

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

AGENDA #4

REGULAR MEETING

October 19, 2010  
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, October 19, 2010, 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. Tod M. Corrin, Member of the Board of Education.
3. Invocation to be delivered by Ms. Nancy A. Swenson, Clerk of the Board of Education.

4. Roll Call

Barbara R. Samperi  
Martha E. Sodetani  
Nancy A. Swenson  
Tod M. Corrin  
William A. Gutierrez  
Donald E. LaPlante  
D. Mark Morris  
*Wendy L. Doty, Ed.D.*

Present	Absent

5. ADOPT Agenda #4 for the Regular Meeting of the Board of Education held on Tuesday, October 19, 2010.
6. APPROVE Official Minutes of the Regular Board of Education meeting held September 21, 2010, as submitted or with the necessary corrections.

I. GENERAL BOARD FUNCTIONS - continued

7. RECEIVE correspondence and refer it to the proper order of business or to the Superintendent for handling.
8. HEAR a presentation from Craig Bertsch, Principal of West Middle School, honoring Robert Kaplinsky in the area of Student Achievement.
9. HEAR a presentation from Lisa Rawlings, Principal of Alameda Elementary School, honoring Maureen Sary in the area of Student Achievement.
10. HEAR a presentation from Dolores Goble, Principal of Gauldin Elementary School, honoring Jennifer Toledo in the area of Student Achievement.
11. RECOGNIZE Theresa Ford, Principal of Rio Hondo Elementary School to present Downey Unified School District's Selection as Masonic Teacher of the Year – Karen Fetzer.
12. HEAR Oral Communications from Members of the Board of Education, Superintendent, and Administrators.
13. HEAR Public on items not appearing on the Agenda.

II. CONSENT AGENDA

14. ACCEPT with gratitude and in accordance with Board Policy 6372 the following donations:
  - a. Donation of 100 hula hoops, value estimated by donor to be \$110.00, to be used for physical education at Rio Hondo Elementary School from Mr. and Mrs. Carlos Contreras;
  - b. Cash donation of \$1,000, to be used in support of the "Character Counts" program in Downey Unified School District from Downey Los Amigos Kiwanis Foundation;

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II. CONSENT AGENDA – continued

14. continued

- c. Cash donation of \$22.75, to be used in support of the instructional program of Downey Unified School District from United Way, Inc.;
- d. Cash donation of \$310.39, to be used for the instructional program at Rio Hondo Elementary School; \$261.58, to be used for the instructional program at Rio San Gabriel Elementary School; \$243.22, to be used for the instructional program at Imperial Elementary School; \$219.57, to be used for the instructional program at Carpenter Elementary School; and \$37.80, to be used for the instructional program in the Downey Unified School District from the Target “Take Charge of Education Program”;
- e. Cash donation of \$5,000, from Kaiser Permanente; \$2,000, from Downey Los Amigos Kiwanis Foundation; \$1,000, from anonymous donors, in honor of Kent Halbmaier’s retirement; \$366, from anonymous donors, in honor of Henry Jagielski, father of Dr. Robert Jagielski; \$150, from Griffiths Middle School PTA; \$50, from Julane E. Helm; \$50, from Downey Wedding Chapel; and \$20, from Lorenzo M. and Norma Apostol, in honor of Kent Halbmaier’s retirement to be used in support of the TLC Family Resource Center.

15. RATIFY and/or APPROVE attendance and authorize payment of actual and necessary expenses, including registration fees, and AUTHORIZE payment of expenses as described herein, as provided by BP and AR 7310, Convention and Conference Attendance.

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16. RATIFY General Agreement with Autism Behavior Consultants for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*

II. CONSENT AGENDA – continued

17. RATIFY General Agreement with Behavioral Education for Children with Autism for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
18. RATIFY General Agreement with Behavior Frontiers LLC for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
19. RATIFY General Agreement with California Unified Service Providers for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
20. RATIFY General Agreement with DG Therapy for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
21. RATIFY General Agreement with Early Strides Child Development Centers for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
22. RATIFY General Agreement with Five Acres for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
23. RATIFY General Agreement with Intensive Behavior Intervention Consultants LLC for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
24. RATIFY General Agreement with Lovaas Institute for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*

II. CONSENT AGENDA – continued

25. RATIFY General Agreement with Vista Behavior Consulting for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
26. RATIFY General Agreement with Yellowstone Boys and Girls Ranch for the 2010-11 fiscal year effective July 1, 2010 through June 30, 2011.  
*(Available for Public Review upon Request)*
27. RATIFY payments as submitted for services provided for Special Education Placement Addendum #NPS200910-31 for the period of June 1, 2010 through June 30, 2010.
28. RATIFY payments as submitted for services provided for Special Education Placement #NPS200910-114 for the period of May 1, 2010 through June 1, 2010.
29. RATIFY payments as submitted for services provided for Special Education Placement #NPS200910-115 for the period of May 1, 2010 through June 30, 2010, not to exceed 200 days.
30. RATIFY payments as submitted for services provided for Special Education Placement #NPS200910-116 for the period of December 14, 2009 through June 30, 2010, not to exceed 200 days.
31. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-08 for the period of July 1, 2010 through June 30, 2011, not to exceed 205 days.
32. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-09 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.

II. CONSENT AGENDA – continued

33. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-10 for the period of July 1, 2010 through December 31, 2010, not to exceed 200 days.
34. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-11 for the period of July 1, 2010 through June 30, 2011, not to exceed 210 days.
35. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-12 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
36. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-13 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
37. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-14 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
38. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-15 for the period of July 1, 2010 through December 4, 2010, not to exceed 200 days.
39. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-16 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
40. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-17 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.

II. CONSENT AGENDA – continued

- 41. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-19 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
- 42. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-20 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
- 43. RATIFY payments as submitted for services provided for Special Education Placement #NPS201011-24 for the period of July 1, 2010 through June 30, 2011, not to exceed 200 days.
- 44. ACCEPT the Williams/Valenzuela/CAHSEE Lawsuit Settlement Quarterly Report on Uniform Complaints 2010-2011. 44
- 45. RATIFY and/or APPROVE per Board Policy 6362 the following purchase orders prepared by the Purchasing Department: 45

GENERAL FUND - 01.0	TOTAL	<u>\$ 2,363,163.81</u>
ADULT SCHOOL FUND - 11.0	TOTAL	<u>\$ 80,322.55</u>
CAFETERIA FUND - 13.0	TOTAL	<u>\$ 195,732.29</u>
DEFERRED MAINT. FUND - 14.0	TOTAL	<u>\$ 100,000.00</u>
SELF INSURANCE FUND-67.1-67.3	TOTAL	<u>\$ 6,000.00</u>
- 46. 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 August 2010, covered by Payroll Orders issued through September 2010. 46
- 47. RATIFY the following B Warrant Numbers 18298448 through 18366433 issued for payment of authorized purchases or obligations incurred by law or district policy for the period beginning September 1, 2010 and ending September 30, 2010: 47

II. CONSENT AGENDA – continued

47. continued

GENERAL FUND	TOTAL	<u>\$1,675,109.22</u>
ADULT EDUCATION FUND	TOTAL	<u>\$ 103,805.97</u>
CAFETERIA FUND	TOTAL	<u>\$ 208,298.00</u>
DEFERRED MAINTENANCE FUND	TOTAL	<u>\$ 301,721.78</u>
CAPITAL FACILITIES FUND	TOTAL	<u>\$ 50,150.26</u>
WORKERS' COMP. SELF-INS. FUND	TOTAL	<u>\$ 62,204.60</u>
HEALTH CARE SELF-INS. FUND	TOTAL	<u>\$1,276,416.32</u>
DENTAL CARE SELF-INS. FUND	TOTAL	<u>\$ 194,836.91</u>
VISION CARE SELF-INS. FUND	TOTAL	<u>\$ 48,850.75</u>
PAYROLL CLEARANCE FUND	TOTAL	<u>\$ 419,638.08</u>

48. RATIFY 2010-11 Community Development Block Grant (CDBG) Subrecipient Grant Agreement with the City of Downey, effective August 10, 2010 through June 30, 2011. 48

49. RATIFY the Contract for Southeast Consortium Community Day School Division of Student Programs with the Los Angeles County Office of Education, effective July 1, 2010 through June 30, 2011. 49

50. RATIFY agreement between Downey Adult School Career and Education Center and Dr. Kais Chebbi of Kid's Dental Care to furnish practical experience to students enrolled in the Dental Assistant program.  
*(Available for Public Review upon Request)*

51. RATIFY agreement between Downey Adult School Career and Education Center and Culver-Westside Dental Group to furnish practical experience to students enrolled in the Dental Assistant program.  
*(Available for Public Review upon Request)*

52. RATIFY agreement between Downey Adult School Career and Education Center and Gardena Dental Group to furnish practical experience to students enrolled in the Dental Assistant Program.  
*(Available for Public Review upon Request)*



II. CONSENT AGENDA – continued

53. RATIFY agreement between Downey Adult School Career and I Smile Dental Care of Faye G. Uy, D.D.S. to furnish practical experience to students enrolled in the Dental Assistant program.  
*(Available for Public Review upon Request)*
54. RATIFY agreement between Downey Adult School Career and Education Center and Paramount Family Dental to furnish practical experience to students enrolled in the Dental Assistant program.  
*(Available for Public Review upon Request)*
55. RATIFY agreement between Downey Adult School Career and Education Center and Agung Pribadi, D.D.S., Inc. to furnish practical experience to students enrolled in the Dental Assistant program.  
*(Available for Public Review upon Request)*
56. RATIFY agreement between Downey Adult School Career and Education Center and Raymond M. Sugiyama, D.D.S., MS, Inc. to furnish practical experience to students enrolled in the Dental Assistant program.  
*(Available for Public Review upon Request)*
57. RATIFY agreement between Downey Adult School Career and Education Center and Clinica Medica De Santa Maria to furnish practical experience to students enrolled in the Medical Assistant program.  
*(Available for Public Review upon Request)*
58. RATIFY agreement between Downey Adult School Career and Education Center and Sunrise Multipspecialist Medical Center to furnish practical experience to students enrolled in the Medical Assistant program.  
*(Available for Public Review upon Request)*
59. RATIFY agreement between Downey Adult School Career and Education Center and Florence Pharmacy and Medical Supplies to furnish practical experience to students enrolled in the Pharmacy Technician program.  
*(Available for Public Review upon Request)*

II. CONSENT AGENDA – continued

60. RATIFY agreement between Downey Adult School Career and Education Center and Intra Rx Drugs to furnish practical experience to students enrolled in the Pharmacy Technician program.  
*(Available for Public Review upon Request)*
61. RATIFY agreement between Downey Adult School Career and Education Center and Jose A. Aceves, M.D. to furnish practical experience to students enrolled in the Phlebotomy Technician program.  
*(Available for Public Review upon Request)*
62. RATIFY agreement between Downey Adult School Career and Education Center and Dr. Jorge F. Carreon, M.D., Inc. to furnish practical experience to students enrolled in the Phlebotomy Technician program.  
*(Available for Public Review upon Request)*
63. APPROVE Change Order #13 to Bid #08/09-14, Downey High School Modernization of Buildings J/K/N & L, with P.W. Construction, Inc., Glendora, in the increased amount of \$37,128.00, to be charged to the Deferred Maintenance Fund. 63
64. ACCEPT as complete projects related to Fencing Work, Bid #05/06-14, with McCullah Fence Co., Bell Gardens, in the amount of \$40,687.56, to be charged to Bond, Deferred Maintenance, and/or General Funds, and; 64
- 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.
65. ACCEPT as complete projects related to Backhoe Services, Bid #06/07-05, with Terra Pave, Whittier, in the amount of \$2,557.80, to be charged to General, Bond, and/or Deferred Maintenance Funds, and; 65

II. CONSENT AGENDA – continued

65. continued

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.

66. ACCEPT as complete projects related to Improvement and Repairs to Concrete Areas, Bid #07/08-04, with 3D Concrete, Downey, in the amount of \$13,080.00, to be charged to General, Deferred Maintenance, and/or Bond Funds, and; 66

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.

67. ACCEPT as complete projects related to Trade Electrical Work, Bid #09/10-02, with Spike Electric, Anaheim, in the amount of \$61,757.55, to be charged to the General Fund, Deferred Maintenance Fund, and/or Bond Funds, and; 67

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

68. APPROVE the declaration and sale and/or recycling of District surplus property and abate the income to the General Fund, Account #01.0-00000.0-00000-00000-8631-0000000, and/or pick up by a local e-waste recycler for proper recycling. 68

69. APPROVE the adjustment of the 2010-11 General Fund unrestricted budget to reflect a decrease to the fund balance in the amount of \$123,041.00. 69

70. APPROVE the adjustment of the 2010-11 General Fund restricted budget to reflect a decrease to the fund balance in the amount of \$34,188.00. 70

## II. CONSENT AGENDA – continued

71. APPROVE the transfer of \$1,100,000.00 from the General Fund to the Deferred Maintenance Fund. 71
72. APPROVE the transfer of \$4,812,308.00 from the Unrestricted General Fund to the Restricted General Fund (Special Education) for the 2010-11 special education ADA contribution. 72
73. ACKNOWLEDGE receipt of claim dated September 10, 2010 and received October 1, 2010 submitted by Deivy Leon, and DENY claim in compliance with Government Code Section 911-15 and 945.
74. RATIFY and/or APPROVE routine Personnel items until subsequent action is taken by the Board of Education. 74
75. APPROVE the abolishment of two vacant Senior Instructional Assistant/Behaviorally Challenged positions at Rio Hondo Elementary School, effective October 19, 2010. 75
76. RATIFY the establishment of one new position with duties corresponding to the current classification of Senior Instructional Assistant-Behaviorally Challenged, assigned to Rio Hondo Elementary School, six hours per day, effective September 7, 2010. 76
77. RATIFY the establishment of one new position with duties corresponding to the current classification of Senior Instructional Assistant-Behaviorally Challenged, assigned to Rio Hondo Elementary School, six and one-half hours per day, effective September 7, 2010. 77
78. RATIFY the establishment of one new position with duties corresponding to the current classification of Senior Instructional Assistant, to be assigned to Rio San Gabriel Elementary School, four hours per day, effective September 8, 2010. 78

## II. CONSENT AGENDA – continued

79. RATIFY the establishment of one new position with duties corresponding to the current classification of Senior Instructional Assistant, to be assigned to East Middle School, six and one-half hours per day, effective September 15, 2010. 79
80. RATIFY the establishment of one new position with duties corresponding to the current classification of Senior Instructional Assistant, to be assigned to Griffiths Middle School, five and one-half hours per day, effective September 15, 2010. 80
81. RATIFY the establishment of one new limited-term position with duties corresponding to the current classification of Senior Instructional Assistant, to be assigned to Imperial Elementary School, six hours per day, effective October 5, 2010 through April 1, 2011. 81
82. RATIFY the establishment of one new limited-term position with duties corresponding to the current classification of Senior Instructional Assistant/Behaviorally Challenged, to be assigned to Rio Hondo Elementary School, six hours per day, effective September 20, 2010 through October 31, 2010. 82
83. RATIFY the establishment of seven new positions with duties corresponding to the current classification of Food Service Assistant, to be assigned to Downey High School, three hours per day, effective October 4, 2010. 83
84. APPROVE the establishment of one new limited-term position with duties corresponding to the current classification of Instructional Assistant, to be assigned to Gallatin Elementary School, 3.75 hours per day, Tuesday through Friday, effective October 25, 2010 through April 29, 2011. 84

III. GENERAL ADMINISTRATIVE SERVICES

85. ADOPT Resolution No. 201011-05, in Support of CHARACTER COUNTS! Week, October 17-23, 2010. 85

IV. SPECIAL ADMINISTRATIVE SERVICES

Instruction

86. APPROVE the Test Administration Calendar for the 2010-11 school year. 86
87. APPROVE Downey Adult School Course of Study, 2010-11. 87

Business

88. RECEIVE the 2009-2010 Annual Report. S/C

Personnel

89. APPROVE addendum to the employment contracts for the Assistant Superintendent of Business Services and the Assistant Superintendent of Instructional Services to amend the effective date of medical benefits. Except as specifically amended above, all provisions of the current contract for employment shall remain in full force and effect.

Student Cases

90. TAKE appropriate action on Student Case No. 201011-03.\*
91. TAKE appropriate action on Student Case No. 201011-04.\*
92. TAKE appropriate action on Student Case No. 201011-05.\*
93. TAKE appropriate action on Student Case No. 201011-06.\*

\* 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, November 16, 2010, 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

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.**

*Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Office located at 11627 Brookshire Avenue, Downey, California during normal business hours.*