

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

SPECIAL MEETING MINUTES
333 South Beaudry Avenue, Board Room
and via teleconference from
1130 "K" Street #205
Sacramento, CA 95814
9:30 a.m., Tuesday, August 29, 2006

The Los Angeles Board of Education acting as the Governing Board of the Los Angeles Unified School District, met in special session on Tuesday, August 29, 2006, at the Los Angeles City Board of Education Administrative Offices, Board Room, 333 South Beaudry, Los Angeles, and via teleconference from 1130 "K" Street #205, Sacramento, California.

Vice President Jon Lauritzen called the meeting to order at 9:52 a.m.

The following Board Members were present: Ms. Mónica García, Ms. Julie Korenstein, Mr. Mike Lansing, Mr. David Tokofsky, and Vice President Jon Lauritzen. Ms. LaMotte joined via teleconference at 10:31 a.m. Ms. Marlene Canter was absent.

Ms. García led the Pledge of Allegiance.

Mr. Dan Isaacs, Chief Operating Officer, occupied the Superintendent's Chair.

Vice President Lauritzen modified the Order of Business.

REGULAR CALENDAR

BOARD OF EDUCATION REPORT NO. 3 – 06/07

Adoption of a Resolution of Necessity and Authorization to Obtain Funds to Obtain Orders for Possession of Land Parcels Required for South Region Elementary School No. 3 and South Region Early Education Center No. 1 - Located on Atlantic Avenue Between Florence Avenue and Live Oak Avenue

Mr. Lauritzen read the following statement:

The purpose of this meeting is to adopt a Resolution of Necessity to obtain properties so that the District can build schools. In order to adopt the Resolution

of Necessity, the Board of Education must make the following findings as the Resolution is heard:

1. That the public interest and necessity require the properties;
2. That the projects are planned or located in the manner that would be most compatible with the greatest public good and the least private injury;
3. That the properties are necessary for the projects;
4. That the District has made offers as required by law to the owners of record of the properties that the District wants to acquire as specified in Government Code Section 7267.2; and
5. That the proposed project is of a more necessary public use than any existing public use.

Mr. Joseph Mehula, Chief Facilities Executive, indicated that the Resolution would enable the District to acquire by eminent domain the real property required to build South Region Elementary School No. 3 and South Region Early Education Center No. 1. He stated that the site is located on Atlantic Avenue between Florence Avenue and Live Oak in the Cities of Cudahy and Bell. The proposed school will relieve overcrowding at Corona, Woodlawn and Hughes Elementary Schools as well as Elizabeth and Ochoa Learning Centers and Nimitz Middle School. He further stated the project will be built on approximately 4.79 acres and is comprised of 12 parcels owned by 10 parties.

The District made purchase offers to the owners beginning February 13, 2006, for no less than the appraised value of the properties. Notices of this hearing were sent to property owners and known tenants by first class mail and by certified mail on August 9, 2006. The Board took action on the approval of this project on May 23, 2006.

Mr. Lansing moved that the report be adopted. Ms. Korenstein seconded the motion.

In response to Board Members questions, Mr. Jess Womack, Deputy General Counsel, stated that there were no objections from the Cities of Cudahy or Bell to this project.

On roll call, the report was adopted 5 ayes, 2 absent, Ms. LaMotte and Ms. Canter.

POSTPONED REPORTS

BOARD OF EDUCATION REPORT NO. 23 – 06/07 (DIRECT)
Resolution to Exempt the Alliance for College Ready Charter School Project from Local
Land Use Regulations under Government Code Section 53094

Mr. Lansing moved that the report be adopted. Ms. Garcia seconded the motion.

Mr. Greg McNair provided a brief presentation on the report. He stated that the Board had requested zone exemptions on at least three other occasions for charter schools. Mr. McNair responded to questions from Board Members.

On the advice of counsel, Mr. Tokofsky excused himself from participating in the discussion and left the room. The roll was held open pending the participation of other board members via teleconference.

Later in the meeting and on roll call, the report was adopted 5 ayes. Mr. Tokofsky and Ms. Canter were absent.

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Vice President Lauritzen resumed the Order of Business.

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BOARD OF EDUCATION REPORT NO. 1 – 06/07
New Construction Strategic Execution Plan Amendment to Construct District
Administrative Offices Utilizing Measure R Charter School Expansion Funds

Mr. Jefferson Crain, Executive Officer of the Board, announced that Mr. Tokofsky was not participating in the discussion.

Ms. Garcia moved that the report be adopted. Mr. Lansing seconded the motion.

Mr. McNair provided a brief presentation on the report.

On roll call the report was adopted 4 ayes. Ms. LaMotte, Mr. Tokofsky, and Ms. Canter were absent.

Later in the meeting, Ms. LaMotte recorded a no vote. The final vote was 4 ayes, 1 no, Ms. LaMotte. Mr. Tokofsky and Ms. Canter were absent.

BOARD OF EDUCATION REPORT NO. 47 – 06/07
2006-07 Superintendent's Final Budget Including Policies Followed in Preparing the
Superintendent's Final Budget

Dr. Roger Rasmussen, Director, Budget Division, stated the report represented a balanced budget for the 2006-07 fiscal year and for the 2007-08 and 2008-09 fiscal years, as required by State law. He proceeded to describe the proposed non-routine changes to the budget, totaling approximately \$19 million.

Mr. Crain announced staff was substituting Board of Education Report No. 47 (Revised) dated August 22, 2005, including an attachment entitled "Proposed Non Routine Changes to the Final Budget – Revised, which is dated August 25, 2006.

Mr. David Goldberg representing United Teachers Los Angeles addressed the Board in place of Julie Washington.

In response to comments by Board Members, Dr. Ramussen stated that the percentage of the budget allocated to school sites is approximately 92 percent. Dr. Ronnie Ephraim, Chief Instructional Officer, Elementary, Mr. Dan Isaacs, Chief Operating Officer, and Ms. Maribel Medina, Special Counsel to the Board, responded to questions by Board Members.

At 10:31 a.m., Ms. LaMotte joined by teleconference to record her votes on
previous items and participate in the budget discussion.

Mr. Tokofsky indicated for the record that he had sent the District's organizational chart to the president of United Teachers Los Angeles for his input. He has not received any response to his request. He also indicated for the record that the budget was given public scrutiny at various Committee and Board meetings, where specific sections of the budget were discussed.

Dr. Rasmussen mentioned the budget must be submitted to the Los Angeles County Board of Education no later than September 8, 2006.

After discussion, Mr. Tokofsky moved to accept the 2006-07 Final Budget excluding any augmentations received in the last 14 days. These augmentations may be adopted at a later date prior to September 8, 2006.

Mr. Charles Burbridge, Chief Financial Officer, indicated that the augmentations do not need to be adopted by the September 8 deadline.

After discussion, the motion failed for lack of a second.

Mr. Lansing moved that the report be adopted. Ms. Korenstein seconded the motion.

Mr. Robert Collins, Chief Instructional Officer, Secondary, responded to questions on the different instructional initiatives currently in place as well as future efforts to address the needs of English Language and other instructional matters. He mentioned that major middle school reforms would come to the Board in November and that the funding required would be incorporated in the 2007-08 budget.

Dr. Rasmussen added that the District was waiting for the guidelines for categorical funding for low income and limited proficient students and secondary counselors. These guidelines might change the funding currently allocated to middle schools.

On roll call the vote was 3 ayes, 1 no, Ms. Garcia. Roll call was held open pending the return of Board Members.

The Board recessed the open session of the Special Board meeting at 11:17 a.m. to begin the closed portion of the meeting.

Closed session discussion began at 11:24 a.m. and ended at 12:03 p.m.

The Board reconvened the public session of the meeting at 12:07 p.m. The following Members were present: Ms. García, Ms. Korenstein, Mr. Lansing, and Vice President Lauritzen. Ms. LaMotte, Mr. Tokofsky, and Ms. Canter were absent.

Ms. Medina announced the following reportable actions:

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Hamlin, Los Angeles Superior Court Case No. BC 351059, in the amount of \$547,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Ward, Los Angeles Superior Court Case No. BC 351459, in the amount of \$480,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Behrend, Los Angeles Superior Court Case No. BC 354264, in the amount of \$495,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. De Oca, Los Angeles Superior Court Case No. BC 354267, in the amount of \$441,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Lee, Los Angeles Superior Court Case No. BC 354269, in the amount of \$2 million.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Nusbaum, Los Angeles Superior Court Case No. BC 353418, in the amount of \$556,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Lopez, Los Angeles Superior Court Case No. BC 354660, in the amount of \$485,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Caminker, Trustee, Los Angeles Superior Court Case No. BC 338280, in the amount of \$3.1 million.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Kahan, Los Angeles Superior Court Case No. BC 345832, in the amount of \$558,750.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Los Angeles Unified School District v. Castillo, Los Angeles Superior Court Case No. BC 348884, in the amount of \$335,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

- The Board approved a settlement in the matter of Rutchland v. Los Angeles Unified School District, Los Angeles Superior Court Case No. BC 311401, in the amount of \$1,175,000.

The vote was 4 ayes. Ms. LaMotte, Mr. Tokofsky and Ms. Canter were absent.

At 12:11 p.m., Mr. Crain announced the meeting was being recessed to August 31, 2006, at noon, to continue discussion on the adoption of the final budget.

The Board reconvened the recessed special board meeting of August 29, 2006, at 12:24 p.m., on August 31, 2006.

The following Members were present: Ms. García, Ms. Korenstein, Mr. Lansing, Mr. Lauritzen, Mr. Tokofsky, and President Canter. Ms. LaMotte joined via teleconference from 2733 Pumiche, Little Rock, Arkansa, at 12:26 p.m.

Mr. Lauritzen led the Pledge of Allegiance.

Mr. Crain announced that the roll had been left open on Board of Education Report No. 47 – 06/07, regarding the 2006-07 Superintendent’s Final Budget.

Dr. Ramussen responded to questions by Board Members regarding pending bargaining issues.

Mr. Tokofsky reiterated again statements made for the record at the August 29th meeting and requested that a Committee of the Whole or a Budget and Finance Committee meeting be held to discuss the non-routine augmentations being adopted with the report.

Mr. Crain continued the roll call on the report. The final vote was 6 ayes, 1 no, Ms. García.

Dr. Rasmussen announced that Betty Ng, Controller, had received on behalf of the District an award from the Government Finance Officers Association for excellence in financial reporting.

Mr. Lauritzen moved that the meeting be adjourned. Mr. Lansing seconded the motion, which by general consent was adopted.

The meeting adjourned at 12:37 p.m.

APPROVED BY THE BOARD: September 26, 2006

MARLENE CANTER
PRESIDENT

JEFFERSON CRAIN
EXECUTIVE OFFICER OF THE BOARD