

GRANT REQUEST FORM (GRF)

CEC-270 (Revised 02/13)

CALIFORNIA ENERGY COMMISSION

New Agreement ARV-12-041 (To be completed by CGL Office)

Division	Agreement Manager:	MS-	Phone
600 Fuels and Transportation Division	Shuai "James" Zhang	27	916-654-3915

Recipient's Legal Name	Federal ID Number
Los Angeles Unified School District	-

Title of Project
San Julian Bus Lot Slow-Fill Dispensing Units

Term and Amount	Start Date	End Date	Amount
	06 / 03 / 2013	03 / 01 / 2016	\$ 300,000

Business Meeting Information
 ARFVTP agreements under \$75K delegated to Executive Director.

Proposed Business Meeting Date	04 / 30 / 2013	<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Discussion
Business Meeting Presenter	Shuai "James" Zhang	Time Needed:	5 minutes

Please select one list serve. Altfuels (AB118- ARFVTP)**Agenda Item Subject and Description**

Possible approval of Agreement [insert #] with Los Angeles Unified School District (District) for a \$300,000 grant to install 30 single slow-fill Compressed Natural Gas (CNG) dispensing units at the San Julian Bus Lot. This grant will allow the District to refuel their existing fleet of CNG school buses, and continue replacing their outdated diesel buses with lower emission CNG buses.

California Environmental Quality Act (CEQA) Compliance

1. Is Agreement considered a "Project" under CEQA?
 Yes (skip to question 2) No (complete the following (PRC 21065 and 14 CCR 15378)):
 Explain why Agreement is not considered a "Project":
 Agreement will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because .
2. If Agreement is considered a "Project" under CEQA:
 a) Agreement **IS** exempt. (Attach draft NOE)
 Statutory Exemption. List PRC and/or CCR section number:
 Categorical Exemption. List CCR 15304, 15311, 15332, See attached Form 280 for justification. section number:
 Common Sense Exemption. 14 CCR 15061 (b) (3)
 Explain reason why Agreement is exempt under the above section:
- b) Agreement **IS NOT** exempt. (Consult with the legal office to determine next steps.)
 Check all that apply
 Initial Study Environmental Impact Report
 Negative Declaration Statement of Overriding Considerations
 Mitigated Negative Declaration

List all subcontractors (major and minor) and equipment vendors: (attach additional sheets as necessary)

Legal Company Name:	Budget
TBD	\$ 150,000.00
	\$ 0
	\$ 0

List all key partners: (attach additional sheets as necessary)

Legal Company Name:

GRANT REQUEST FORM (GRF)

Budget Information			
Funding Source	Funding Year of Appropriation	Budget List No.	Amount
ARFVTF	11/12	601.118D	\$300,000
Funding Source			\$
R&D Program Area:	Select Program Area	TOTAL:	\$300,000
Explanation for "Other" selection			
Reimbursement Contract #:		Federal Agreement #:	

Recipient's Administrator/ Officer				Recipient's Project Manager			
Name:				Name: Yi Hwa Kim			
Address:				Address: 115 North Beaudry Ave			
City, State, Zip:				City, State, Zip: Los Angeles, CA 90012			
Phone:	- -	Fax:	- -	Phone:	213-580-2920	Fax:	- -
E-Mail:				E-Mail: yi_kwa.kim@lausd.net			

Selection Process Used	
<input checked="" type="checkbox"/> Competitive Solicitation	Solicitation #: PON-11-602
<input type="checkbox"/> First Come First Served Solicitation	

The following items should be attached to this GRF	
1. Exhibit A, Scope of Work	<input checked="" type="checkbox"/> Attached
2. Exhibit B, Budget Detail	<input checked="" type="checkbox"/> Attached
3. CEC 105, Questionnaire for Identifying Conflicts	<input checked="" type="checkbox"/> Attached
4. Recipient Resolution	<input type="checkbox"/> N/A <input checked="" type="checkbox"/> Attached
5. CEQA Documentation	<input type="checkbox"/> N/A <input checked="" type="checkbox"/> Attached

 Agreement Manager

 Date

 Office Manager

 Date

 Deputy Director

 Date

Exhibit A Scope of Work

TECHNICAL TASK LIST

Task #	CPR	Task Name
1		Administration
2		Construction
3	X	Commissioning and Start-Up
4		Data Collection and Analysis

KEY NAME LIST

Task #	Key Personnel	Key Subcontractor(s)	Key Partner(s)
1	Contingent on RFP	Contingent on RFP	Public Utility Company
2	Contingent on RFP	Contingent on RFP	Public Utility Company
3			

GLOSSARY

Specific terms and acronyms used throughout this work scope are defined as follows:

Acronym	Definition
ARFVT	Alternative and Renewable Fuel and Vehicle Technology
CEC	California Energy Commission
CNG	Compressed Natural Gas
COP	Certificate of Participation
CPR	Critical Project Review
FTD	Fuels and Transportation Division
GHG	Greenhouse Gas
LAUSD or the District	Los Angeles Unified School District
RFP	Request for Proposal
SCAQMD	South Coast Air Quality Management District

Background:

Assembly Bill 118 (Núñez, Chapter 750, Statutes of 2007), created the Alternative and Renewable Fuel and Vehicle Technology Program (ARFVT Program). The statute, subsequently amended by AB 109 (Núñez, Chapter 313, Statutes of 2008), authorizes the Energy Commission to develop and deploy alternative and renewable fuels and advanced transportation technologies to help attain the state's climate change policies. The Energy Commission has an annual program budget of approximately \$100 million and provides financial support for projects that:

- Develop and improve alternative and renewable low-carbon fuels;
- Optimize alternative and renewable fuels for existing and developing engine technologies;
- Produce alternative and renewable low-carbon fuels in California;
- Decrease, on a full fuel cycle basis, the overall impact and carbon footprint of alternative and renewable fuels and increase sustainability;
- Expand fuel infrastructure, fueling stations, and equipment;
- Improve light-, medium-, and heavy-duty vehicle technologies;
- Retrofit medium- and heavy-duty on-road and non-road vehicle fleets;
- Expand infrastructure connected with existing fleets, public transit, and transportation corridors; and
- Establish workforce training programs, conduct public education and promotion, and create technology centers.

The California Energy Commission issued solicitation PON-11-602 to provide funding opportunities under the ARFVT Program for projects which develop infrastructure necessary to store, distribute, and dispense electricity, E-85, propane, diesel substitutes, and natural gas. To be eligible for funding under PON-11-602, the projects must also be consistent with the Energy Commission's ARFVT Investment Plan updated annually. In response to PON-11-602, the Recipient submitted application #28 which was proposed for funding in the Energy Commission's Notice of Proposed Awards on April 24, 2012. Recipient's application #28 and the solicitation PON-11-602 are both hereby incorporated by reference to this Agreement in their entirety.

In the event of any conflict or inconsistency between the terms of the Solicitation and the terms of the Recipient's Application, the Solicitation shall control. In the event of any conflict or inconsistency between the Recipient's Application and the terms of the Energy Commission's Award, the Energy Commission's Award shall control. Similarly, in the event of any conflict or inconsistency between the terms of this Agreement and the Recipient's Application, the terms of this Agreement shall control.

Problem Statement:

Currently, the Los Angeles Unified School District (District) operates two Compressed Natural Gas (CNG) refueling stations located in Gardena and Sun Valley, California. A CNG refueling station does not exist in the downtown/midcity area, thereby limiting the District's ability to replace its existing diesel fleet with CNG vehicles. Additionally, the inability to fuel the buses overnight poses a challenge to provide services to students

participating in extra-curricular trips and mid-day trips at Sun Valley. Meanwhile, most of the drivers are part-time employees and are restricted in the number of hours they can work per month. Fueling the vehicles during day time encroaches on the hours allocated and on additional assignments. Drivers may need to fuel two to three times on additional assignments which may create overtime costs further burdening operational costs and the District's budget. If the majority of the buses can be fueled overnight at the bus parking lot, driver hours can be utilized to cover additional assignments to improve efficiencies and reduce overhead costs. Expanding the District's CNG infrastructure will accelerate the CNG conversion of the 92 buses housed at the San Julian facility, which services schools within the downtown/midcity area of the District.

Goals of the Agreement:

The project will provide continued support for the educational process by providing safe, dependable transportation services for students. Implementation of this project will also enhance the District's ability to limit the generation of air pollutants and contribute to the reduction of greenhouse gas emissions.

Objectives of the Agreement:

The specific objectives of this project are to:

- Finalize the agreement with the public utility company for natural gas compression services.
- Collaborate with the public utility company to issue the Request for Proposal (RFP), select the winning bid, and report on RFP process and procurement.
- Procure and install 30 single-fill CNG dispensing units at the San Julian bus lot.
- Ensure that the compression facility and dispensing units are operating correctly and make necessary repairs and adjustments for a fully functional fueling infrastructure.
- Collect operational data from the station to analyze for economic and environmental impacts.
- Accelerate the CNG conversion of the 92 buses housed at the San Julian bus lot.

TASK 1 ADMINISTRATION

Task 1.1 Attend Kick-off Meeting

The goal of this task is to establish the lines of communication and procedures for implementing this Agreement.

The Recipient shall:

- Attend a "Kick-Off" meeting with the Commission Agreement Manager, the Grants Officer, and a representative of the Accounting Office. The Recipient shall bring its Project Manager, Agreement Administrator, Accounting Officer, and others designated by the Commission Agreement Manager to this meeting. The administrative and technical aspects of this Agreement will be discussed at the meeting. Prior to the kick-off meeting,

the Commission Agreement Manager will provide an agenda to all potential meeting participants.

The administrative portion of the meeting shall include a discussion of the following:

- The terms and conditions of the Agreement
- Critical Project Review (Task 1.2)
- Match fund documentation (Task 1.6) No reimbursable work may be done until this documentation is in place.
- Permit documentation (Task 1.7)
- Subcontracts needed to carry out project (Task 1.8)

The technical portion of the meeting shall include a discussion of the following:

- The Commission Agreement Manager's expectations for accomplishing tasks described in the Scope of Work
- An updated Schedule of Products
- Progress Reports (Task 1.4)
- Technical Products (Product Guidelines located in Section 5 of the Terms and Conditions)
- Final Report (Task 1.5)

The Commission Agreement Manager shall designate the date and location of this meeting.

Recipient Products:

- Updated Schedule of Products
- Updated List of Match Funds
- Updated List of Permits

Commission Agreement Manager Product:

- Kick-Off Meeting Agenda

Task 1.2 Critical Project Review (CPR) Meetings

The goal of this task is to determine if the project should continue to receive Energy Commission funding to complete this Agreement and to identify any needed modifications to the tasks, products, schedule or budget.

CPRs provide the opportunity for frank discussions between the Energy Commission and the Recipient. CPRs generally take place at key, predetermined points in the Agreement, as determined by the Commission Agreement Manager and as shown in the Technical Task List above. However, the Commission Agreement Manager may schedule additional CPRs as necessary, and any additional costs will be borne by the Recipient.

Participants include the Commission Agreement Manager and the Recipient and may include the Commission Grants Officer, the Fuels and Transportation Division (FTD) team lead, other Energy Commission staff and Management as well as other individuals selected by the Commission Agreement Manager to provide support to the Energy Commission.

The Commission Agreement Manager shall:

- Determine the location, date, and time of each CPR meeting with the Recipient. These meetings generally take place at the Energy Commission, but they may take place at another location.
- Send the Recipient the agenda and a list of expected participants in advance of each CPR. If applicable, the agenda shall include a discussion on both match funding and permits.
- Conduct and make a record of each CPR meeting. One of the outcomes of this meeting will be a schedule for providing the written determination described below.
- Determine whether to continue the project, and if continuing, whether or not modifications are needed to the tasks, schedule, products, and/or budget for the remainder of the Agreement. Modifications to the Agreement may require a formal amendment (see the Terms and Conditions, Section 8). If the Commission Agreement Manager concludes that satisfactory progress is not being made, this conclusion will be referred to the Lead Commissioner for Transportation activities for his or her concurrence.
- Provide the Recipient with a written determination in accordance with the schedule. The written response may include a requirement for the Recipient to revise one or more product(s) that were included in the CPR.

The Recipient shall:

- Prepare a CPR Report for each CPR that discusses the progress of the Agreement toward achieving its goals and objectives. This report shall include recommendations and conclusions regarding continued work of the projects. This report shall be submitted along with any other products identified in this scope of work. The Recipient shall submit these documents to the Commission Agreement Manager and any other designated reviewers at least 15 working days in advance of each CPR meeting.
- Present the required information at each CPR meeting and participate in a discussion about the Agreement.

Commission Agreement Manager Products:

- Agenda and a list of expected participants
- Schedule for written determination
- Written determination

Recipient Product:

- CPR Report(s)

Task 1.3 Final Meeting

The goal of this task is to closeout this Agreement.

The Recipient shall:

- Meet with Energy Commission staff to present the findings, conclusions, and recommendations. The final meeting must be completed during the closeout of this Agreement.
- This meeting will be attended by, at a minimum, the Recipient, the Commission Grants Office Officer, and the Commission Agreement Manager. The technical and administrative aspects of Agreement closeout will be discussed at the meeting, which may be two separate meetings at the discretion of the Commission Agreement Manager.
- The technical portion of the meeting shall present an assessment of the degree to which project and task goals and objectives were achieved, findings, conclusions, recommended next steps (if any) for the Agreement, and recommendations for improvements. The Commission Agreement Manager will determine the appropriate meeting participants.

The administrative portion of the meeting shall be a discussion with the Commission Agreement Manager and the Grants Officer about the following Agreement closeout items:

- What to do with any equipment purchased with Energy Commission funds (Options)
- Energy Commission’s request for specific “generated” data (not already provided in Agreement products)
- “Surviving” Agreement provisions
- Final invoicing and release of retention
- Prepare a schedule for completing the closeout activities for this Agreement.

Products:

- Written documentation of meeting agreements
- Schedule for completing closeout activities

Task 1.4 Monthly Progress Reports

The goal of this task is to periodically verify that satisfactory and continued progress is made towards achieving the research objectives of this Agreement on time and within budget.

The objectives of this task are to summarize activities performed during the reporting period, to identify activities planned for the next reporting period, to identify issues that may affect performance and expenditures, and to form the basis for determining whether invoices are consistent with work performed.

The Recipient shall:

- Prepare a Monthly Progress Report which summarizes all Agreement activities conducted by the Recipient for the reporting period, including an assessment of the ability to complete the Agreement within the current budget and any anticipated cost overruns. Each progress report is due to the Commission Agreement Manager within 10 days of the end of the reporting period. The recommended specifications for each progress report are contained in Section 6 the Terms and Conditions of this Agreement.
- In the first Monthly Progress Report and first invoice, document and verify match expenditures and provide a synopsis of project progress, if match funds have been expended or if work funded with match share has occurred after the notice of proposed award but before execution of the grant agreement. If no match funds have been expended or if no work funded with match share has occurred before execution, then state this in the report. All pre-execution match expenditures must conform to the requirements in the Terms and Conditions of this Agreement.

Product:

- Monthly Progress Reports

Task 1.5 Final Report

The goal of the Final Report is to assess the project's success in achieving its goals and objectives, advancing science and technology, and providing energy-related and other benefits to California.

The objectives of the Final Report are to clearly and completely describe the project's purpose, approach, activities performed, results, and advancements in science and technology; to present a public assessment of the success of the project as measured by the degree to which goals and objectives were achieved; to make insightful observations based on results obtained; to draw conclusions; and to make recommendations for further projects and improvements to the FTD project management processes.

The Final Report shall be a public document. If the Recipient has obtained confidential status from the Energy Commission and will be preparing a confidential version of the Final Report as well, the Recipient shall perform the following activities for both the public and confidential versions of the Final Report.

The Recipient shall:

- Prepare an Outline of the Final Report.
- Prepare a Final Report following the approved outline and the latest version of the Final Report guidelines which will be provided by the Commission Agreement Manager. The Commission Agreement Manager shall provide written comments on the Draft Final Report within fifteen (15) working days of receipt. The Final Report must be completed at least 60 days before the end of the Agreement Term.
- Submit one bound copy of the Final Report with the final invoice.

Products:

- Draft Outline of the Final Report
- Final Outline of the Final Report
- Draft Final Report
- Final Report

Task 1.6 Identify and Obtain Matching Funds

The goal of this task is to ensure that the match funds planned for this Agreement are obtained for and applied to this Agreement during the term of this Agreement.

The costs to obtain and document match fund commitments are not reimbursable through this Agreement. Although the Energy Commission budget for this task will be zero dollars, the Recipient may utilize match funds for this task. Match funds shall be spent concurrently or in advance of Energy Commission funds for each task during the term of this Agreement. Match funds must be identified in writing and the associated commitments obtained before the Recipient can incur any costs for which the Recipient will request reimbursement.

The Recipient shall:

- Prepare a letter documenting the match funding committed to this Agreement and submit it to the Commission Agreement Manager at least 2 working days prior to the kick-off meeting. If no match funds were part of the proposal that led to the Energy Commission awarding this Agreement and none have been identified at the time this Agreement starts, and then state such in the letter. If match funds were a part of the proposal that led to the Energy Commission awarding this Agreement, then provide in the letter a list of the match funds that identifies the:
 - Amount of each cash match fund, its source, including a contact name, address and telephone number and the task(s) to which the match funds will be applied.
 - Amount of each in-kind contribution, a description, documented market or book value, and its source, including a contact name, address and telephone number and the task(s) to which the match funds will be applied. If the in-kind contribution is equipment or other tangible or real

property, the Recipient shall identify its owner and provide a contact name, address and telephone number, and the address where the property is located.

- Provide a copy of the letter of commitment from an authorized representative of each source of cash match funding or in-kind contributions that these funds or contributions have been secured. For match funds provided by a grant a copy of the executed grant shall be submitted in place of a letter of commitment.
- Discuss match funds and the implications to the Agreement if they are reduced or not obtained as committed, at the kick-off meeting. If applicable, match funds will be included as a line item in the progress reports and will be a topic at CPR meetings.
- Provide the appropriate information to the Commission Agreement Manager if during the course of the Agreement additional match funds are received.
- Notify the Commission Agreement Manager within 10 days if during the course of the Agreement existing match funds are reduced. Reduction in match funds must be approved through a formal amendment to the Agreement and may trigger an additional CPR.

Products:

- A letter regarding match funds or stating that no match funds are provided
- Copy(ies) of each match fund commitment letter(s) (if applicable)
- Letter(s) for new match funds (if applicable)
- Letter that match funds were reduced (if applicable)

Task 1.7 Identify and Obtain Required Permits

The goal of this task is to obtain all permits required for work completed under this Agreement in advance of the date they are needed to keep the Agreement schedule on track.

Permit costs and the expenses associated with obtaining permits are not reimbursable under this Agreement. Although the Energy Commission budget for this task will be zero dollars, the Recipient shall budget match funds for any expected expenditures associated with obtaining permits. Permits must be identified in writing and obtained before the Recipient can make any expenditure for which a permit is required.

The Recipient shall:

- Prepare a letter documenting the permits required to conduct this Agreement and submit it to the Commission Agreement Manager at least 2 working days prior to the kick-off meeting. If there are no permits required at the start of this Agreement, then state such in the letter. If it is known at the beginning of the Agreement that permits will be required during the course of the Agreement, provide in the letter:

- A list of the permits that identifies the:
 - Type of permit
 - Name, address and telephone number of the permitting jurisdictions or lead agencies
- The schedule the Recipient will follow in applying for and obtaining these permits.
- Discuss the list of permits and the schedule for obtaining them at the kick-off meeting and develop a timetable for submitting the updated list, schedule and the copies of the permits. The implications to the Agreement if the permits are not obtained in a timely fashion or are denied will also be discussed. If applicable, permits will be included as a line item in the Progress Reports and will be a topic at CPR meetings.
- If during the course of the Agreement additional permits become necessary, provide the appropriate information on each permit and an updated schedule to the Commission Agreement Manager.
- As permits are obtained, send a copy of each approved permit to the Commission Agreement Manager.
- If during the course of the Agreement permits are not obtained on time or are denied, notify the Commission Agreement Manager within 5 working days. Either of these events may trigger an additional CPR.

Products:

- Letter documenting the permits or stating that no permits are required
- A copy of each approved permit (if applicable)
- Updated list of permits as they change during the term of the Agreement (if applicable)
- Updated schedule for acquiring permits as changes occur during the term of the Agreement (if applicable)

Task 1.8 Manage Subcontracts

The goal of this task is to ensure quality products and to procure subcontracts required to carry out the tasks under this Agreement consistent with the terms and conditions of this Agreement and the Recipient's own procurement policies and procedures. It will also provide the Energy Commission an opportunity to review the subcontracts to ensure that the tasks are consistent with this Agreement, that the budgeted expenditures are reasonable and consistent with applicable cost principles.

The Recipient shall:

- Manage and coordinate subcontractor activities.
- Submit a draft of each subcontract required to conduct the work under this Agreement to the Commission Agreement Manager for review.
- Submit a final copy of the executed subcontract.
- If Recipient decides to add new subcontractors, it shall notify the Commission Agreement Manager.

Products:

- Draft subcontracts
- Final subcontracts

TECHNICAL TASKS

Task 2 CONSTRUCTION

The goal of this task is to order the CNG dispensing equipment, construct the station and install the compression facility posts and 30 slow-fill dispensing units in the San Julian Bus Lot located at 1425 S. San Pedro Street, Los Angeles, CA 90015

The Recipient shall:

- Finalize construction drawings.
- Procure the equipment.
- Install the compression facility and 30 slow-fill dispensing units.
- Photograph completed station.

[Before this task begins, all relevant subcontracts must be executed. See Task 1.8 for details]

Products:

- Final construction drawing to the CAM
- Photographs showing installation complete to the CAM

Task 3 COMMISSIONING AND START-UP

The goal of this task is to ensure that the compression facility and dispensing units are operating correctly and make necessary repairs and adjustments for a fully functional fueling infrastructure.

The Recipient shall:

- Collaborate with the public utility company to ensure that the CNG fueling is operating properly.
- Develop start-up test plan.
- Perform necessary checks of the system prior to start-up and address any findings from prestart check list and take corrective actions.
- Troubleshoot any issues identified.
- Collect operational data, analyze and report in the required Monthly Progress Reports.
- Sign-off on final document for project completion with the public utility company.

Products:

- Copy of final sign-off documents to the CAM
- Copy of start-up test plan to the CAM

- Initial operation results reported in Monthly Progress Reports

[CPR will be held during this Task. See Task 1.2 for details.]

Task 4 DATA COLLECTION AND ANALYSIS

The goal of this task is to collect operational data from the station, to analyze that data for economic and environmental impacts, and to include the data and analysis in the Final Report.

The Recipient shall:

- Develop data collection test plan.
- Troubleshoot any issues identified.
- Collect 6 months of throughput, usage, and operations data from the project including, but not limited to:
 - Number of vehicles fueled per day per station
 - Number of days per year vehicles for fueled per station
 - Maximum capacity of the new fueling system
 - Gallons of gasoline and/or diesel fuel displaced by using natural gas (with associated mileage information)
 - Expected air emissions reduction, for example:
 - Non-methane hydrocarbons
 - Oxides of nitrogen
 - Non-methane hydrocarbons plus oxides of nitrogen
 - Particulate Matter
 - Formaldehyde
 - Duty cycle of the current fleet and the expected duty cycle of future vehicle acquisitions
 - Specific jobs and economic development resulting from this project
- Identify any current and planned use of renewable energy at the facility.
- Identify the source of the alternative fuel.
- Describe any energy efficiency measures used in the facility that may exceed Title 24 standards in Part 6 of the California Code Regulations.
- Provide data on potential job creation, economic development, and increased state revenue as a result of expected future expansion.
- Provide a quantified estimate of the project's carbon intensity values for life-cycle greenhouse gas emissions.
- Compare any project performance and expectations provided in the proposal to Energy Commission with actual project performance and accomplishments.
- Compile the information, data, and analysis specified above and include in the Final Report.

Products:

- Data collection information and analysis will be included in the Final Report

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

REGULAR MEETING STAMPED ORDER OF BUSINESS

333 South Beaudry Avenue, Board Room
12 p.m., Tuesday, March 19, 2013

Roll Call

Pledge of Allegiance

Superintendent's Reports

Magnet School Programs Update

Liberty Mutual Safety Award Presentation

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.

New Business for Action

1. Board of Education Report No. 156 – 12/13 **ADOPTED**
Facilities Services Division
Early Childhood Education Division
(Amendment to the Facilities Services Division Strategic Execution Plan to Define and Approve 76 Early Education Center Upgrade and Improvement Projects) Recommends approval of amendment to the Facilities Services Division Strategic Execution Plan to define and approve 76 Early Education Center upgrade and improvement projects totaling \$7,178,911.
2. Board of Education Report No. 192 – 12/13 **ADOPTED**
Procurement Services Division
(Procurement Actions) Recommends approval of procurement actions taken by staff for professional services, agreement amendments and purchases within the delegated authority as described in Attachment A for a total amount of approximately \$9.3 million for online curriculum, Advanced Placement program expansion, at-risk youth program, technology and website support, program evaluation services, National Board Certification teacher support, California State Preschool program expansion, vision therapy assessments, SAP procurement software, and 11,372 procurement transactions and low value contracts. Additionally, recommends approval of professional services contracts and goods and general services contracts with agreements and amendments for amounts over \$250,000 as detailed in Attachment B including school leader professional development, audio visual equipment, and automotive and other tires, for a total authorization amount of approximately \$24.2 million.
3. Board of Education Report No. 193 – 12/13 **ADOPTED BY CONSENT VOTE**
Facilities Services Division
(Contract Actions) Recommends approval of actions that have been executed within the delegated authority including the approval of award of three advertised construction contracts for \$1.7 million; approval of change orders for a reduction of \$41,105; the completion of 28 contracts; the award of 27

informal contracts totaling \$262,429; the award of one architectural and engineering contract and amendment totaling approximately \$75,000; the award of two task order amendments totaling \$1,201; the award of four technical service contracts for LAN configuration services for \$250,000, approval of a professional services contract amendment for shuttle services for an additional \$246,000; approval of goods and services contracts for fencing, galvanizing services, storage carts and a compressed natural gas (CNG) refueling station totaling approximately \$2.77 million; approval of master agreements for network configuration and engineering with 8 providers for \$16 million; and approval of contracts to provide technology components and related services with 14 providers for \$2 million.

4. Board of Education Report No. 194 – 12/13 **ADOPTED BY CONSENT VOTE**
Human Resources Division
(Routine Personnel Actions) Recommends approval of 2,605 routine personnel actions such as promotions, transfers, leaves, etc.
5. Board of Education Report No. 195 – 12/13 **ADOPTED BY CONSENT VOTE**
Human Resources Division
(Nonroutine Personnel Actions) Recommends the suspension-dismissal of one classified employee and the rescission of dismissal of one classified employee.
6. Board of Education Report No. 197 – 12/13 **ADOPTED**
Facilities Services Division
Early Childhood Education Division
(Amendment to the Facilities Services Division Strategic Execution Plan to Define and Approve Early Education Center Nature Explore Classroom Projects) Recommends approval of amendment to the Facilities Services Division Strategic Execution Plan to define and approve eight Early Education Center Nature Explore Classroom projects totaling \$6,615,717.
7. Board of Education Report No. 198 – 12/13 **ADOPTED BY CONSENT VOTE**
Facilities Services Division
(Amendment to the Facilities Services Division Strategic Execution Plan to Define and Approve 6 Alteration and Improvement and Board Member Priority Projects) Recommends approval of amendment to the Facilities Services Division Strategic Execution Plan to define and approve 6 Alteration and Improvement and Board Member Priority projects; and authorization for District staff to make any purchases associated with these projects totaling \$168,987.
8. Board of Education Report No. 199 – 12/13 **ADOPTED**
Office of the Chief Financial Officer
(2012-13 Second Interim Financial Report) Recommends approval of submission of Second Interim Financial Report to the Los Angeles County Office of Education with a qualified certification based on current projections that the District may not be able to meet its financial obligations for the current fiscal year and for the two subsequent years.
9. **Board of Education Report No. 201-12/13** **ADOPTED BY CONSENT VOTE**
Transportation Services Division
(California Energy Commission Grant Award) Recommends approval of a grant award totaling \$300,000 from the California Energy Commission and approval of the project described in the grant application including installation of the compressed natural gas compressor and dispensing units; and authorization for the Superintendent to execute on behalf of the District, all necessary documents, including but not limited to agreements, amendments, and payment requests necessary to secure grant funds and to implement and carry out the purposes of the grant program.

10. Board of Education Report No. 202 – 12/13 **ADOPTED BY CONSENT VOTE**
 Accounting and Disbursements Division
 (Report of Warrants Issued, Request to Reissue Expired Warrants, and Reimbursement of the Controller’s Revolving Cash Fund, and Donations of Money) Recommends approval of warrants for things such as salary payments for a total value of \$497,128,633.28; the reissuance of expired warrants totaling \$517.16; reimbursement of the Controller’s Revolving Cash Fund in the amount of \$200.00, and the acceptance of three donations to the District totaling \$182,041.
11. Board of Education Report No. 203 – 12/13 **ADOPTED**
 Charter School Division
 (Approval of the Amendment to the Charter for View Park Preparatory Accelerated Charter Elementary School to Increase its Enrollment from 420 Students to 540 Students) Recommends the approval of the amendment of the charter for View Park Preparatory Accelerated Charter Elementary School to serve 540 students in grades K-5 at the sites located at 3751 West 54th Street; 3717 West 54th Street; and 3855 West Slauson Avenue, in the City of Los Angeles.
12. Board of Education Report No. 204 – 12/13 **ADOPTED BY CONSENT VOTE**
 Charter School Division
 (Approval of the Charter for Camino Nuevo High School No. 2) Recommends the approval of the charter for Camino Nuevo High School No. 2 for five years to serve 500 students in grades 9-12 with a proposed location of 3500 W. Temple Street, in the City of Los Angeles.
13. Board of Education Report No. 205 – 12/13 **ADOPTED BY CONSENT VOTE**
 Charter School Division
 (Approval of the Charter for Executive Preparatory Academy of Finance) Recommends the approval of the charter for Executive Preparatory Academy of Finance for a term of five years to serve 600 students in grades 9-12 with a proposed location in South Los Angeles.
14. Board of Education Report No. 207 – 12/13 **ADOPTED BY CONSENT VOTE**
 Charter School Division
 (Approval of the Charter for Valor Academy Charter High School) Recommends the approval of the charter for Valor Academy Charter High School for five years to serve 480 students in grades 9-12 with a proposed location near Van Nuys Blvd. and Nordhoff Street, in the San Fernando Valley area of the City of Los Angeles.
15. Board of Education Report No. 208 – 12/13 **ADOPTED BY CONSENT VOTE**
 Charter School Division **PUBLIC HEARING**
 (Approval of the Renewal of the Charter for Accelerated Charter Elementary School) Recommends approval of the renewal of the charter for Accelerated Charter Elementary School for five years to serve 500 students in grades K-6 at the sites located at 119 East 37th Street, in the City of Los Angeles; and 1010 East 34th Street, in the City of Los Angeles.
16. Board of Education Report No. 210 – 12/13 **ADOPTED BY CONSENT VOTE**
 Charter School Division **PUBLIC HEARING**
 (Approval of the Renewal of the Charter for Alliance Environmental Science and Technology High School) Recommends approval of the renewal of the charter term for Alliance Environmental Science and Technology High School for five years to serve 550 students in grades 9-12 at the school located at 2930 Fletcher Drive in the City of Los Angeles Los Angeles.

17. Board of Education Report No. 211 – 12/13 **ADOPTED BY CONSENT VOTE**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for Alliance Health Services Academy High School)
Recommends approval of the renewal of the charter term for Alliance Health Services Academy High School for five years to serve 600 students in grades 9-12, at the site located at 12226 South Western Avenue, in the West Athens area of Los Angeles.
18. Board of Education Report No. 212 – 12/13 **ADOPTED**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for Alliance Media Arts and Entertainment Design High School) Recommends approval of the renewal of the charter term for Alliance Media Arts and Entertainment Design High School for five years to serve 600 students in grades 9-12 at the schools located at 5156 Whittier Boulevard, in the City of Los Angeles; and 2510 East 6th Street, in the City of Los Angeles.
19. Board of Education Report No. 213 – 12/13 **ADOPTED**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for Crenshaw Arts/Tech Charter High) Recommends approval of the renewal of the charter for Crenshaw Arts/Tech Charter High for five years to serve 600 students in grades 9-12 at the school located at 4120 11th Avenue, in the City of Los Angeles.
20. Board of Education Report No. 214 – 12/13 **ADOPTED AS AMENDED**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for ICEF Vista Elementary Academy) Recommends the approval of the renewal of the charter for ICEF Vista Elementary Charter Academy for five years to serve 450 students in grades K-5 at the school located at 4471 Inglewood Blvd., in the City of Los Angeles.
21. Board of Education Report No. 215 – 12/13 **ADOPTED AS AMENDED**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for ICEF Vista Middle Charter Academy) Recommends the approval of the renewal of the charter for ICEF Vista Middle Charter Academy for five years to serve 500 students in grades 6-8 at the site located at 4471 Inglewood Blvd., in the City of Los Angeles.
22. Board of Education Report No. 217 – 12/13 **ADOPTED AS AMENDED**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for View Park Preparatory Accelerated Charter High School) Recommends the approval of the renewal of the charter for View Park Preparatory Accelerated Charter High School for five years to serve 600 students in grades 9-12 at the school located at 5701 S. Crenshaw Blvd., in the City of Los Angeles.
23. Board of Education Report No. 218 – 12/13 **ADOPTED AS AMENDED**
Charter School Division **PUBLIC HEARING**
(Approval of the Renewal of the Charter for Wallis Annenberg High School) Recommends the approval of the renewal with benchmarks of the charter for Wallis Annenberg High School for five years to serve 600 students in grades 9-12 at the school located at 4000 S. Main Street, in the City of Los Angeles.

24. Board of Education Report No. 219 – 12/13 **ADOPTED BY CONSENT VOTE**
Office of General Counsel
(Furlough Restoration Side Letter Agreements with Service Employees’ International Union, Local 99 for Unit B and Unit C) Recommends the approval of the Furlough Restoration Side Letter Agreements between the Los Angeles Unified School District and Service Employees’ International Union Local 99 for Unit B and Unit C employees.
25. Board of Education Report No. 221 – 12/13 **ADOPTED AS AMENDED**
Office of Intensive Support and Intervention
(Establishing 3 New Pilot Schools) Recommends approval of 3 new pilot schools for the 2013-2014 school year, Francis Polytechnic High School, The Incubator School and WISH Secondary Media Arts School; and recommends approval to apply for separate CDS codes for The Incubator School and WISH Secondary Media Arts.
26. Board of Education Report No. 222 – 12/13 **WITHDRAWN PRIOR TO THE MEETING**
Facilities Services Division
27. Board of Education Report No. 223 – 12/13 **ADOPTED BY CONSENT VOTE**
Facilities Services Division
(Resolution Confirming Los Angeles Unified School District’s Program to Support the Development of Workforce Housing for District Staff and Teachers) Recommends the adoption of a Resolution confirming Los Angeles Unified School District’s support of the development of previously Board approved workforce housing projects for District staff and teachers.
28. Board of Education Report No. 224 – 12/13 **ADOPTED BY CONSENT VOTE**
Facilities Services Division
(Resolution of Intention to Dedicate an Easement at the Gardena High School Workforce Housing and Joint Amenities Project) Recommends the adoption of a resolution of intention on the dedication of an easement at the Gardena High School Workforce Housing and Joint Amenities Project.
29. Board of Education Report No. 225 – 12/13 **ADOPTED BY CONSENT VOTE**
Office of Intensive Support and Intervention **PUBLIC HEARING**
(Quality Education Investment Act (QEIA) Waiver for Roosevelt High School Campus) Recommends approval of a waiver request to the State Board of Education, requesting Quality Education Investment Act (QEIA) funds to follow the students when the seven small schools at Roosevelt High School are consolidated into three schools.
30. Board of Education Report No. 226 – 12/13 **ADOPTED BY CONSENT VOTE**
Office of Intensive Support and Intervention **PUBLIC HEARING**
(Quality Education Investment Act (QEIA) Waiver for Mendez Learning Center) Recommends approval of a waiver request to the State Board of Education, requesting Quality Education Investment Act (QEIA) funds to follow the students when the two high schools at Mendez Learning Center are consolidated into one.
31. Board of Education Report No. 227 – 12/13 **ADOPTED**
Accounting and Disbursements Division
(Issuance of General Obligation Bonds, Series 2013) Recommends approval of all necessary resolutions and documents for the issuance of up to \$677,970,000 of General Obligation Bonds, Series 2013, by competitive or negotiated sale, appointment of the financing team, and for staff to make budget adjustments to reflect the anticipated bond receipts.

Board Member Resolutions For Action

32. Mr. Kayser – Highest Ethical Standards for the Los Angeles Unified School District
(Noticed November 13, 2012 and Postponed from previous Regular Board Meetings)
POSTPONED TO THE REGULAR BOARD MEETING OF APRIL 16, 2013

Whereas, The granting or denial of a single contract with a charter school operator can involve millions of dollars and hundreds of jobs over time; and

Whereas, As much as no elected official should accept campaign contributions from a vendor with a contract pending; now, therefore, be it

Resolved, That sitting members of the Governing Board of the Los Angeles Unified School District shall automatically recuse themselves from voting on a charter contract if they have received campaign contributions six months prior to the vote.

33. Ms. LaMotte, Mr. Kayser - Term Limits for the Governing Board of the Los Angeles Unified School District Board President (Noticed January 15, 2013, 9 a.m., Postponed from Previous Board Meetings)
ADOPTED AS AMENDED

Whereas, The Governing Board of the Los Angeles Unified School District holds an annual meeting the first week of July;

Whereas, The first order of business at this meeting is the swearing-in of recently elected Board Members followed by the election of one of its members as President, whose term of office shall continue for one year, or until his or her successor is elected;

Whereas, Traditionally the Board President's position rotated annually among Board Members, with the vice-president training, then ascending, to the Board President's position; and

Whereas, Prior to 2007 the average term for the Board President was 1.9 years; now, therefore, be it

Resolved, That in order to increase geographic diversity, the Governing Board of the Los Angeles Unified School District adopts as policy and amends Board Rule 1 as follows: A Board Member shall not be eligible to serve as President if he or she has served in that capacity for the ~~to immediately limit the board presidency to two (2) consecutive terms per individual member to increase geographic diversity~~ immediately prior to a Board President election; and

Resolved further, That it is the intent of the Board that this amendment be immediately effective and applied beginning with the next Board President election on July 2, 2013.

34. Mr. Zimmer, Ms. Galatzan – Expand Sustainable Schoolyards and Environmental Initiatives and Curriculum (Noticed February 12, 2013, 9 a.m., and Postponed from February 12, 2013, 12:00 p.m.)
POSTPONED TO THE REGULAR BOARD MEETING OF APRIL 16, 2013

Whereas, Five major studies, including a 1999 study commissioned by The California Department of Education (CDE), have determined the educational efficacy of using the environment as an integrated context for learning. Students in environment-based education programs score higher than their peers across all standardized academic tests and have higher grade point averages;

Whereas; Environment-based education employs natural ecosystems as platforms to teach curriculum mandated by state standards;

Whereas, The September 25, 2007, Board-approved *Preserving and Sustaining School Gardens* Board Resolution directed the Superintendent to take the following actions including, but not limited to: support the preservation of existing gardens in District schools that have instructional programming ties and funding support; encourage the use of school gardens as outdoor laboratories for instruction of California State standards; ensure compliance with federal, state, local and District health and safety policies; and to work with the City and County of Los Angeles and the State of California to establish and ensure ongoing financial support for school gardens;

Whereas, Research has found a clear connection between good nutrition (an essential lesson derived from the development and use of school gardens) and student achievement;

Whereas, The Los Angeles Unified School District is committed to promoting and attaining the most sustainable and environmentally-friendly practices in the construction, modernization, maintenance and operation of its school facilities;

Whereas, School gardens and other sustainability initiatives are currently housed in the Facilities Services Division of LAUSD;

Whereas, LAUSD has set forth a vision that every student will receive an education in a safe, caring environment, and every student will be college-prepared and career ready; now therefore be it

Resolved, That the Governing Board of the Los Angeles Unified School District reaffirms its commitment to strive to be the most sustainable and environmentally-friendly large urban school district in the country by placing a high priority focus on establishing school gardens and greening projects for standards-based instruction;

Resolved further, That the Board directs the Superintendent to establish an Instructional Schoolyards Advisory Board (ISAB) comprised of community members, environmental and sustainable landscape experts, experts in habitat restoration and district staff from Instruction, Facilities, and Maintenance and Operations, charged with developing goals and a comprehensive plan to bring LAUSD land management practices in-line with sustainability guidelines within city, county and statewide initiatives. This will include the oversight of community-led greening projects on school sites including development, access, maintenance and funding. The ISAB will promote the design of educational schoolyard landscapes to support environmental and instructional goals, as well as prioritize opportunities for greening through existing projects; and be it finally

Resolved, That the Board directs the Superintendent to return in 60-90 days with a recommendation regarding moving the development and oversight of sustainable schoolyards and environmental initiatives and environmental instruction from the Facilities Services Division to the Office of Curriculum, Instruction, and School Support; AND to develop a report outlining proposed improvements to the District's process for establishing and updating goals, and reviewing proposals and developing projects, and for the creation of new outdoor school garden classrooms/laboratories. The report shall focus on process improvements that will help:

- Prioritize the use of outdoor school garden classrooms/laboratories for standards-based instruction.

- Establish clear policies and procedures that are feasible to implement and aligned with the District's vision.
- Enhance collaboration between the Office of Curriculum, Instruction, and School Support, the Facilities Services Division, and the Office of Environmental Health and Safety, with regard to establishing and updating the design guidelines and instructional requirements for the development and execution of outdoor school garden classroom/laboratory projects.
- Create a mechanism and guidelines by which stakeholders with environmental expertise are able to engage with the District on a regular basis (i.e. establishing an advisory council as outlined above.)

35. Ms. García, Mr. Zimmer – Break the Silence to End Sexual Violence: Denim Day 2013 (Noticed February 12, 2013, 12 p.m.) **ADOPTED BY CONSENT VOTE**

Whereas, Every two and a half minutes, an individual in the United States is sexually assaulted;

Whereas, In 1998, when an Italian Supreme Court decision overturned a rape conviction because the victim wore jeans, wearing jeans became an international symbol of protest against erroneous and destructive attitudes about sexual assault;

Whereas, 82.8% of rapes committed by an intimate partner are not reported to the police;

Whereas, Women neither ask for nor deserve to be raped;

Whereas, Silence does not equal consent;

Whereas, Every year since 1999 Peace Over Violence, has organized Denim Day in LA every April as a rape prevention education campaign;

Whereas, Denim Day seeks to invite public discourse and eventually eliminate attitudes that blame victims of sex crimes and prevent them from seeking assistance for sexual assault;

Whereas, This year, Denim Day in LA will take place on April 24, 2013;

Whereas, On that day, people throughout LA will wear their jeans as a visible sign of protest against the myths that still surround sexual assault;

Whereas, By participating in Denim Day in LA on April 24, 2013, we promote prevention through education; make it possible for more survivors of sexual assault to reach out and find help; and help men and boys understand the critical role they play in preventing violence against women; and

Whereas, On this day, citizens in Los Angeles County unite together to send a message that 1) we are all against rape of girls, women, boys and men; 2) That we stand in support of survivors; and, 3) That we will no longer be silent in the fight to end sexual violence; now, therefore, be it

Resolved, That the Board of Education of the Los Angeles Unified School District hereby declares April 24, 2013, Denim Day and directs the Superintendent and all District staff to support activities which promote education and prevention of sexual assault.

36. Mr. Kayser – Ensuring Transparency and Effective School Choice
(Noticed March 19, 2013, 9 a.m.) **POSTPONED TO THE REGULAR BOARD MEETING OF
APRIL 16, 2013**

Whereas, The Los Angeles Unified School District has 172 magnets schools comprised of 59,000 students;

Whereas, Magnet schools are one of the many options LAUSD offers parents, students, and communities in creating school choice;

Whereas, Magnet schools have proven to be an effective options for students to further their interests in specific fields and continue their academic progress;

Whereas, LAUSD has experienced continuous magnet population growth throughout the district;

Whereas, LAUSD has approved 12 new magnet programs for the 2013-2014 academic year; and

Whereas, LAUSD has no formal process for the creation and staffing of magnet schools that incorporates all stakeholders; now, therefore be it

Resolved, That the Governing Board of the Los Angeles Unified Board of Education instruct the Superintendent to add the following language into the procedures for the creation of magnets to ensure an equitable and transparent process:

Before a magnet plan is written, a comprehensive process involving community input take place, which includes, but is not limited to:

- A publicly noticed community meeting to discuss potential themes for the magnet and other potential programs at the school
- A parent survey of potential themes for the magnet

Before a magnet plan is written, a majority vote of the existing permanent certificated staff and community stakeholders must take place.

A writing committee shall be created once a theme is agreed upon by all stakeholders. The writing team shall consist of, but is not limited to:

- Principal or Assistant Principal
- Teachers
- Parents
- Community Members
- Students (if magnet is for high school)

Upon approval from the Board of Education, District staff will fully support the new magnet at the proposed site to ensure that all master scheduling, curriculum development, and any other outstanding issues associated with the creation of the magnet is addressed. This support will include professional development for all staff to ensure the highest quality of instruction for the new magnet and a community meeting to ensure all stakeholders are aware of the changes at the school site.

Upon approval from the Board, all permanent certificated staff at the school site shall indicate through a District form if they wish to retain their position at the school site. Those who choose to opt out and apply for transfer from the school site, shall be given full support by District staff to seek their transference. Furthermore, if a school site deems their magnet theme requires a special certificate or skill, that school site may interview teachers who possess the special certificate or skill to fill the position of need.

The only exception to this rule shall be for schools identified as “Focus” by the School Performance Framework. Schools classified as “Focus” shall interview their permanent certificated staff and a majority of the certificated staff must be retained; and be finally

Resolved, That the Board instructs the superintendent to apply this criterion to all future magnets starting in the academic year 2013-2014.

37. Mr. Kayser – Urging the Supreme Court to Support Marriage Equality **ADOPTED**
(Noticed March 19, 2013, 9 a.m.)

Whereas, The Los Angeles Unified School District serves approximately 900,000 students including those in adult education;

Whereas, LAUSD employs almost 100,000 teachers, administrators, and support staff;

Whereas, There are nearly 650,000 same-sex couples in the United States, of which approximately 14,100 are legally married and over 108,600 are in civil unions or in registered domestic partnerships;

Whereas, As of 2011, about one in five same-sex couples are raising children under age 18;

Whereas, There are 1,138 federal rights that are extended to heterosexual married couples and currently denied to same-sex couples;

Whereas, The Supreme Court has stated that marriage is a fundamental right of all individuals;

Whereas, Same-sex couples in California are denied the ability to express their love and commitment to one another through marriage. Moreover, As a result of the Defense of Marriage Act, the inability to marry harms families and children by depriving parents and their children of over 1,000 rights and benefits the federal government provides to opposite-sex married couples.

Whereas, LAUSD is committed to the respect and dignity for the students, staff, and families in the LAUSD school community;

Whereas, LAUSD believes that all employees should be afforded the dignity of equitable treatment;

Whereas, In 1999, LAUSD became one of the first school districts to offer domestic partnerships to same-sex coupled employees;

Whereas, In 2008, LAUSD spoke out in support of marriage equality because marriage is the foundation of family and society; and

Whereas, California’s ban on same-sex marriage violates the United States’ Constitution guarantee of equal protection; now, therefore be it

Resolved, That the Governing Board of the Los Angeles Unified School District urges the United States Supreme Court to respect the dignity of all Lesbian, Gay, Bisexual, and Transgender families by supporting marriage equality and striking down both California Proposition 8 and the Defense of Marriage Act.

Resolutions for Action (Continued at Tab 50)

Board Member Resolution for Initial Announcement

38. Ms. Martinez – Community Partnerships to Enhance College Preparation and Career Readiness by Maximizing Linked Learning Resources (For Action April 9, 2013, 12:00 p.m.)

Whereas, The Los Angeles Unified School District is fully committed to closing the achievement gap, ensuring that all students receive a meaningful, robust and rigorous education and that all students have access to resources they need to graduate high school college-prepared and career ready;

Whereas, The Governing Board of the Los Angeles Unified School District adopted the Multiple Pathways (now known and hereafter referred to as Linked Learning) Resolution on October 28, 2008;

Whereas, The implementation of the Linked Learning Resolution leverages strategies to also expand project-based learning and directly link this method of engagement in the classroom with work-based learning within thematic small schools and small learning communities;

Whereas, On August 30, 2011, the Board adopted the Work-Based Learning Resolution so that students remain connected to academic expectations while working side by side with adult professionals who help instill professional behavior, real world expectations, a strong work ethic, an application for lifelong learning, and a desire to achieve;

Whereas, Hundreds of LAUSD schools strategically blend components of rigorous academics with career technical education to empower committed teams of teachers to collaborate with active business, post-secondary and community partnerships around a career focus;

Whereas, There are currently 74 schools in the District that are members of the California Partnership Academy, 12 that are approved members of the National Academy Foundation network, 2 schools that are certified Linked Learning pathways and 9 other schools that are going through the Linked Learning certification process;

Whereas, Research demonstrates “that integrating work-based learning into a comprehensive educational program can address students’ diverse learning styles thereby enabling them to learn and master skills and competencies through problem-solving; add relevance to academic curriculum by linking classroom learning to real world applications; expose students to career options that can motivate and inform their decision-making; and promote psychological and social development via adult interaction;” (NRC, 2004, Benard, 2004);

Whereas, In President Barack Obama’s State of the Union Address, he announced “a new challenge to redesign America’s high schools so they better equip graduates for the demands of a high-tech

¹ National Research Council (NRC). (2004). *Engaging Schools: Fostering High School Students’ Motivation to Learn*. Committee on Behavioral and Social Sciences and Education. Washington, DC: The National Academies Press.

Benard, B. (2004). *Resiliency: What We Have Learned*. San Francisco, CA: WestEd

economy” and stated that “we’ll reward schools that develop new partnerships with colleges and employers and create classes that focus on science, technology, engineering, and math (STEM) -- the skills today’s employers are looking for to fill the jobs that are there now and will be there in the future.”

Whereas, Work-based learning opportunities include an array of programs including mentoring, school enterprises, virtual apprenticeships, job shadowing, intensive internships, work experience and community classrooms that are an essential component of any comprehensive educational program of study, bringing relevance to academic programs and providing innovative skills that, not only prepare students for 21st Century jobs in a global economy, but also nurture a “love of learning”;

Whereas, As California is ranked near the very bottom of all states in per pupil funding and LAUSD has endured over five years of unconscionable cuts to personnel and programs critical for student achievement, it behooves us to develop innovative policies to generate partnerships with the business community and other external partners to maximize resources for effective teaching and learning;

Whereas, In LAUSD, 20 Linked Learning pathways and a total of 74 Career Technical Academies already exist and are striving to create professional partnerships for student work-based learning experiences, but State funding cuts have significantly reduced support services at school sites so that there is little or no staff support to create and cultivate professional relationships with each industry sector; and

Whereas, LAUSD is currently purchasing goods and services from over 9,000 vendors who do not offer any work-based learning opportunities for students in Linked Learning programs; now, therefore be it,

Resolved, That to encourage vendor participation in work-based learning strategies, the Governing Board of the Los Angeles Unified School District hereby directs the Superintendent to require all District administrators to incorporate into every contract, procured through a formal Request for Proposal (RFP) process within the Procurement Services Division, provision for a work-based partnership with an LAUSD Linked Learning site and or program;

Resolved further, That all work-based learning practices implemented per this resolution will be aligned with the District’s Work-Based Learning Guidebook and other relevant District and personnel policies;

Resolved further, That the Superintendent shall establish an online web page that lists the names of all participating vendors, businesses, and contractors committed to offering work-based learning opportunities to students by theme;

Resolved further, That the aforementioned web page and its affiliated work-based learning opportunities be overseen by LAUSD’s Broad Base Coalition with day-to-day management housed in the District’s Linked Learning Department;

Resolved further, That all work-based learning opportunities offered via the aforementioned web page be offered first to career themed small learning communities affiliated with the District’s Linked Learning Initiative, the National Academy Foundation and or the California Partnership Academies; and, be it finally

Resolved, That the Superintendent shall report back to the Board on the progress of this initiative within 60 days and continue to report back annually thereafter.

39. Ms. Galatzan, Ms. García, Mr. Kayser - Protect Children and Safeguard Due Process
(For Action on April 9, 2013, 12:00 p.m.)

Whereas, The Los Angeles Unified School District's first and foremost priority is the safety and well-being of our students and staff;

Whereas, The processes a school district utilizes to investigate claims of misconduct against employees must be thorough, fast and fair;

Whereas, Employees accused of misconduct are entitled to equal, fair and respectful treatment throughout the investigation process and beyond;

Whereas, Reassigned employees pending investigations should have the same rights and responsibilities as other employees, no matter which location they are assigned to, and they should be actively engaged in meaningful and appropriate professional development, including, but not limited to online learning activities on the Learning Zone, such as courses in classroom management, the Discipline Foundation Policy, and the Peer Assistance and Review Program;

Whereas, Delays in determining the legitimacy of claims against employees are costly to the District, cause undue mental hardship to employees, and are disruptive to students;

Whereas, It is important to recognize that when law enforcement conducts investigations of District employees, the District cannot begin its own internal investigation if the investigating law enforcement agency states that the District's administrative investigation will interfere with the law enforcement investigation;

Whereas, Operations staff at Educational Service Centers (ESC) are not professional investigators and always have multiple responsibilities;

Whereas, The Medical Board of California has methods in place to note and track doctors and outpatient facilities accused of wrongdoing and currently under criminal investigation and the State Bar of California has methods in place to note and track attorneys who have been charged with any felony and certain misdemeanors;

Whereas, The California Commission on Teacher Credentialing does not note or track credentialed employees who are currently under criminal investigation unless there is an arrest, a conviction, or a suspension of 10 or more days;

Whereas, Failure to note and track employees currently under criminal investigation by the Credentialing Commission can lead to suspects obtaining jobs in other school districts who are totally unaware of any pending investigation;

Whereas, Some issues are beyond the jurisdiction of the Los Angeles Board of Education and require action at the state level; now, therefore be it;

Resolved, That the Board of Education for the Los Angeles Unified School District directs the Superintendent to make the following changes to Bulletin 5813.0 concerning the investigation of employees:

- a) Professional trained investigators will take the lead and investigate reports of allegations of sexual misconduct and assist the administrators with conducting the investigations thoroughly and in a timely manner;
- b) ESC Operations staff will support the trained investigators through the investigation process.
- c) Investigations that do not involve reassigning (Housing) an employee will remain the responsibility of the principal with the support of the ESC;
- d) Any delays to the timelines as set forth in the reference bulletin must be reported to the Board of Education and to the Superintendent with a timeline of the investigation plan; a report will be submitted at the next scheduled Board Meeting explaining the reason for the delay and the current status;
- e) The ESC Administrator of Operations/Division Head will make a recommendation to reassign the employee to a worksite or to initiate dismissal proceedings and forward the recommendation to the Housed Employee Review Committee (HERC) within 5 working days instead of 10;
- f) The Housed Employee Review Committee (HERC) should meet with enough frequency so that all cases are reviewed within 8 working days of submission. If necessary, subcommittees should be utilized to achieve this goal;
- g) The Superintendent or designee shall make a decision to reassign an employee back to the worksite or to proceed with dismissal of a reassigned (Housed) employee within 5 working days after receiving a recommendation from HERC;
- h) A memo will be issued to each employee who is reassigned away from his or her regular assignment that informs the employee of the reason for reassignment.

Resolved further, That when employees are under investigation they should be notified as soon as reasonably possible, including generalized information pertaining to the reason for the investigation, ground rules and expectations during their reassignment, expected timeline for conclusion of the investigation, pay-status during the investigation, and where and to whom to report while being reassigned (Housed). This process should be conducted in a respectful and professional manner;

Resolved further, That the Superintendent report back to the Board on the costs and benefits of creating a “data warehouse” to unify all employee records;

Resolved further, That all administrators be trained on how to conduct investigations as part of their in-service training;

Resolved further, That the Superintendent be directed to seek changes to the California Commission on Teacher Credentialing practice to require the Commission to receive, track, and make available information to other school districts whenever a credentialed employee is currently under criminal investigation;

Resolved further, That employees pending dismissal no longer be reassigned (Housed) and instead be assigned to their home upon the initiation of dismissal proceedings by the Board of Education;

Resolved further, That reassigned (Housed) employees be assigned to retake online trainings in child abuse reporting, classroom management, and other trainings as appropriate;

Resolved further, That the Superintendent be directed to ensure equal practices be followed in regard to reassigned (Housed) employee worksite rights and responsibilities throughout the District; and, be it finally

Resolved, That the Superintendent report back to the Board within 90 days on the implementation of this resolution.

40. Ms. García – To Urge Action for Comprehensive Immigration Reform from the 113th Congress (For Action on April 9, 2013, 12:00 p.m.)

Whereas, The Governing Board of the Los Angeles Unified School District passed the resolution entitled “Support of S 774 and HR 1275 The American Dream Act” in support of federal action on immigration reform in 2010;

Whereas, America’s current immigration system is dysfunctional, harms our economy, and does not reflect our District’s or our national values;

Whereas, Our District’s identity is defined by its promise of equality, esteem for diversity and commitment to innovation;

Whereas, We believe in the human dignity of all Los Angeles residents, regardless of immigration status, and recognize the importance of immigrants’ many contributions to the social and economic fabric of the District;

Whereas, Like education, citizenship is an important symbol of full membership and participation in society that should be encouraged, not barred;

Whereas, Keeping families together not only is the right thing to do, but is also good for the economy because families provide a base of support that increases worker productivity and spurs entrepreneurship;

Whereas, Immigration is a federal responsibility and a comprehensive approach to solve our broken immigration system would strengthen our District and nation’s economy and frees aspiring citizens to make an even greater contribution to our communities;

Whereas, The Federal government’s inability to enact immigration reform has created severe economic, cultural and political strains here and in communities across America;

Whereas, Immigration reform must occur in a comprehensive, thoughtful manner that builds the strength and unity of working people, keeps families together, and guarantees the same rights, obligations, and basic fairness for all workers, no matter where they come from;

Whereas, Comprehensive immigration reform must provide a mechanism for aspiring citizens who have grown up in this country to become citizens and be able to fully contribute to our joint future;

Whereas, Comprehensive immigration reform must update the legal immigration system so that the future flow of immigrant workers more realistically matches our nation’s labor needs and is structured to protect the wages and working conditions of U.S. and immigrant workers; and,

Whereas, The Board supports a Comprehensive Immigration Reform bill that keeps families together, upholds our values as a nation, promotes economic growth, and provides a long-term solution to the immigration system; now, therefore be it

Resolved, That the Governing Board of the Los Angeles Unified School District urges the 113th Congress to enact comprehensive immigration reform as outlined in this resolution, that addresses (1) earned legalization with a path to citizenship; (2) updated future immigration of families and workers; and (3) improved immigration enforcement and border security that is consistent with our nation's values; and, be it finally

Resolved, That the Board instructs the Superintendent and the Office of Legislative Affairs to forward this resolution to the Speaker of the House of Representatives, the Democratic Leader of the House of Representatives, the Senate Majority Leader, the Senate Minority Leader, and members of the California congressional delegation.

41. Ms. García – Recognizing National Youth HIV/AIDS Awareness Day
(For Action on April 9, 2013, 12:00 p.m.)

Whereas, Students need to have wellness information to model and be advocates for healthy living in order to get to graduation;

Whereas, April 10, 2013, is the 1st year of commemoration and observance of National Youth HIV/AIDS Awareness Day;

Whereas, This observance is a nationwide effort to mobilize youth and community to get educated, get tested, get involved and get treated around HIV/AIDS, as it continues to devastate youth;

Whereas, National Youth HIV/AIDS Awareness Day is directed, planned and strategically overseen by a Advocates for Youth and other prominent organizations, including the Centers for Disease Control and Prevention and Substance Abuse and Mental Health Services Administration, to mobilize community-based organizations and stakeholders involved in HIV/AIDS prevention, care and treatment;

Whereas, 25,443 residents in the Los Angeles area are living with HIV and 8.8% of these are youth;

Whereas, The Connect to Protect Los Angeles Coalition and its partner agencies including Los Angeles Unified School District's Downtown Magnet High School are hosting community events to recognize this day and its importance to youth and all concerned citizens; and

Whereas, it is fitting that we join with these local, national and international groups to express our strong support for National Youth HIV/AIDS Awareness Day and the initiatives to prevent the spread of HIV/AIDS in Youth communities and provide access to and utilization of HIV/AIDS prevention, treatment and support services to those affected by HIV/AIDS; now, therefore be it

Resolved, That the Governing Board of the Los Angeles Unified School District and the Superintendent of Schools proclaims April 10, 2013, as National Youth HIV/AIDS Awareness Day in Los Angeles and encourages schools and local communities to strongly support this day and participate in events planned to commemorate the occasion.

42. Ms. García – Celebrating Asian Pacific American Heritage Month
(For Action on April 9, 2013, 12:00 p.m.)

Whereas, In 1977, Congress introduced a House resolution to proclaim the first 10 days of May as Asian Pacific Heritage Week, a celebration of Asians and Pacific Islanders in the United States;

Whereas, In October 1978, President Jimmy Carter signed a joint resolution designating this as an annual celebration, which we now know as Asian Pacific Heritage Week;

Whereas, In 1990, May was chosen to commemorate the immigration of the first Japanese to the United States, which was on May 1843, and to mark the anniversary of the completion of the transcontinental railroad on May 10, 1869, in which the majority of the workers who laid the tracks were Chinese immigrants;

Whereas, In 1990 Congress voted to expand Asian Pacific Heritage from a week to a month-long celebration and in May 1992, the month of May was permanently designated as Asian Pacific American Heritage Month;

Whereas, Studies have found that the academic needs of Asian American and Pacific Islander students are frequently overlooked;

Whereas, Understanding Asian and Pacific Islander history is an important part of celebrating Asian and Pacific Islander Heritage Month;

Whereas, Asian Americans and Pacific Islanders have contributed in significant ways to all aspects of society;

Whereas, Asian Americans and Pacific Islanders have endured and overcome hardship and heartache. In the earliest years, tens of thousands of Gold Rush pioneers, coal miners, transcontinental railroad builders, as well as farm and orchard laborers, were subject to unjust working conditions, prejudice, and discrimination—yet they excelled;

Whereas, Even in the darkness of the Exclusion Act and Japanese Internment, Asian Americans and Pacific Islanders have persevered, providing for their families and creating opportunities for their children;

Whereas, California is one of the states with the largest Asian Americans and Pacific Islanders population; and

Whereas, In the Los Angeles Unified School District, 3.9% of the student population are identified as Asian, Filipino, or Pacific Islander; now therefore, be it

Resolved, That the Governing Board of the Los Angeles Unified School District proclaims May as the Asian Pacific Islander Heritage Month and encourages, instructs and directs all students, faculty, administrators, and parents to remember and celebrate the contributions that Asian and Pacific Islanders have made to California and the United States through various classroom projects; and, be it finally

Resolved, That the Superintendent will work with all schools of the Los Angeles Unified School District to recognize and celebrate Asian Pacific American Heritage Month through culturally relevant activities and through in-depth discussions of historically relevant topics.

43. Mr. Kayser – To Engage the Los Angeles Unified School District Community in Establishing Fiscal Priorities (For Action on April 9, 2013, 12:00 p.m.)

Whereas, The Los Angeles Unified School District has suffered tremendous adverse fiscal impacts due to the nation’s economic crisis including the elimination of critical programs and the staff supporting them;

Whereas, The State of California continues to shamefully sit at the bottom of the nation in per-pupil funding, consequently, we must do more with less;

Whereas, Devastating cuts have been made to arts and music education, early education, adult education, libraries, afterschool programs, outdoor education, and nursing and counseling services, while class sizes increased, salaries were cut, summer school was eliminated and the school year shortened;

Whereas, Through the efforts of Governor Jerry Brown, the voters and the organizations that worked so hard to pass Propositions 30 and 39, next year’s budget is expected to improve;

Whereas, The Governor’s proposed Local Control Funding Formula should also positively impact the situation locally as it provides a base grant of about \$6,800 per student, which would be supplemented with extra funds for districts with large numbers and concentrations of students qualifying for free and reduced price lunch, English Language Learners and foster youth, encompassing the vast majority of LAUSD students;

Whereas, Often when “new” money comes into a system, it is spent in a, non-holistic, hodgepodge fashion riddled with pet projects, minimal community input and little planning;

Whereas, There remains a pre-existing structural deficit to deal with;

Whereas, The students, families, members of the community and LAUSD employees have shared the pain and should have a voice in LAUSD’s recovery efforts as well as a sense of transparency; and

Whereas, California school districts are required by the State Education Code to hold a public hearing regarding categorical budgeting; now, therefore, be it

Resolved, That prior to the Los Angeles Unified School District final budget adoption in June, 2013, LAUSD shall make use of the Parent Community Service Branch in each Educational Service Center, the Facilities Services Community Relations and the Public Information Office to coordinate, promote and conduct public hearings so as to better inform the budgetary decision-making process and to best reflect the community’s priorities going forward;

Resolved further, That LAUSD shall convene a discussion open to its 100,000 employees and nine bargaining units, as those closest to the students, seeking their advice as to how resources should be used;

Resolved, That LAUSD Board of Education shall conduct a Committee of the Whole meeting to publically discuss and rank its priorities and to align any future “new” dollars to those priorities; and, be it finally

Resolved, That the Superintendent shall, within 60 days, identify and present plans, including accountability metrics, to seek additional sources of funding on behalf of our students.

Resolutions for Initial Announcement (Continued at Tab 49)

Correspondence

44. Report of Correspondence **ADOPTED BY CONSENT VOTE**

Public Hearings

45. Charter for KIPP Elementary School No. 5 **PUBLIC HEARING**
Consideration of the level of support for a charter petition requesting a 5-year term to serve 553 students in grades K-4 with a proposed location of East Los Angeles.

Charter for KIPP Middle School No. 6 **PUBLIC HEARING**
Consideration of the level of support for a charter petition requesting a 5-year term to serve 490 students in grades 5-8 with a proposed location of Southeast Los Angeles.

Charter for Student Empowerment Academy **PUBLIC HEARING**
Consideration of the level of support for a charter petition requesting a 5-year term to serve 455 students in grades 9-12 with a proposed location of 41st St. and Compton Avenue, City of Los Angeles.

(Petitions are available for public inspection at the Security Desk on the first floor of the Administrative Headquarters, and at <http://laschoolboard.org/charterpetitions>.)

46. Resolution of Intention to Dedicate Real Property to the City of Los Angeles at South Region High School No. 12. **PUBLIC HEARING** **ADOPTED**

47. Resolution of Intention to Dedicate Real Property to the City of Los Angeles at Walnut Park Middle School. **PUBLIC HEARING** **ADOPTED**

48. **Approval of Minutes** **APPROVED BY CONSENT VOTE**

1:00 p.m. Regular Board Meeting, June 21, 2012
1:00 p.m. Regular Board Meeting, August 21, 2012
9:00 a.m. Special Board Meeting (CS), December 4, 2012
10:30 a.m. Regular Board Meeting (CS), January 15, 2013

Resolutions for Initial Announcement (Continued from Tab 43)

49. Mr. Kayser – To Create Sustainable Funding for Modern Technology in LAUSD Classroom (For Action on April 9, 2013, 12:00 p.m.)

Whereas, The stated goal of the Los Angeles Unified School District is for its 664,000 students to graduate well-prepared for their future endeavors, and to do so, they must have the tools and preparation required;

Whereas, Around the globe, computers, in one form or another, have become an everyday resource in well-funded schools and a necessity in the workforce;

Whereas, The State of California ranks 49th in per-pupil funding and the LAUSD is coming out of many years of fiscal deprivation including devastating cuts to arts and music education, early education, adult education, libraries, afterschool programs, outdoor education, and nursing and counseling services, while class sizes increased, salaries were cut, summer school was eliminated and the school year shortened;

Whereas, The State of California accounts for approximately thirteen percent of all public school students in the United States and the LAUSD educates about thirteen percent of all Californians;

Whereas, Seventy-nine percent of LAUSD students live in poverty and qualify for free and reduced lunch and are unlikely to have access to computers and the internet in the home;

Whereas, If LAUSD is not pro-active, its students will be left on the wrong side of the digital divide;

Whereas, The Common Core Curriculum will, within the next five years, require all school districts in California to make use of computers in its testing process thus gradually preparing for this expense and experience is wise;

Whereas, LAUSD has recently embarked on a fifty-school pilot project to learn best-practices with computing devices but does not have funds designated to replace them five years hence nor to broaden the effort to all 1,000 LAUSD schools;

Whereas, The pilot project alone is expected to cost 50 million;

Whereas, The natural life-span of computing devices is limited and a sustained effort is required, particularly with regard to training, upgrades to hardware and software, and technical support; now, therefore, be it

Resolved, That the Board of Education directs the Superintendent to develop a district-wide technology implementation plan for its students including a budget and an oversight mechanism; and, be it finally

Resolved That the Superintendent is directed to go to the voters within Los Angeles Unified School District's boundaries seeking long-term funding of said plan within one year's time.

Resolutions for Action (Continued from Tab 37)

50. Ms. Martinez – To Support March as National Coming Out of the Shadows Against Deportations Month (Noticed on March 19, 2013, 9:00 a.m.) **ADOPTED**

Whereas, The Los Angeles Unified School District is the second largest school in the United States with a significant student population that is affected by a broken immigration system;

Whereas, As of March 7, 2013, the District has received 9,441 requests for documentation for Deferred Action for Childhood Arrivals;

Whereas, There are approximately 11 million undocumented immigrants in the United States, that live in the shadows because of fear of deportation and broken families;

Whereas, A straightforward roadmap to citizenship is an essential centerpiece of any immigration reform that is enacted by Congress;

Whereas, For the past three years, undocumented youth have held “coming out” events as a central tactic to activate dream-act eligible youth, humanize those targeted by immigration laws, and expose the inhumanity of current immigration policies;

Whereas, This year, the youth-led initiative will take on a specific focus of deportation and detention and be joined by adults, day laborers, people facing removal, and broader community members’ participation highlighting the impact of the immigration enforcement policies that have rapidly expanded under the President’s first term in order to meet Immigration and Customs Enforcement’s self-imposed quota of 400,000 deportations per year;

Whereas, Events nation-wide will give a face to those impacted by the immigration debate, demonstrate the power of community organizing. The events are part of a national push to make the first step on the path to citizenship a moratorium on the approximately 1,400 daily deportations that continue as the immigration debate proceeds; and

Whereas, The immigrant community and advocates are building for long overdue federal reform that creates an inclusive path to legalization and citizenship for all; now, therefore be it,

Resolved, That the Governing Board of the Los Angeles Unified School District fully supports and recognizes March as National Coming Out of the Shadows Against Deportations Month; and be it finally

Resolved, That the Superintendent directly encourages schools, District employees and local communities to strongly support and participate in events planned to commemorate these very important occasions.

Public Comment

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 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/03-19-13RegBd>

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

RESOLUTION NO: [XX-XXXX-XX]

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION REGARDING: GRANT AWARD
TO
Los Angeles Unified School District (LAUSD)
UNDER PON-11-602

RESOLVED, that the State Energy Resources Conservation and Development Commission (Energy Commission) approves **Grant Award # ARV-12-041** with Los Angeles Unified School District (Recipient), for **\$300,000.00**, to install 30 single slow-fill Compressed Natural Gas (CNG) dispensing units at the proposed San Julian Bus Lot. This will provide the school district with the ability to refuel their existing fleet of CNG school buses, and to continue replacing their outdated diesel buses with lower emission CNG buses.

WHEREAS, the Energy Commission finds that the activities funded by this grant are a “project” under the California Environmental Quality Act (CEQA) and categorically exempt from further environmental review pursuant to the:

“Minor Alterations to Land” exemption under CEQA Guidelines, § 15304;
“Accessory Structures” exemption under CEQA Guidelines, § 15311; and
“In-Fill Development Projects” exemption under CEQA Guidelines, § 15332.

FURTHER BE IT RESOLVED, that this document authorizes the Executive Director or his/her designee to execute the same on behalf of the Energy Commission.

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of a RESOLUTION duly and regularly adopted at a meeting of the California Energy Commission held on April 30, 2013:

AYE: [List Commissioners]

NAY: [List Commissioners]

ABSENT: [List Commissioners]

ABSTAIN: [*List Commissioners*]

*Harriet Kallemeyn,
Secretariat*

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: (Public Agency): California Energy Commission
1516 9th Street
Sacramento, CA 95814

County Clerk
County of: _____

(Address)

Project Title: San Julian Bus Lot Slow-Fill Dispensing Units

Project Applicant: Los Angeles Unified School District

Project Location - Specific:
1425 South San Pedro Street, Los Angeles, CA 90015

Project Location - City: Los Angeles Project Location - County: Los Angeles

Description of Nature, Purpose and Beneficiaries of Project:
The project is to install 30 single slow-fill Compressed Natural Gas (CNG) dispensing units at the San Julian Bus Lot. This grant will provide the school district with the capability of refueling their existing fleet of CNG school buses, and also allow the school district to continue replacing their outdated diesel buses with lower emission CNG buses.

Name of Public Agency Approving Project: California Energy Commission
Name of Person or Agency Carrying out Project: Los Angeles Unified School District

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: 15304, 15311, 15332
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The proposed project will require limited earthwork/grading to install footings and/or foundations to accommodate the new compression and dispensing equipment. Upon completion, all exposed areas will be backfilled and restored to meet project design specifications. As such the proposed project's limited grading and associated earthwork activities fulfill the requirements for a Class 4 Categorical Exemption. Fencing will be installed to limit access to the above ground CNG compression equipment. Signage will also be placed throughout the project area to denote equipment identification and compliance with fire/life safety requirements. These appurtenant structures are considered minor and fulfill the requirements for a Class 11 Categorical Exemption. The school district has operated the property as a warehouse/business operations center since the 1950's. Currently, the site provides accommodations for non-school administrative use. Implementation of the proposed project will continue to utilize the property for its intended use by providing equipment and site amenities that augment the school district's fleet maintenance and transportation core functions. Required specific conditions for a Class 32 categorical exemption has been listed and the compliance with the identified conditions are presented by the Lead Agency

Lead Agency
Contact Person: Bill Piazza Area Code/Telephone/Extension: 213-241-3926

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: _____ Date: _____ Title: _Energy Analyst_____

Signed by Responsible Agency Signed by Applicant

Date Received for filing at OPR: _____

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Los Angeles Unified School District

Office of Environmental Health and Safety

JOHN E. DEASY, Ph.D.
Superintendent of Schools

ORIGINAL FILED

JAN 31 2013

LOS ANGELES, COUNTY CLERK

ENRIQUE G. BOULLT
Chief Operating Officer

JOHN STERRITT
Director, Environmental Health and Safety

NOTICE OF EXEMPTION

TO: _____ Office of Planning and Research
1400 Tenth Street, Room 212
Sacramento, CA 95814
 X County Clerk
County of Los Angeles
12400 Imperial Highway
Norwalk, California 90650

FROM: Los Angeles Unified School District
Office of Environmental Health and Safety
333 South Beaudry Avenue, 28th Floor
Los Angeles, California 90017

Project Title

San Julian Bus Lot Slow-Fill Dispensing Units

Project Location-Specific

The project is located at 1425 South San Pedro Street in the City of Los Angeles, California. The site is owned by the Los Angeles Unified School District (District) and serves as a business/warehouse complex for non-school use. The site is bound by Pico Boulevard to the north, 15th Street to the south, San Pedro Street to the east and San Julian Street to the west. Surrounded by commercial/manufacturing land use designations, the site is assigned Assessor Parcel Number 5133029905 and designated as light industrial (M2). A site location/vicinity aerial photograph is provided as an attachment to this notice.

Project Location-City

Los Angeles

Project Location-County

Los Angeles

Description of Nature, Purpose, and Beneficiaries of Project

The site is currently under construction to accommodate the relocation of an existing transportation and fleet maintenance facility. Once completed, the site will include a 16,000 square foot fleet maintenance service center. The service center will consist of a pre-engineered maintenance building with 16 service bays, heavy duty hoisting and other maintenance equipment as well as sanitary facilities. The existing parking lot will be utilized to accommodate the relocation of approximately 92 diesel buses and related fleet parking to enable continued service for transportation core functions (see attachment for site plan).

The proposed project will supplement the above tenant improvements to provide bus refueling capabilities for the District's expanding compressed natural gas (CNG) fleet. Currently, the District operates 2 CNG refueling stations located in Gardena and Sun Valley. A CNG refueling station does not exist in the downtown/midcity area limiting the District's ability to replace its existing diesel fleet. Expanding the District's CNG infrastructure will accelerate the CNG conversion of the 92 buses housed at the San Julian facility which service schools within the downtown/midcity area of the District.

The beneficiaries of the proposed project are the students and affiliated operations of the District's Transportation Services Division. The project will provide continued support for the educational process by providing safe, dependable transportation services for students. Implementation of the proposed project will also enhance the District's ability to limit the generation of air pollutants and contribute to the reduction of greenhouse gas emissions.

Name of Public Agency Approving Project (Lead Agency)

Los Angeles Unified School District

Name of Person or Agency Carrying out Project

Los Angeles Unified School District

Exempt Status: (Check One)

- Ministerial (Sec. 15268)
- Declared Emergency (Sec. 15269)
- Emergency Project (Sec. 15269)
- Categorical Exemption. State type and section number
 - §15301 Existing Facilities
 - §15303 New Construction or Conversion of Small Structures
 - §15304 Minor Alterations to Land
 - §15311 Accessory Structures
 - §15332 In-Fill Development Projects

Reasons why project is exempt:

Section 15301 Existing Facilities. Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

The proposed project includes tenant improvements to the existing parking lot to accommodate the installation of a CNG compression facility including 1 fast-fill, 21 dual slow-fill and 61 single slow-fill dispensing units (see attachment for proposed site plan). This action is consistent with the facility's transportation service operations and does not expand its use beyond existing conditions fulfilling the requirements for a Class 1 Categorical Exemption.

Section 15303 New Construction or Conversion of Small Structures. Class 3 consists of construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure.

The proposed project will provide CNG compression services that include the installation of a motor driven 450 standard cubic feet per minute (SCFM) compressor; gas dryer, pressure tubing and sleeves; natural gas supply piping, valves, fittings and controls. Electrical equipment and conveyances for system power and associated sensor operation will also be provided. Dispensing equipment will also be installed and consist of interconnecting piping from the compression facility to post and nozzle assemblies. This construction as well as the installation of new piping and electrical conveyances fulfill the requirements for a Class 3 Categorical Exemption.

Section 15304 Minor Alterations to Land. Class 4 consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes. New gardening or landscaping, including the replacement of existing conventional landscaping with water efficient or fire resistant landscaping is included in this exemption.

The proposed project will require limited earthwork/grading to install footings and/or foundations to accommodate the new compression and dispensing equipment. Minor trenching would also be required to install electrical and utility connections. Upon completion, all exposed areas will be backfilled and restored to meet project design specifications. Excavated soils will be handled and managed in accordance with District Construction Guide Specification 01 4524.

The Class 4 exemption allows grading on land with a slope of less than 10 percent (except for waterways, scenic areas or severe geologic hazard areas), new landscaping and filling of earth into previously excavated land with compatible material. As such, the proposed project's limited grading and associated earthwork activities fulfill the requirements for a Class 4 Categorical Exemption.

Section 15311 Accessory Structures. Class 11 consists of construction, or replacement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities.

Fencing will be installed to limit access to the above ground CNG compression equipment. Signage will also be placed throughout the project area to denote equipment identification and compliance with fire/life safety requirements. These appurtenant structures are considered minor and fulfill the requirements for a Class 11 Categorical Exemption.

Section 15332 In-Fill Development Projects. Class 32 consists of projects characterized as in-fill development meeting specified conditions.

The site of the proposed project was developed to serve predominately industrial and commercial uses. The District has occupied a portion of the site for warehouse and store operations since the early 1900's. Acquiring a number of adjoining businesses, the District has operated the property as a warehouse/business operations center since the 1950's.¹ Currently, the site provides accommodations for non-school administrative use. Implementation of the proposed project will continue to utilize the property for its intended use by providing equipment and site amenities that augment the District's fleet maintenance and transportation core functions.

As noted above, specific conditions for a Class 32 categorical exemption are required. Compliance with the identified conditions are presented below.

- a) *The project is consistent with the applicable general plan designations and all applicable general plan policies as well as with applicable zoning designation and regulations.*

California State Law (Government Code Section 65300) requires that each city prepare and adopt a comprehensive, long-term general plan for its development. A predominant aspect of the plan involves land use. In the City of Los Angeles, thirty-five Community Plans comprise the City's land use element. Since it regulates how land is to be utilized, the land use element has the broadest scope of the General Plan delegating the distribution, location and extent of uses of land both public and private.

¹ Waterstone Environmental, Inc., August 24, 2011. Phase I Environmental Site Assessment and Limited Site Investigation Report. San Julian Bus Garage, 1425 San Pedro Street and 1316 San Julian Street, Los Angeles, California 90015.

The project is located within the Central City Community planning area. The site and surrounding land use designations are classified as light industrial and comprise commercial as well as manufacturing operations. The project site is zoned for light manufacturing and the proposed development is consistent with this land use designation.

- b) *The proposed development occurs within city limits on a project site of no more than five acres substantially surrounded by urban uses.*

The project is located within city limits and is situated on a 4.2 acre parcel. Surrounding land uses are of urban design and serve light industrial/manufacturing business sectors.

- c) *The project site has no value as habitat for endangered, rare or threatened species.*

The proposed project is located on property owned and operated by the District. The site is fully developed and situated within a highly urbanized community. The site is not designated as a biologically sensitive location. Additionally, no native trees or other natural habitat exist on the project site. Therefore, the proposed project would not result in the development on or removal of any biologically sensitive uses.

- d) *Approval of the project would not result in any significant effects relating to traffic, noise, air quality, or water quality.*

Construction of the proposed project would not result in significant impacts related to traffic, noise, air or water quality. These areas are discussed in detail below.

Traffic

Construction of the proposed project would generate limited traffic from construction and associated worker vehicles. Construction traffic impacts would be negligible and temporary. The District would implement safety precautions (e.g., flagmen, signage, construction scheduling) to minimize potential conflicts between construction traffic and adjoining roadway conditions. Therefore, construction traffic impacts would be less than significant.

With regard to operation, the Transportation Services Division will utilize existing trip distribution patterns and identified bus routes. Therefore, operational traffic impacts associated with the proposed project would be less than significant.

Noise

Based upon Section 112.05 of the LAMC, construction noise impacts would be significant if noise from construction equipment within 500 feet of a residential zone exceeds 75 dBA at a distance of 50 feet from the noise source. However, a review of available land use records did not reveal the presence of residential occupancies within 500 feet of the proposed project. As such, construction related noise will not impact the comfort and repose of sensitive individuals.

For consideration of operational impacts, Section 116.01 of the LAMC states that it is unlawful for any person to willfully make, or cause to be made, any loud, unnecessary, and unusual noise which disturbs the peace or quiet of any neighborhood or which causes discomfort or annoyance to any reasonable person of normal sensitiveness residing in the area. As noted above, there are no sensitive land uses in proximity of the site and the proposed activities of the project are consistent with the nature and zoning of the area. Therefore, project operation is not anticipated to result in the creation of significant impacts due to noise.

Air Quality

Construction of the proposed project would begin following completion of the maintenance service center. It is anticipated that the project will take 7 months to complete and achieve buildout by September 2013. Hours of construction would be 7:00 am to 3:00 pm. Construction activities for the project would generate pollutant emissions on a temporary basis. Specifically, emissions would be generated as a result of minor earthwork and grading activities, as noted above. Based upon past air quality analyses of projects of relevant size and the evaluation of proposed demolition activities, regional and local emissions associated with construction of the proposed project are not expected to exceed established significance thresholds.^{2,3} Therefore, construction impacts related to air quality would be less than significant.

With regard to project operation, there are no published CNG criteria pollutant emission factors for school buses operating in California to allow comparison of the District's existing diesel fleet. Notwithstanding, it is anticipated that the project by facilitating the replacement of 92 diesel school buses with CNG class vehicles will not generate additional criteria air pollutants. This assumption is based upon a finding by the United States Department of Energy which reports that:

The well-to-wheels (extraction, processing, distribution, and in-vehicle use) fuel cycle emissions of natural gas are much less than transportation fuels. Compared to diesel-powered vehicles, dedicated NGVs can reduce exhaust emissions of nonmethane organic gases (NMOG) by 89%, carbon monoxide (CO) by 70%, nitrogen oxides (NOx) by 87%, and carbon dioxide (CO2) by 15%-20%.⁴

For toxics, replacement of the District's diesel bus fleet will eliminate emissions of more than 1,400 pounds of particulate matter per year. In 1998, California identified diesel exhaust particulate matter (DPM) as a toxic air contaminant based upon its potential to cause cancer, premature death and related health effects. Implementation of the proposed project will eliminate the generation and subsequent dispersion of DPM into the local air shed whereby localized exposures will no longer occur while students are in transit and during idling when they enter and/or exit the school bus.

Additionally, conversion of the existing diesel bus fleet to CNG will reduce exhaust emissions of greenhouse gases by more than 600 metric tons per year. As such, conversion to CNG will effectively reduce potential carcinogenic and noncarcinogenic pollutant exposures to students and contribute to the reduction of greenhouse gas emissions.

Water Quality

The project would not result in a substantial increase in occupant water consumption. The project would not substantially alter existing surfaces, create additional stormwater runoff nor change permeability conditions within the area. As the project would not affect groundwater, runoff, drainage or streams, it would have no impact on water quality.

The project site is not within an identified flood plain designation. Furthermore, the project is not located near open bodies of water and would not increase exposure to tsunamis or flooding from other

² Los Angeles Unified School District, March 2007. Inter-Office Correspondence. Sport Field Improvement Projects: Synthetic Turf Installation.

³ Los Angeles Unified School District, September 2011. Emission calculation worksheets: San Julian Transportation Relocation Project Building Demolition.

⁴ U.S. Department of Energy. http://www.afdc.energy.gov/afdc/pdfs/natural_gas_school_buses_mar_2001.pdf.

sources. No significant impacts related to hydrology and water quality would occur as a result of the proposed project.^{5,6}

e) *The site can be adequately served by all required utilities and public services.*

The proposed project is located on property owned and operated by the District. The site is fully developed and served by existing utilities and public service amenities.

Exceptions to Exemption

Section 15300.2 of the CEQA Guidelines, Exceptions, provides conditions under which categorical exemptions are inapplicable. Review of the project indicates that it would not violate any of the exceptions.

a) *The project would occur in certain specified sensitive environments or locations.*

In August 2011, Waterstone Environmental, Inc. was retained to prepare a Phase I Environmental Site Assessment and Limited Site Investigation Report to address environmental conditions affecting the proposed project site.⁷ Relevant findings of the report are presented below.

The proposed project site is fully developed and situated within a highly urbanized community. The project site is not designated as a biologically sensitive site or location. Additionally, no native trees or other natural habitat of value exists on the project site or surrounding area. Therefore, the proposed project would not result in the development on or removal of any biologically sensitive uses.

According to the California Department of Conservation Report on Seismic Hazard Evaluation of the Los Angeles 7.5-minute Quadrangle, Los Angeles, County, California (“Seismic Hazard Evaluation Report”), “the site area is reportedly underlain by younger alluvial fan deposits that “consist largely of sand, silt, and gravel, and lesser occurrences of clay.” Under the Alquist-Priolo Special Studies Zone Act of 1972, the State Geologist is required to delineate “Special Studies Zones” along known active faults. Alquist-Priolo Earthquake Fault Zones are regulatory zones that encompass surface traces of active faults that have a potential for future surface fault rupture and pose a risk of surface fault rupture to existing or future structures. Affected cities or counties must regulate development within these designated zones.

According to the California Department of Conservation, Division of Mines and Geology, the Los Angeles Quadrangle is listed in the Earthquake Fault Zone Map index. Additionally, the City of Los Angeles is listed as an affected city; however, the site is not located within an Alquist-Priolo Special Study Zone. According to the Safety Element of the Los Angeles City General Plan, the site is approximately 4.75 miles northeast of the nearest City of Los Angeles Fault Rupture Study Area. No faults were identified in the Fault Rupture Study Area that trend toward the site. The nearest major active fault in the vicinity is the Raymond Fault, an approximately 26 kilometer long left-lateral fault whose nearest point is approximately 4 miles north of the proposed project.

The California Department of Mines and Geology (DMG) indicate, “liquefaction-induced ground failure has historically been a major cause of earthquake damage in southern California.” Areas

⁵ <http://zimas.lacity.org>, accessed April 29, 2012.

⁶ Waterstone Environmental, Inc., August 24, 2011. Phase I Environmental Site Assessment and Limited Site Investigation Report. San Julian Bus Garage, 1425 San Pedro Street and 1316 San Julian Street, Los Angeles, California 90015.

⁷ Waterstone Environmental, Inc., August 24, 2011. Phase I Environmental Site Assessment and Limited Site Investigation Report. San Julian Bus Garage, 1425 San Pedro Street and 1316 San Julian Street, Los Angeles, California 90015.

underlain by loose, water-saturated sediments within 40-feet of the ground surface and those areas located near active faults are most susceptible for earthquake-induced transformation of loosely packed sediment into a fluid mass. Based on the Seismic Hazards Zone Map, the site and vicinity is not located within a zone of required investigation for liquefaction.

The DMG additionally report that, “landslides triggered by earthquakes have historically been a major cause of earthquake damage.” Steep slopes, areas adjacent to or on existing landslide deposits, areas underlain by loose colluvial soils or poorly cemented or highly fractured rock and those near existing faults are most susceptible to landslides. Based on the Seismic Hazards Zone Map, the site and vicinity are not within a zone of required investigation for landslides.

Flood zones are lands designated as special flood hazard areas that are identified by the Federal Emergency Management Agency (FEMA) and published in the Flood Insurance Rate Map (FIRM) to establish the flood risk premium zone. Based upon appropriate inquiry, the site is not located within an identified flood zone.

An area may be identified as a potential methane hazard site due to its proximity to methane gas sources such as landfills, oil wells, oil fields and underground gas storage facilities. The locations of these methane gas sources are based on data from Division of Oil, Gas and Geothermal Resources (DOGGR) and the City of Los Angeles Department of Environmental Affairs.

Building and development regulations relate to the measures necessary to mitigate methane gas hazards based on the parcel's proximity to the methane gas source which is categorized by two zones: the Methane Zone (having more restrictive mitigation requirements) and the Methane Buffer Zone (having less restrictive mitigation requirements). According to methane and methane buffer zone information provided by the City of Los Angeles, the site is located within an identified Methane Zone. Results of a recent methane study indicate that maximum methane concentration levels within the project area range between the 1,000 and 5,000 parts per million.⁸ Based upon the site's location, the Los Angeles Oil Field is the likely source of the methane. Due to the presence of this oil field, further investigation of the source and extent does not appear warranted as long as protection measures are incorporated into the project's design. In accordance with Table 7.1 of the City of Los Angeles Methane Ordinance (Ordinance No. 175790), a methane mitigation system conforming to “Site Design Level III” standards or equivalent may be required by permit and/or local building codes. Project design will incorporate all applicable permit and building code requirements. Therefore, no significant effect associated with implementation of the proposed project is anticipated.

Finally, the environmental assessment report did not identify any additional environmental conditions on or in proximity of the proposed project to warrant further investigation.

- b) *Cumulative impacts would be considerable because successive projects of the same type would occur at the same place over time.*

Currently, there are no other planned construction projects of the same type or nature for the property. Potential impacts of the proposed project would be localized to the project site, and thus, no cumulative effects would occur. Therefore, no cumulative impacts would occur as a result of the proposed project.

⁸ Waterstone Environmental, Inc., July 19, 2011. Discussion of Methane Survey Results at the San Julian Bus Garage in Los Angeles, California.

- c) *There is a reasonable possibility that the activity would have a significant effect on the environment due to unusual circumstances.*

There are no known unusual circumstances that would cause the proposed project to have a significant environmental effect on the environment. As discussed above, potential impacts related to traffic, noise, air and water quality would be less than significant.

- d) *The project may result in damage to scenic resources, including but not limited to trees, historic buildings, rock outcroppings, or similar resources within a highway officially designated as a state scenic highway.*

There are no officially designated state scenic highways within the immediate vicinity of the project site. The closest designated scenic highway is the Arroyo Seco Parkway (State Route 110), which is located 3.9 miles northeast of the project site.⁹ In addition, the proposed project would not result in the removal of scenic resources including valued trees, historic buildings (see discussion f as follows), rock outcroppings, or similar resources. Therefore, the proposed project would not result in damage to scenic resources or similar resources within a highway officially designated as a state scenic highway.

- e) *The project is located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.*

The provisions in Section 65962.5 of the Government Code are commonly referred to as the "Cortese List". While Government Code Section 65962.5 makes reference to the preparation of a "list" of hazardous wastes sites, much of the information regarding listings are compiled on databases managed by various responsible organizations (e.g., Department of Toxic Substances Control, State Water Resources Control Board). Based on a review of these databases, the project is not on a site that is included on any list compiled pursuant to Section 65962.75 of the Government Code.¹⁰

- f) *The project may cause a substantial adverse change in the significance of a historic resource.*

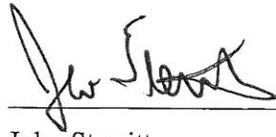
The site is currently undergoing tenant improvements including the construction of a new maintenance service center. Buildings and appurtenant structures associated with the maintenance facility do not meet the 45-year age criterion for consideration as historical resources pursuant to CEQA. The proposed project involves additional tenant improvements and construction of small and accessory structures/equipment which would not result in the physical alteration of new or existing buildings. Therefore, the proposed project would not cause a substantial adverse change in the significance of a historical resource.

Contact	Area Code	Telephone No.
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⁹ http://www.dot.ca.gov/hq/LandArch/scenic_highways/index.htm; April 29, 2012.

¹⁰ Waterstone Environmental, Inc., August 24, 2011. Phase I Environmental Site Assessment and Limited Site Investigation Report. San Julian Bus Garage, 1425 San Pedro Street and 1316 San Julian Street, Los Angeles, California 90015.

Date Received for Filing:



Signed by:

John Sterritt

Title:

CEQA Officer of the Los Angeles Unified School District

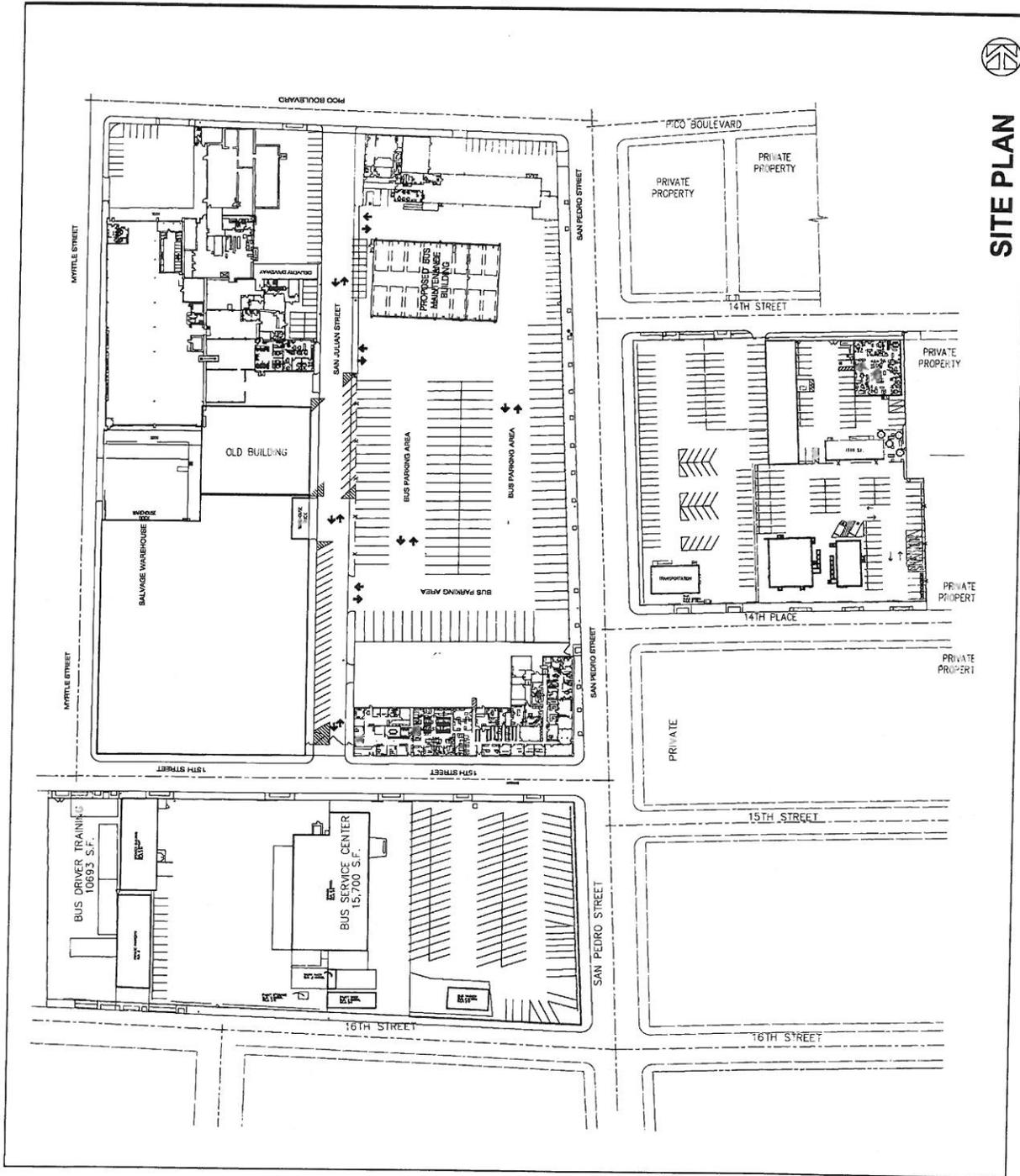
Date:

1-29-13

Site Location /Vicinity Aerial Photograph



Existing Site Plan



SITE PLAN

Proposed Site Plan

