgage, and gasoline has been increasing while people are experiencing wage reductions or unemployment. Many families are being forced to decide whether to buy food or pay their bills;

Whereas, Food pantries have experienced a 41% increase in demand;

Whereas, Due to the rising cost of food and of gas to deliver items, the food bank has received fewer donations;

Whereas, In 2008, 30% of the food assistance went unmet in Los Angeles.

Whereas, 78% of Los Angeles Unified School District students qualify for free or reduced breakfast and lunch;

Whereas, Homeless children nationally are 1.5 times likely to perform below grade level in reading; 1.5 time more likely to perform below grade level in spelling; and 2.5 times more likely to perform below grade level in math;

Whereas, The District has 12,000 children who are homeless;

Whereas, Inadequate nutrition places children and youth at risk for increased illness and impacts their cognitive development, behavior and academic success. Without the proper nutrition, children are more likely to experience irritability, fatigue and difficulty concentrating compared to children with a proper diet. This is evidenced by grade repetition, absenteeism, tardiness, anxiety, aggression, and poor math scores; now, therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District authorizes a Food Collection Campaign immediately to collect food for the Los Angeles Regional Food Bank (they will bring containers and pick up the food); and be it

Resolved further, that the Board directs the Superintendent to assign appropriate staff to organize and begin the Food Drive.

Miscellaneous Business

Correspondence and Petitions

19. Report of Correspondence

Minutes

20. 10 a.m., Special Meeting, February 17, 2009
11 a.m., Special Closed Session, March 10, 2009

Special Reports and Presentations

21. Superintendent's 2008-2009 Budget Recommendations
Superintendent's 2009-2010 Initial Personnel Budget Recommendations

Announcements

Motion finding Ms. Canter absent from March 17 meetings

Motion to call for Special Board Meetings on March 31, 2009, regarding eminent domain at 10 a.m., and budget at 1 p.m.

Public Comment

Adjournment

Please note that the Board of Education may consider at this meeting any item referred from a Board Meeting five calendar days prior to this meeting (Education Code 54954.2(b)(3))

The Board of Education may also refer any item on this Order of Business for the consideration of a Standing Committee of the Board of Education, which meets on the Thursday immediately after this meeting.

Members of the public who wish to address the Board regarding items on this agenda should contact the Board Secretariat in person or by calling (213) 241-7002 or toll free (877) 772-6273, extension 128, one hour prior to the scheduled start time of the meeting to determine if they may be added to the speakers' list. Requests for disability related modifications or accommodations shall be made 24 hours prior to the meeting to the Board Secretariat.

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If you or your organization is seeking to influence a purchasing, policy, site selection or any other LAUSD decision, registration may be required under the District's Lobbying Disclosure Code. Please visit www.lausd.net/ethics to determine if you need to register or call

Materials related to an item on this Order of Business submitted to the Board of Education, including those submitted after the initial distribution of materials, are available for public inspection at the Security Desk on the first floor of the Administrative Headquarters.