

BOARD OF EDUCATION OF THE CITY OF LOS ANGELES
GOVERNING BOARD OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT



SPECIAL MEETING REVISED ORDER OF BUSINESS
333 South Beaudry Avenue, Board Room
1:00 p.m., Tuesday, May 7, 2019

Roll Call

Pledge of Allegiance

Public Speaking

Individuals wishing to speak at a Board meeting must sign up at the meeting. Speakers to items for action on this agenda should plan to arrive early as items with no speakers may be acted on at the beginning of the meeting.

Each speaker is allowed a maximum of three minutes for his or her presentation. Accommodations are made for translation and for those needing assistance. Each speaker may only make a single appearance at each Board Meeting, but exceptions are made for items labeled “Public Hearing”.

Consent Items

Items for action below assigned by the Board at the meeting to be adopted by a single vote. Any item may be pulled off of consent for further discussion by any Board Member at any time before action is taken.

Old Business for Action

1. Board of Education Report No. 360-18/19 **POSTPONED FROM APRIL 23, 2019**
Office of the Board Secretariat
(Rules of Order and Governance Policies) Recommends adoption, amendment, renumbering and rescinding individual Board Rules and creating Rules of Order and Governance Policies to align the Board operations and policies with current practice, District organization, and regulations as set out in Rules of Order and Governance Policies.

New Business for Action

2. Board of Education Report No. 367 – 18/19
Charter Schools Division
(Material Revision for Los Feliz Charter Middle School for the Arts) Recommends approval of the material revision for Los Feliz Charter Middle School for the Arts, to add an admission preference to the school’s charter in accordance with SB740 for the Charter School Facility Grant Program. The charter is located at 2709 Media Center Drive in Los Angeles.
3. Board of Education Report No. 368 – 18/19
Charter Schools Division
(Material Revision for El Camino Real Charter High School) Recommends approval of the material revision of the charter for El Camino Real Charter High School to add an additional site.

The new facility is located at 7401 Shoup Ave. in the West Hills area of Los Angeles. The school proposes to house the Independent Study Program's students at the new location. The charter is currently located at 5440 Valley Circle Blvd. in the Woodland Hills area of Los Angeles.

4. Board of Education Report No. 369 – 18/19
Charter Schools Division
(New Charter Petition for Citizens of the World Charter School 4) Recommends approval of the new petition for Citizens of the World Charter School 4 for 5 years, beginning July 1, 2020, to serve 1,070 students in grades TK-8. The proposed charter location will be in Board District 6 and Local District Northeast.
5. Board of Education Report No. 370 – 18/19
Charter Schools Division
(New Charter Petition for Citizens of the World Charter School 5) Recommends approval of the new petition for Citizens of the World Charter School 5, for 5 years, beginning July 1, 2020, to serve 1,070 students in grades TK-8. The proposed charter location will be in Board District 6 and Local District Northwest.
6. Board of Education Report No. 371 – 18/19
Charter Schools Division
(Renewal Charter Petition for Emerson Community Charter School) Recommends approval of the renewal petition for Emerson Community Charter School, with benchmarks in the areas of academics, for 5 years, to serve 624 students in grades 6-8. The proposed change in capacity from 850 to 624 is due to a reduction in classroom space. The school is located at 1650 Selby Ave. in Los Angeles.
7. Board of Education Report No. 372 – 18/19
Charter Schools Division
(New Charter Petition for Gasper De Portola Charter Middle School) Recommends approval of the new petition for Gasper De Portola Charter Middle School, for 5 years, to serve 1,947 students in grades 6-8. The school is located at 18720 Linnet St. in the Tarzana area of Los Angeles.
8. Board of Education Report No. 374 – 18/19 **WITHDRAWN PRIOR TO MEETING**
Charter Schools Division
9. Board of Education Report No. 375 – 18/19 **PUBLIC HEARING**
Office of the Board Secretariat
(Waiver Regarding the Employment of a School Retirement System Member as a Staff Assistant to a Board Member) Recommends authorization for District staff to submit a waiver request to the California State Board of Education to allow an individual receiving State Teachers' Retirement System benefits to work as a classified employee for the District.
10. Board of Education Report No. 381-18/19 **WITHDRAWN PRIOR TO MEETING**
Office of the Chief Financial Officer

Public Hearings

PUBLIC HEARING – STATEMENT TO BE READ

11. Charter Petitions for Public Hearing (031-18/19)

Dr. Theodore T. Alexander Jr. Science Center

Consideration of the level of support for an affiliated charter renewal petition requesting a 5 year term to serve up to 650 students in grades TK-5 with a proposed location at 3737 S. Figueroa St. in Los Angeles in Board District 1 and Local District Central.

El Rio Community School

Consideration of the level of support for a new start-up independent charter petition requesting a 5 year term to serve up to 444 students in grades TK-8 with a proposed location in the Highland Park area of Los Angeles in Board District 5 and Local District Central.

Invictus Leadership Academy

Consideration of the level of support for a new start-up independent charter petition requesting a 5 year term to serve up to 500 students in grades TK-8 with a proposed location in the Watts area of Los Angeles in Board District 7 and Local District South.

KIPP LEA 17

Consideration of the level of support for a new start-up independent charter petition requesting a 5 year term to serve up to 1045 students in grades TK-8 with a proposed location near the intersection of Rosecrans Blvd. and Van Ness Ave. in the City of Gardena in Board District 7 and Local District South.

KIPP LEA 18

Consideration of the level of support for a new start-up independent charter petition requesting a 5 year term to serve up to 1045 students in grades TK-8 with a proposed location near the intersection of Otis Ave. and Federal Ave. in the City of Bell in Board District 5 and Local District East.

KIPP LEA 19

Consideration of the level of support for a new start-up independent charter petition requesting a 5 year term to serve up to 1045 students in grades TK-8 with a proposed location near the intersection of Sepulveda Blvd. and Valerio St. in the San Fernando Valley area of Los Angeles in Board District 6 and Local District Northeast.

Young Scholars SMARTS Academy

Consideration of the level of support for a new start-up independent charter petition requesting a 5 year term to serve up to 435 students in grades TK-8 with a proposed location near the intersection of Manchester Blvd. and Vermont Ave. in Los Angeles in Board District 1 and Local District South.

Resolution Requested by Superintendent

12. Resolution Regarding Implementation of Measure EE (Sup Res 008-18/19)

Whereas, On February 28, 2019, the Board of Education of the Los Angeles Unified School District adopted Board Report No. 300-18/19, proffering a Board Resolution placing the Quality Teacher, Class Size Reduction, and Local School Safety Measure, a school funding parcel tax now designated as Measure EE on the June 4, 2019 special election ballot;

Whereas, It is and has been the intent of the Board that the \$0.16 per square foot levy authorized by Measure EE be applied uniformly in conformance with Government Code section 50079;

Whereas, The Los Angeles Unified School District staff members had conversations with the Office of the Los Angeles County Assessor, from which staff learned that the Assessor's property tax data did not uniformly capture the square footage of all improvements used for parking;

Whereas, On February 26, 2019, a public meeting of the Board sitting as a Committee of the Whole was held, at which District staff members briefed the Board Members, utilizing a presentation called "Strategic Planning for Adequate Funding of Local Education: A Focus on Local Revenue Strategy" that included a slide stating: "Per County Assessor's Office: garages, pool houses, cabanas, and other non-structural improvements are excluded," and this presentation was publicly posted on the Los Angeles Unified School District website;

Whereas, In order to conform with its intent to apply the levy uniformly, in conformance with Government Code section 50079, and based on the information it had received to date, the Board adopted language defining "[i]mproved building square footage" as "the square footage of habitable main square footage as measured by the Los Angeles County Assessor and as maintained in the Assessor's electronic reports";

Whereas, District staff members subsequently received inquiries whether the term "habitable" restricted the levy to only residential properties, and not to any types of commercial or industrial properties;

Whereas, Such a reading would be inconsistent with both the Board's intent and with the requirements of Government Code section 50079;

Whereas, Section 12 of the Resolution, "Official Actions," was adopted and reads: "The Superintendent of Los Angeles Unified, President of the Board of Education, or their designees are hereby authorized to execute any other documents and to perform all acts necessary to place the Measure on the ballot, including making alterations in the ballot language stated in [the official ballot label] and [the full Measure text] in order to comply with the requirements of law and of the pertinent election officials";

Whereas, It was determined that a technical revision pursuant to Section 12 of the Resolution, should be filed with the Los Angeles County Registrar-Recorder/County Clerk to conform the Measure EE text to the intent of the Board in adopting the Resolution and to ensure legal compliance;

Whereas, On March 11, 2019, the Superintendent submitted the technical revision to the Registrar, which the Registrar implemented, revising the text to state that “[i]mproved building square footage” means “the square footage of all buildings or structures erected on or affixed to the land,” which is understood to reach all taxable structures and buildings that could be levied in conformance with Government Code section 50079’s uniformity requirement;

Whereas, The technical revision conformed to the Board’s intent;

Whereas, The District staff members informed the Board in writing on March 11, 2019, of the technical revision pursuant to Section 12 of the Resolution;

Whereas, Section IV, paragraph A(4) of Measure EE requires Los Angeles Unified to provide the Los Angeles County Treasurer-Tax Collector “a report indicating the parcel number and amount of tax for each parcel of taxable real property”; and

Whereas, Members of the public and media have recently raised questions about whether Measure EE, if it passes, will levy the tax on parking structures and similar structures, which the Board hereby addresses; now, therefore be it

Resolved, That the Board hereby confirms its intent in adopting the Resolution that Measure EE does not require, and shall not be implemented to require, collection of the \$0.16 per square foot levy on improvements used for parking, whether residential or non-residential;

Resolved further, That the text filed with the Los Angeles County Registrar on March 11, 2019, and appearing on the June 4, 2019 ballot, is and will be construed and implemented consistently with this intent;

Resolved further, That the required annual reports pursuant to Section IV, paragraph A(4) of the Measure shall exclude the square footage of improvements used for parking, whether residential or non-residential; and, be it finally

Resolved, That this resolution shall take effect immediately.

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 committee or meeting of the Board of Education, which meets on the Thursday immediately after this meeting.

Requests for disability related modifications or accommodations shall be made 24 hours prior to the meeting to the Board Secretariat in person or by calling (213) 241-7002. Individuals wishing to speak at a Board meeting must sign up at the meeting. There will be no sign ups in advance of the meeting. Speakers must sign up prior to the item being acted upon by the Board. Speakers should plan to arrive early as items with no speakers may be acted on at the beginning of the meeting.

If you or your organization is seeking to influence an agreement, policy, site selection or any other LAUSD decision, registration may be required under the District’s Lobbying Disclosure Code. Please visit <http://ethics.lausd.net/> to determine if you need to register or call (213) 241-3330.

Materials related to an item on this Order of Business distributed to the Board of Education are available for public inspection at the Security Desk on the first floor of the Administrative Headquarters, and at:
<http://laschoolboard.org/05-07-19SpclBdCharter>

Items circulated after the initial distribution of materials are available for inspection at the Security Desk.