

BOARD OF EDUCATION  
Downey Unified School District  
11627 Brookshire Avenue  
Downey, California 90241

AGENDA #2

REGULAR MEETING

August 23, 2005  
Tuesday, 5:00 p.m.

I. GENERAL BOARD FUNCTIONS

1. Call to Order by Mrs. Barbara R. Samperi, President of the Board of Education, at 5:00 p.m. on Tuesday, August 23, 2005, in the Grace E. Horney Board Room of the Gallegos Administration Center, 11627 Brookshire Avenue, Downey, California.
2. Renewal of the Pledge of Allegiance to the Flag of the United States of America to be led by Mr. William A. Gutierrez, Clerk of the Board of Education.
3. Invocation to be delivered by Mr. Donald E. LaPlante, Vice President of the Board of Education.

4. Roll Call

Barbara R. Samperi  
Donald E. LaPlante  
William A. Gutierrez  
Tod M. Corrin  
Betty N. Ferraro  
D. Mark Morris

Present	Absent

*Wendy L. Doty, Ed.D.*

5. ADOPT Agenda #2 for the Regular Meeting of the Board of Education held on Tuesday, August 23, 2005.
6. APPROVE Official Minutes of the Regular Board of Education meeting held July 26, 2005, as submitted or with the necessary corrections.

I. GENERAL BOARD FUNCTIONS - continued

- 7. APPROVE Certification of Signatures for the period August 2005 to December 2005, or until subsequent action is taken by the Board of Education. 7
- 8. RECEIVE correspondence and refer it to the proper order of business or to the Superintendent for handling.
- 9. HEAR Oral Communications from Members of the Board of Education, Superintendent and Administrators.
- 10. HEAR Public on items not appearing on the Agenda.

II. CONSENT AGENDA

- 11. RATIFY and/or APPROVE attendance and authorize payment of actual and necessary expenses, including registration fees, and AUTHORIZE payment of advances on expenses as described herein, as provided by BP and AR 7310, Convention and Conference Attendance. 11
- 12. RATIFY General Agreement with Alton School for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 12
- 13. RATIFY General Agreement with California United Service Provider, LLC for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 13
- 14. RATIFY General Agreement with Heritage Center for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 14
- 15. RATIFY General Agreement with Leeway School for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 15
- 16. RATIFY General Agreement with Oralingua School for the Hearing Impaired for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 16

II. CONSENT AGENDA - continued

17. RATIFY General Agreement with Rossier Park for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 17
18. RATIFY General Agreement with Tobinworld for the 2005/06 fiscal year effective retroactive to July 1, 2005 through June 30, 2006. 18
19. RATIFY payments as submitted for services provided for an Addendum to Special Education placement #NPS200405-60 for the period of March 1, 2005 through June 30, 2005.
20. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-01 for the period of July 1, 2005 through June 30, 2005, not to exceed 209 days.
21. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-02 for the period of July 1, 2005 through June 30, 2006, not to exceed 180 days.
22. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-03 for the period of July 1, 2005 through June 30, 2006, not to exceed 209 days.
23. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-04 for the period of July 1, 2005 through June 30, 2006, not to exceed 200 days.
24. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-05 for the period of July 1, 2005 through June 30, 2006, not to exceed 200 days.
25. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-06 for the period of July 1, 2005 through June 30, 2006, not to exceed 210 days.

II. CONSENT AGENDA - continued

26. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-07 for the period of July 1, 2005 through June 30, 2006, not to exceed 209 days.
27. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-08 for the period of July 1, 2005 through June 30, 2006, not to exceed 209 days.
28. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-09 for the period of July 1, 2005 through June 30, 2006, not to exceed 209 days.
29. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-10 for the period of July 1, 2005 through June 30, 2006, not to exceed 209 days.
30. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-11 for the period of July 1, 2005 through June 30, 2006, not to exceed 209 days.
31. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-12 for the period of July 1, 2005 through June 30, 2006, not to exceed 235 days.
32. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-13 for the period of July 1, 2005 through June 30, 2006, not to exceed 235 days.
33. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-14 for the period of July 1, 2005 through June 30, 2006, not to exceed 210 days.

II. CONSENT AGENDA - continued

- 34. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-15 for the period of July 1, 2005 through June 30, 2006, not to exceed 210 days.
- 35. RATIFY payments as submitted for services provided for Special Education placement #NPS200506-16 for the period of July 1, 2005 through June 30, 2006.
- 36. RATIFY payments as submitted for services provided Special Education placement #NPS200506-17 for the period of July 1, 2005 through June 30, 2006.
- 37. APPROVE proposed changes to BP 1221, BP 1221.1, and AR 1221.1; ADOPT AR 1221, Use of School Facilities; and DELETE BP 1221,2 through BP 1221.10, AR 1221.5 through AR 1221.7, and AR 1221.10. 37
- 38. RATIFY and/or APPROVE per Board Policy 6362 the following purchase orders prepared by the Purchasing Department: 38

GENERAL FUND - 01.0	TOTAL \$ <u>3,109,408.70</u>
ADULT SCHOOL FUND - 11.0	TOTAL \$ <u>194,900.33</u>
CAFETERIA FUND - 13.0	TOTAL \$ <u>927,218.12</u>
DEFERRED MAINT. FUND - 14.0	TOTAL \$ <u>108,036.01</u>
BUILDING FUND - 21.0	TOTAL \$ <u>1,399,356.70</u>
CAPITAL FACILITIES FUND - 25.0	TOTAL \$ <u>445,353.81</u>
COUNTY SCHOOL FAC. - 35.0	TOTAL \$ <u>163,992.53</u>
SELF INSURANCE FUND - 67.1	TOTAL \$ <u>337,700.00</u>
- 39. RATIFY the issuance of Payroll Orders for Hourly, Overtime, Civic Center Work performed by classified personnel, Adult School, and Food Services for the month of June 2005, covered by Payroll Orders issued through July 2005. 39
- 40. RATIFY B Warrants issued for payment of authorized purchases or obligations incurred by law or district policy for the period beginning July 1, 2005 and ending July 31, 2005: 40

II. CONSENT AGENDA - continued

40. continued

GENERAL FUND	TOTAL	<u>\$1,929,015.60</u>
ADULT EDUCATION FUND	TOTAL	<u>\$ 76,748.30</u>
CAFETERIA FUND	TOTAL	<u>\$ 159,206.84</u>
DEFERRED MAINTENANCE FUND	TOTAL	<u>\$ 14,741.07</u>
BUILDING FUND	TOTAL	<u>\$ 686,415.64</u>
CAPITAL FACILITIES FUND	TOTAL	<u>\$ 22,186.63</u>
COUNTY SCHOOL FACILITIES FUND	TOTAL	<u>\$1,340,021.70</u>
WORKERS' COMP. SELF-INS. FUND	TOTAL	<u>\$ 346,098.76</u>
HEALTH CARE SELF-INS. FUND	TOTAL	<u>\$ 701,581.42</u>
DENTAL CARE SELF-INS. FUND	TOTAL	<u>\$ 151,251.31</u>
VISION CARE SELF-INS. FUND	TOTAL	<u>\$ 25,503.00</u>
PAYROLL CLEARANCE FUND	TOTAL	<u>\$ 239,477.33</u>

- 41. RATIFY Addendum to Service Agreement with AON Consulting, thereby extending the terms through June 30, 2005. 41
- 42. RATIFY Contract with the Los Angeles County Office of Education for PeopleSoft Financial Systems, Fiscal Year 2005/06, effective July 1, 2005 through June 30, 2006. 42
- 43. RATIFY the Contract for Operation of Community Day Schools and/or Community Schools Program Division of Alternative Education with the Los Angeles County Office of Education, effective July 1, 2005 through June 30, 2008. 43
- 44. APPROVE the renewal of refuse/recycling system contract for the 2005/06 School Year with CALMET Services, Downey, in the amount of \$103,321.50, to be charged to the General Fund. 44
- 45. APPROVE the 2005-06 Operations Application for the K-3 Class Size Reduction Program. 45
- 46. AUTHORIZE the advertisement for bids for the Purchase of Weightlifting Equipment for Downey High School, Bid #05/06-06, to be charged to ASB and/or General Funds. 46

II. CONSENT AGENDA - continued

47. ACCEPT as complete projects related to Backhoe Services, Bid #01/02-08, with Terra Pave, Whittier, in the amount of \$12,770.00, to be charged to Maintenance, Deferred Maintenance and/or Bond Funds, and;

47

AUTHORIZE the filing of the Notice of Completion with the County Recorder with the 10% retention payment released no sooner than 35 consecutive calendar days following the recording date.

48. ACCEPT as complete projects related to Improvement and Repairs to Concrete Areas, Bid #02/03-15, with 3D Concrete, Downey, in the amount of \$35,280.00, to be charged to General and/or Bond Funds, and;

48

AUTHORIZE the filing of the Notice of Completion with the County Recorder with the 10% retention payments released no sooner than 35 consecutive calendar days following the recording date.

49. ACCEPT as complete Bid #03/04-15, Alameda Elementary School New Classrooms, with SMC Construction Company, Irvine, in the final amount of \$1,881,288.00, to be charged to Bond Funds, and;

49

AUTHORIZE the filing of the Notice of Completion with the County Recorder with the 10% retention payments released no sooner than 35 consecutive calendar days following the recording date.

50. ACCEPT as complete projects related to Trade Electric Work, Bid #04/05-09, with Spike Electric, Anaheim, in the amount of \$28,931.29, to be charged to the General Fund and/or Bond Funds, and;

50

AUTHORIZE the filing of the Notice of Completion with the County Recorder with the 10% retention payments released no sooner than 35 consecutive calendar days following the recording date.

## II. CONSENT AGENDA - continued

51. RATIFY the award of Bid #05/06-04, Demolition and Site Clearing of Portable Classroom Buildings at Downey High School SELACO, in the amount of \$48,000.00, to be charged to the General Fund. 51
52. APPROVE the third year renewal of Bid #01/02-14, Purchase of Carbonated Beverages for the Food Services Department, with the Coca-Cola Bottling Company of Southern California, Downey, in the estimated amount of \$282,794.60, to be charged to the Food Services Fund. 52
53. APPROVE Change Order #1 to Purchase Order #B83461, Propane, with United Rentals, Downey, in the increased amount of \$3,500.00, to be charged to Maintenance Funds. 53
54. APPROVE Change Order #1 to Purchase Order #B83531, Improvements and Repairs to Concrete Areas at Alameda Elementary School, with 3D Concrete, Downey, in the increased amount of \$8,000.00, to be charged to Bond Funds. 54
55. APPROVE Change Order #5 for the Downey and Warren High Schools New Stadiums, Mechanical/EM Controls, Bid Package No. 3, Bid #03/04-11, with Coutts Heating and Cooling, Inc., Corona, in the increased amount of \$5,092.00, to be charged to Bond Funds. 55
56. APPROVE Change Order #4 for the Downey and Warren High Schools New Stadiums Interior and Exterior Finishes, Metal Roof Panels, Bid Package No. 6, Bid #03/04-12, with Best Roofing & Waterproofing, Inc., Gardena, in the increased amount of \$10,063.00, to be charged to Bond Funds. 56
57. APPROVE Change Order #3 for the Downey and Warren High Schools New Stadiums Interior and Exterior Finishes, Waterproofing, Bid Category No. 5, Bid #03/04-12, with Kitson Specialty Contracting Inc., Santa Fe Springs, in the increased amount of \$15,872.00, to be charged to Bond Funds. 57



II. CONSENT AGENDA - continued

58. APPROVE Change Order #12 for the Downey and Warren High Schools New Stadiums Interior and Exterior Finishes, and Site Work, Bid #03/04-12, Bid Category No. 7, Lath, Plaster and Drywall, with Church and Larsen, Inc., Irwindale, in the amount of \$68,627.00, to be charged to Bond Funds. 58
59. APPROVE Change Order #6 for the Alameda Elementary School New Classroom Building, Bid #03/04-15, with SMC Construction Company, Irvine, in the increased amount of \$8,024.00, to be charged to Bond Funds. 59
60. APPROVE Change Order #1 for the Expansion and Modernization of Lewis Elementary School, Bid #04/05-06, Bid Package #17, Plumbing, with All Area Plumbing, Los Angeles, in the increased amount of \$27,145.00, to be charged to Bond Funds. 60
61. APPROVE Change Order #3 for the Unsworth Elementary School Campus Expansion, Bid #04/05-07, Bid Category No. 2, with HPS Mechanical, Inc., Bakersfield, in the increased amount of \$4,246.00, to be charged to Bond Funds. 61
62. APPROVE Change Order #1 for the Unsworth Elementary School Modernization, Bid #04/05-12, with P.W. Construction, Glendora, in the increased amount of \$12,361.00, to be charged to Bond Funds.
63. APPROVE the declaration of surplus and the sale of surplus District property by Nationwide Auction Company, and abate the income to the General Fund, Account No. 01.0-00000.0-00000-00000-8631-0000000. 63
64. APPROVE the destruction of Class 3 Disposable District Records; and, 64
- APPOINT Richard Coronado, Warehouse Supervisor, document destruction coordinator.

## II. CONSENT AGENDA - continued

65. ACKNOWLEDGE receipt of claim dated and received August 3, 2005, submitted by Maria Lopez, on behalf of Sarah Lopez, a minor, and DENY claim in compliance with Government Code Section 911-15 and 945. 65
66. ACKNOWLEDGE receipt of claim dated August 9, 2005 and received August 11, 2005, submitted by Elaine Arceo, on behalf of Brianna Arceo, a minor, and DENY claim in compliance with Government Code Section 911-15 and 945. 66
67. ACKNOWLEDGE receipt of claim dated August 9, 2005 and received August 11, 2005, submitted by Christine Baker, on behalf of Rachel Baker, a minor, and DENY claim in compliance with Government Code Section 911-15 and 945. 67
68. ACKNOWLEDGE receipt of claim dated August 9, 2005 and received August 11, 2005, submitted by Irma Lang, on behalf of Kelly Lang, a minor, and DENY claim in compliance with Government Code Section 911-15 and 945. 68
69. ACKNOWLEDGE receipt of claim dated August 9, 2005 and received August 11, 2005, submitted by Margie Navarrette, on behalf of Stephanie Navarrette, a minor, and DENY claim in compliance with Government Code Section 911-15 and 945. 69
70. RATIFY and/or APPROVE routine Personnel items until subsequent action is taken by the Board of Education. 70
71. AUTHORIZE the service of the teacher, as submitted, assigned a subject area not listed on her credential for the 2005/06 school year, pursuant to Education Code Section 44268. 71
72. APPROVE the abolishment of one vacant Senior Instructional Assistant position at Downey Adult School, 40 hours per week, 11 months per year effective August 23, 2005. 72

II. CONSENT AGENDA - continued

73. APPROVE the increased hours of one Senior Instructional Assistant position, from five and one-half hours to six and one-half hours per day, to be assigned to Price Elementary School, effective September 1, 2005. 73

III. GENERAL ADMINISTRATIVE SERVICES

74. ANNOUNCE intent of the Board of Education to appoint Mr. John Lacey as Personnel Commissioner for the term ending December 1, 2008.

75. APPROVE the schedule for elementary bus stops for the 2005/06 school year. 75

IV. SPECIAL ADMINISTRATIVE SERVICES

Business

76. DECLARE a Public Hearing for review and comment on the Preliminary Environmental Assessment (PEA) conducted to establish the presence or absence of hazardous materials for the new construction at Griffiths Middle School.

- a. Open the Hearing
- b. Close the Hearing

77. APPROVE the Preliminary Environmental Assessment (PEA) for the new construction projects at Griffiths Middle School. 77

Personnel

78. PRESENT Downey Unified School District Board of Education Initial Bargaining Proposals to the Successor Agreement with the California School Employees Association, Chapter 248. 78

IV. SPECIAL ADMINISTRATIVE SERVICES – continued

Personnel - continued

79. DECLARE a Public Hearing to hear public response to Downey Unified School District Board of Education Initial Bargaining Proposals for Successor Agreement with California School Employees Association, Chapter 248.

- a. Open the Hearing
- b. Close the Hearing

80. PRESENT Downey Unified School District Board of Education Initial Bargaining Proposals to the Successor Agreement with the California School Employees Association, Chapter, 746.

80

81. DECLARE a Public Hearing to hear public response to Downey Unified School District Board of Education Initial Bargaining Proposals for a Successor Agreement with California School Employees Association, Chapter 746.

- a. Open the Hearing
- b. Close the Hearing

Student Cases

82. TAKE appropriate action on Student Case No. 200405-81.\*

83. TAKE appropriate action on Student Case No. 200506-05.\*

84. TAKE appropriate action on Student Case No. 200506-08.\*

85. TAKE appropriate action on Student Case No. 200506-11.\*

86. TAKE appropriate action on Student Case No. 200506-13.\*

\* Individual expulsion cases may require the Board of Education to move to Closed Session pursuant to California Education Code 48918 (c).

V. ITEMS FOR FUTURE AGENDA

VI. The next meeting of the Board of Education will be a Regular Meeting to be held on Tuesday, September 20, 2005, at 5:00 p.m. in the Grace E. Horney Board Room of the Gallegos Administration Center, 11627 Brookshire Avenue, Downey, California.

VII. CLOSED SESSION: to discuss:

1. Student Cases
2. Potential Litigation
3. Public Employment – Certificated Administration

VIII. ADJOURN the Regular Meeting of the Board of Education at the specified hour with the consent of the members.

**NOTE: The Superintendent's recommendation for action on each agenda item is indicated by the word appearing in CAPS.**