

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



SPECIAL MEETING ORDER OF BUSINESS

Including Closed Session Items

333 South Beaudry Avenue, Board Room
10:00 a.m., Tuesday, June 25, 2019

Roll Call of Members

Pledge of Allegiance

Public Speakers

The public can address the Board at the commencement of the meeting in the Board Room on any item that will be approved by the Board. At the conclusion of the closed session portion of the meeting, announcements regarding actions taken by the Board of Education will be made in the Board Room.

OPEN SESSION ITEMS

Old Business for Action

1. Board of Education Report No. 360 – 18/19 **POSTPONED FROM JUNE 11, 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. 463 – 18/19
Office of the Superintendent
(Temporarily Suspend Board Rules Regarding PTA, PTO, & Booster Club Fundraising Fees)
Recommends a one-year temporarily suspension of any requirement(s) in Board Rule(s) for Parent Teacher Associations (PTAs), Parent Teacher Organizations (PTOs) and Booster Clubs to pay fees when fundraising for the benefit of L.A. Unified pupils.

Board Member Resolution for Action

TO BE POSTPONED TO AUGUST 2019 MEETING

3. Mr. Melvoin – Increasing Fairness and Support for District Schools Sharing Campuses with Charter Schools (Res-054-18/19) **Noticed June 18, 2019**

Whereas, Each Los Angeles public school student deserves to attend school in a positive, collaborative environment with the resources and supports necessary for academic learning and social-emotional development;

Whereas, For many years, students in Los Angeles Unified School District schools faced overcrowding and dilapidated facilities, and students in public charter schools faced instability and uncertainty in access to appropriate facilities. Proposition 39, approved by the voters of California in 2000, made it easier for districts to raise money for repairs, upgrades, modernization, and expansion of school facilities by lowering the voter approval threshold for bond funding, and required that all public school facilities “be shared fairly among all public school pupils, including those in charter schools,” with each district required to make available “contiguous, furnished, and equipped” facilities (Education Code Section 47614). To meet these requirements, the Los Angeles Unified School District offers space on District school campuses, that may result in “co-located” school sites, meaning school sites on which at least one District school and one charter school are located;

Whereas, In 2004 and 2005, the District secured passage of two bond measures under the lower threshold for voter approval under Proposition 39, including to upgrade, repair, and construct facilities. In 2008, Los Angeles voters approved Measure Q, which established bond funding to create and maintain a high-quality learning environment for all students. Consistent with previous bond measures, it identifies that the District expects to “provide new seats through the acquisition, purchase, lease, construction, reconstruction, repair, rehabilitation, furnishing, and equipping of facilities for use as charter schools, and to furnish and equip charter-operated facilities” to, among other goals, meet the requirements of Education Code Section 47614, which codified Proposition 39. The District utilizes some portion of this funding to repair, rehabilitate, furnish, and equip – or “make ready” - any classrooms or other space that will be occupied by a charter school;

Whereas, Consistent with state law, the District charges charter schools using District facilities pursuant to Proposition 39 a pro rata share of the District’s facilities costs. In 2018-2019, the District charged \$9.63 per square foot, and will collect on average approximately \$140,000 for each Proposition 39 co-location, depending on the size of the co-location. Such pro rata funding is calculated based on actual prior year District facilities costs. Funding is allocated centrally for various services provided to school sites, including general campus maintenance and operations (e.g., custodial, pest maintenance, utilities), school police, and information technology services, but does not improve or expand support for the co-located District school above and beyond facilities-related costs. Charter schools might also make other payments to the District, including for oversight, depending on their specific use of facilities and whether the District is a charter’s authorizer;

Whereas, Despite the District's collection of funds from charter schools to cover various costs, including the Proposition 39 pro rata share, very little of this funding is applied directly to increase the budget of the District school to acknowledge and address the increased administrative and school climate and culture work that inherently accompanies the sharing of a single campus between multiple schools;

Whereas, Through the effort and determination of District and charter school leadership and staff, many co-located schools thrive together, fully utilizing District facilities and collaborating to the benefit of all students who are part of the campus community. But in other circumstances, the relationship between co-located schools is soured by scarcity of overall resources, with District school employees and students feeling the triple pain of: (1) relinquishing space to an incoming or expanding charter school, (2) losing out on facilities renovations being provided to accommodate co-located charter schools, and (3) receiving insufficient funding or services to support the extra workload that accompanies a co-location.

Whereas, Prior actions of the Governing Board of the Los Angeles Unified School District have sought to alleviate some of this tension, and reduce the disruption and contentiousness of co-locations, including the resolution entitled Improving the Policies and Practices Impacting Co-Located Public Schools (Res-055-15/16), but many District school students, staff, and leaders continue to feel that they bear the brunt of co-location policies;

Whereas, The District's recent massive capital expansion, paired with declining birth rates and demographic shifts of children out of the District's footprint, including as described in the Independent Analysis Unit's February 13, 2019 report entitled "Long-Term Enrollment Decline—Its Rate, Causes, Geographical Extent and Cost," presents an opportunity that has not existed for decades: there is enough space for every public school student. But the District still needs to develop a more comprehensive plan for utilizing this space for the benefit of students. Such a plan might, among other things, accurately predict the movement of students, identify options for increasing stability on school campuses through long term arrangements, ensure the establishment of high quality traditional and choice programs (including dual language or magnet programs) in every region, and identify any District assets that may be best utilized in non-traditional ways to support the District's educational programs, including employee housing;

Whereas, The District's currently available bond funding is limited, and almost entirely allocated to ongoing or anticipated projects as described in the Facilities Services Division Strategic Execution Plan;

Whereas, As the District develops such comprehensive planning and obtains additional bond funding for new projects, it should also take immediate action to ensure that the co-locations are implemented in a manner most conducive to establishing environments for learning for all students, and that minimizes conflicts between employees and students who are sharing space; now, therefore, be it

Resolved, That every Los Angeles Unified School District school sharing a campus with a charter school shall annually receive flexible, general fund dollars in an amount equivalent to the prior year average annual pro rata share collected from co-located charter schools (referred to hereinafter as the "Annual District School Co-Location Funding") starting in the 2019-2020 school year. For the purposes of this Annual District School Co-Location Funding:

- A co-located charter school shall only refer to a charter school that utilizes at least 2 teaching stations on a campus that also is the site of a District school;
- If more than one charter school exists on a single school site with a District school, the District school shall receive the designated funding amount for each co-located charter school to acknowledge the increased work and responsibility that accompanies coordination of multiple schools;
- If more than one District school exists on a single school site, each District school shall receive an amount equivalent to designated funding amount;

Resolved further, That the Superintendent shall re-convene the stakeholder group outlined in Improving the Policies and Practices Impacting Co-Located Public Schools (Res-055-15/16) to provide recommendations for implementation of the Annual District School Co-Location Funding. Any changes to the: (1) formula for calculating Annual District School Co-Location Funding, (2) definition of co-located charter school for purposes of the Annual District School Co-Location Funding, or (3) adjustments for school sites on which more than one charter school or more than one District school are located, in the policy set forth in the above Resolved based upon such recommendations shall come back for approval by the Governing Board of the Los Angeles Unified School District prior to implementation;

Resolved further, That the Superintendent shall review and report back to the Board within 60 days, on progress to-date made in support of the prior Improving the Policies and Practices Impacting Co-Located Public Schools (Res-055-15/16) resolution, including on the actions outlined in Superintendent's Board informative of June 30, 2017;

Resolved further, That the Superintendent shall direct the re-convened stakeholder group to, in addition to providing recommendations on Annual District School Co-Location Funding, provide within 180 days updated recommendations regarding the following issues outlined in Improving the Policies and Practices Impacting Co-Located Public Schools (Res-055-15/16) to:

- Identify potential improvements to existing practices with a focus on ensuring a transparent and fair means of community engagement and communication around space, room offers, and dialogue between District schools and charter schools;
- Increase the number of mutually agreed upon alternative agreements as allowed by law, including the potential use of multi-year occupancies, by encouraging negotiations between District and charter leaders;
- Identify opportunities to provide additional resources directly to all schools on a co-located site;
- Identify potential improvements to existing practices involving scoping visits at traditional District sites with a focus on ensuring clear and inclusive processes before offers are made; and
- Create a use-friendly manual for principals at co-located sites; and, be it finally

Resolved, That the Superintendent shall review and report back to the Board within 60 days, regarding:

- The feasibility of an amendment to the Facilities Services Division Strategic Execution Plan to allocate funding within existing bond dollars to ensure that, when dollars are spent

at a new or expanding co-located charter school(s), equitable funding is also directed to the co-located District school(s);

- The feasibility of implementing a policy whereby, when dollars spent for a new or expanding co-located charter school(s) on technology, District bond funds currently available for technology improvements or enhancements, including the 1:1 technology program, are prioritized to be spent at the co-located District school to ensure parity with the technology available to students at each school across the campus; and
- The possibility and prospects for new funding for facilities improvements at District schools sharing a school site with co-located charter schools.

Resolutions Requested by the Superintendent

4. Reappointment of Member to the School Construction Bond Citizens' Oversight Committee (Sup Res 015-18/19)

Resolved, That the Governing Board of the Los Angeles Unified School District ratifies the appointment of Mr. Guy Zelenski and the appointment Ms. Connie Yee as an alternate, representing the County of Los Angeles, as Member to the School Construction Bond Citizens' Oversight Committee for a two-year term commencing September 13, 2019, and determines that Mr. Zelenski and Ms. Yee are not employees, officials, vendors, contractors, or consultants of the District.

CLOSED SESSION ITEMS (Purpose and Authority)

5. Conference with Legal Counsel

Existing Litigation (Government Code Section 54956.9(d)(1))

Teamsters v LAUSD Grievance re Healthy Start Coordinators
(Filed October 23, 2018)

6. Personnel (Government Code Section 54957)

Employee Evaluation
Superintendent of Schools
Inspector General

7. Conference with Labor Negotiators (Government Code Section 54957.6)

Negotiator: Mr. Robert Samples
Employee Organizations:

Associated Administrators of Los Angeles
California School Employees Association
Los Angeles County Building and Construction Trades Council
Los Angeles School Police Association

Los Angeles School Police Sergeants and Lieutenants Association
Service Employees International Union, SEIU Local 99
Teamsters
United Teachers Los Angeles
District Represented Employees and Contract Management Personnel

Recess into Closed Session

Reconvene to Open Session

Report on any actions taken

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.

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 www.lausd.net/ethics 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/06-25-19SpclBdCS>
Items circulated after the initial distribution of materials are available for inspection at the Security Desk.