

**Minutes of the
Regular Board of Education Meeting
Tuesday, December 6, 2022**



1. GENERAL BOARD FUNCTIONS

1.1 The Meeting was Called to Order by Mrs. Barbara R. Samperi, President of the Board of Education, at 5:00 p.m. on Tuesday, December 6, 2022; in the Grace E. Horney Board Room of the Gallegos Administration Center, 11627 Brookshire Avenue, Downey, California.

1.2 Renewal of the Pledge of Allegiance to the Flag of the United States of America was led by Linda Salomon Saldaña, Member of the Board of Education.

1.3 Invocation was delivered by Jose J. Rodriguez, Member of the Board of Education.

1.4 ROLL CALL

Barbara R. Samperi
Martha E. Sodetani
Giovanna Perez-Saab
D. Mark Morris
Jose J. Rodriguez
Linda Salomon Saldaña
Nancy A. Swenson

John A. Garcia, Jr., Ph.D.

1.5 ADOPT Agenda for the Regular Meeting of the Board of Education held on December 6, 2022.

Motion by Martha E Sodetani, second by Nancy A Swenson.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

1.6 APPROVE Official Minutes of the Regular Board of Education Meeting held November 1, 2022, as submitted or with necessary corrections.

Motion by Nancy A Swenson, second by Martha E Sodetani.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

1.7 RECEIVE correspondence and refer it to the proper order of business or to the Superintendent for handling.

There was no correspondence to be received.

1.8 Performance was heard by the Warren High School Holiday Singers under the direction of Robert Petersen.

1.9 The Downey High School Boys Varsity Water Polo Team and Coaches Uriel Villa, Alyssa Amay, Sage Bertsch and Ayelen Gimenez were recognized as the 2022 CIF Boys Varsity Water Polo Southern Section Champions.

1.10 HEAR Oral Communications from Members of the Board of Education and Superintendent.

President Samperi welcomed Mr. Hector Sosa, newly elected council member; Kim Sodetani, daughter of Board Member, Martha Sodetani; Mr. John Kennedy, Personnel Commissioner, and Mr. Tyrone Conde, newly elected Board Member. The Board Members thanked the Warren Holiday Singers for their performance at the Board Meeting this evening. The Board members shared the many activities they have attended this past month at various school sites like plays, eSports tournaments for middle and high school, Water Polo and Football playoffs. Stating that all of our students do such a great job. The Board members also commented on what

a fun time they had participating in the Downey Christmas Parade and being part of this community event. A shout-out was given to the Downey community for voting Yes on Measure K and also to the campaign committee for all their hard work in getting it passed. Board members wished the community Happy and Safe Holidays.

Dr. Garcia thanked the Downey community for passing Measure K, sharing that it is very humbling. Dr. Garcia also thanked the campaign committee and its members for all the work they put in to getting the Bond passed. With the passing of Measure K all Downey Unified schools will be modernized by the year 2030 which will not only impact current students but all future students of Downey Unified.

1.11 HEAR Public on items not appearing on the Agenda - Please limit your comments to no more than three (3) minutes.

There were no public comments to be heard.

2. CONSENT AGENDA

2.1 Approval of Consent Agenda Item Nos. 2.2 through 2.62.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.2 ACCEPT with gratitude and in accordance with Board Policy 6372 the gift donations received through November 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.3 RATIFY and/or APPROVE attendance and authorize payment of actual and necessary expenses, including registration fees; and AUTHORIZE payment of expenses as described herein, as provided by Board Policy and Administrative Regulation 7310, Convention and Conference Attendance.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.4 RATIFY Individual Service Agreement for Nonpublic, Nonsectarian School Services No. 202223-29 with The Gray Academy NPS, Santa Monica, from July 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.5 RATIFY Individual Service Agreement for Nonpublic, Nonsectarian School Services No. 202223-500 with Rossier Park Elementary, Orange, in the amount of \$48,838.00, from July 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.6 APPROVE Settlement Agreement for OAH Case No. 2022090019, Downey Unified School District Agreement No. 202223-366.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.7 APPROVE Settlement Agreement for Alternative Dispute Resolution, Downey Unified School District Agreement No. 202223-365.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.8 RATIFY Agreement No. 202223-337 with the Los Angeles County Office of Education (Contract Number C-22549) to provide services, collaboration and consultation for students with visual impairments, in the amount of \$152,500.00, from July 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.9 RATIFY and/or APPROVE per Board Policy 6362 the Purchase Orders prepared by the Purchasing Department for the 2022-23 fiscal year from October 18, 2022 through November 16, 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.10 RATIFY the issuance of Payroll Orders for Hourly, Extra Duty & Overtime, and Community Services Work performed by Classified Personnel, Adult School, and Food Services for the month of September 2022, covered by Payroll Orders issued through October 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.11 RATIFY B Warrants for Downey Unified School District, falling between Warrant Numbers 20650310 and 20698944, issued for payment of authorized purchases or obligations incurred by law or district policy for the period beginning October 1, 2022 and ending October 31, 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.12 APPROVE Independent Contractor Agreement for Non-Construction Services No. 202223-266 with Qualtrics, Provo, Utah, to provide Cloud Services to include, but not limited to, SMS Surveys, K-12 District Research Suite, and Data Science & Analytics, in the amount of \$63,737.11, from December 22, 2022 through December 21, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.13 RATIFY Agreement for Consultant Services - UCLA - Graduate School of Education & Information Studies Contract No. 5023, DUSD Agreement No. 202223-271 with The Regents of the University of California, on behalf of the Introduction to Data Science (IDS) Project/UCLA SE&IS Center X, to provide a consultant in the area of Technology Support for the Introduction to Data Science curriculum for Warren High School, in the amount of \$2,484.00, from July 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.14 APPROVE Independent Contractor Agreement for Non-Construction Services No 202223-275 with California Weekly Explorer, Tustin, to provide five Walk Through California presentations at Price Elementary School in the amount of \$2,259.99, from February 7, 2023 through February 14, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.15 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-277 with Michael Grimaud, Hacienda Heights, to provide entertainment DJ services for students at Griffiths Middle School, in the amount of \$600.00, on September 30, 2022 and October 21, 2022.

(not specified)

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.16 APPROVE Independent Contractor Agreement for Non-Construction Services No. 202223-299 with California Weekly Explorer, Tustin, to provide five Walk Through the American Revolution presentations at Price Elementary School, in the amount of \$2,259.99, from March 1, 2023 through March 3, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.18 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-327 with Restoration Management Company, Hayward, for asbestos abatement services at Alameda Elementary and Ward Elementary Schools, in the amount of \$53,457.89, to be charged to Deferred Maintenance Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.19 RATIFY Agreement for Construction Services (Small Projects) No. 202223-331 with McCullah Fence Company, Bell Gardens, to furnish and install new drive gates, plastic slats and a bumper pole at Downey High School, in the amount of \$15,540.00, to be charged to Restricted Maintenance Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.20 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-332 with Royale Management Group LLC, Dana Point, to provide a Go Green Dunk Squad performance and fast action high-flying basketball skills with powerful positive motivational youth messages to students at Sussman Middle School, in the amount of \$2,194.00, on October 17, 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.21 RATIFY DUSD Agreement No. 202223-342, a Memorandum of Understanding with the Orange County Department of Education, to establish a Teacher Induction Program in cooperation with UMass Global, University of the Pacific, Vanguard University, and University of Phoenix, effective July 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.22 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-349 with Professional Tutors of America, Inc., Brea, to provide tutoring services for McKinney-Vento students, in the amount of \$25,000.00, from November 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.23 APPROVE Independent Contractor Agreement for Non-Construction Services No. 202223-350 with Western Indoor Environmental, Montebello, to provide kitchen exhaust cleaning services for the Food Services Department, in an amount not to

exceed \$7,000.00, from December 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.24 RATIFY Agreement for Construction Services (Small Projects) No. 202223-351 with Century Paving, Inc., La Mirada, to remove and replace a sandbox area and re-stripe the playground at Unsworth Elementary School, in the amount of \$48,300.00, to be charged to Deferred Maintenance Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.25 APPROVE the SY2023-24 Annual Renewal of Services Agreement No. 202223-352 with Super Co-Op Joint Powers Authority, a California USDA Foods Cooperative, for the 2023-24 school year, in the amount of \$2,500.00, from July 1, 2023 through June 30, 2024.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.26 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-353 with Medina Pest Control, Hacienda Heights, to provide termite fumigation services at Rio Hondo Elementary School, in the amount of \$18,765.00, from November 19, 2022 through December 31, 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.27 RATIFY Agreement for Construction Services (Small Projects) No. 202223-354 with Paul's Concrete, Inc., Downey, to add new sidewalks to create a walkway between the portable buildings behind the Administration Building at Downey Adult School School, in the amount of \$59,550.00, to be charged to Adult School Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.28 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-356 with Stepping Stones Group, Newport Beach, to provide Instructional Aides to service students in the DHH Program, in the amount not to exceed \$165,000.00, from October 14, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.29 RATIFY Agreement for Construction Services (Small Projects) Agreement No. 202223-357 with Century Paving, Inc., La Mirada, to pave an area of approximately 40 square feet at Rio Hondo Elementary School, in the amount of \$3,100.00, to be charged to Restricted Maintenance Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodehani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.30 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-359 with the Autry Museum of the American West, Los Angeles, to provide in-class visits at DUSD elementary schools to teach California history, in the amount of \$18,500.00, from July 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.31 RATIFY Agreement for Construction Services (Small Projects) No. 202223-361 with McCullah Fence Company, Bell Gardens, to furnish and install a chain link slide gate at the Pace Education Center, in the amount of \$6,344.00, to be charged to Deferred Maintenance Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.32 RATIFY DUSD Agreement No. 202223-362 and Exhibit "A" with Gensler, Los Angeles, to provide Concept Master Plan and Concept Interior Design services for the Apollo Way Joint Use Facility between the Downey Unified School District and the City of Downey, in the amount of \$10,000.00, with costs to be split 50/50 between the two entities, from November 2, 2022 through January 31, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.33 RATIFY Agreement for Assessment, Assistance and Management Services for the District's CalSHAPE Program No. 202223-363 with PacificWest Energy Solutions, Inc., Northridge, in the amount of \$534,375.00, to be charged to AB 841 CalSHAPE Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.34 RATIFY Agreement for Construction Services (Small Projects) No. 202223-364 with Asphalt, Fabric & Engineering, Inc., Long Beach, to provide and install synthetic turf in front of the Administration Building at Sussman Middle School, in the amount of \$59,713.00, to be charged to Special Reserve Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.36 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-369 with New Detection Solutions, LLC – DBA: ProCare Therapy, Peachtree Corners, Georgia, to provide Instructional Aides, SLP's and DHH teachers as needed to service students in the DHH Program, in the amount not to exceed \$175,000.00, from October 24, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.37 APPROVE Agreement No. 202223-370, a Memorandum of Understanding between Azusa Pacific University and Downey Unified School District to provide fieldwork experience for Adapted Physical Education students, effective December 15, 2022 through June 30, 2028.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.38 RATIFY DUSD Agreement No. 202223-371, Clinical Affiliation Agreement No. 6722-0068HC between California State University, Los Angeles and Downey Unified School District to provide fieldwork opportunities to CSULA students, effective August 4, 2022 through August 3, 2025.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.39 RATIFY DUSD Agreement No. 202223-372, a Fieldwork Placement Contract between Whittier College and Downey Unified School District, effective July 1, 2022 through June 30, 2025.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.40 RATIFY Agreement No. 202223-373, an Affiliation Agreement between Claremont Graduate University and Downey Unified School District to provide fieldwork experience and learning opportunities to Claremont students, effective July 1, 2022 through June 30, 2025.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.41 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-374 with Dynamic Education Services, Anaheim, to provide 100 hours of supplemental academic services to a DUSD student, in the amount of \$9,000.00, from December 7, 2022, through December 31, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.42 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-375 with Dynamic Education Services, Anaheim, to provide 120 hours of supplemental academic services to a DUSD student, in the amount of \$10,800.00, from December 7, 2022 through December 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.43 RATIFY Independent Contractor Agreement for Non-Construction Services No. 202223-376 with Dynamic Education Services, Anaheim, to provide 50 hours of supplemental academic services to a DUSD student, in the amount of \$4,500.00, from December 7, 2022 through December 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.44 APPROVE Independent Contractor Agreement for Non-Construction Services No. 202223-386 with Behavior and Education, Inc., Torrance, to provide 10 hours of behavior consultation support to a DUSD student, in the amount of \$2,300.00, from December 7, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.45 RATIFY Agreement for Construction Services (Small Projects) No. 202223-390 with Wolverine Fence Company, Inc., La Habra, to remove existing benches and install District provided benches at the Downey Adult School, in the amount of \$18,000.00, to be charged to Adult School Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.46 RATIFY Agreement for Construction Services (Small Projects) No. 202223-392 with Boomer Construction Services, Inc., Bellflower, to close up a door in Room H1 and open a new door between Room H1 and Room H2 for storage at Downey High School, in the amount of \$12,019.18, to be charged to CTE Grant Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.47 APPROVE Independent Contractor Agreement for Non-Construction Services No. 202223-396 with Lynn Jimenez DBA Connect.Flow.Grow., Orange, to provide an in-person Wellness Workshop for Downey Unified School District administrators in the amount of \$800.00, on December 14, 2022.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.48 RATIFY DUSD Agreement No. 202223-406, Administrative Services Only (ASO) with Blue Shield of California, to provide Benefit Administrative Only Services to the District to implement the terms and conditions of the Preferred Medical and Prescription Drug Benefit Plan, assuming no liability for funding any benefit payments under the Plan, from October 1, 2022 through September 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.49 APPROVE the California Student Data Privacy Agreement No. 202223-408 between the Oak Grove School District and Teachers' Curriculum Institute, Mountain View, to provide online science and social studies curriculum materials at no cost to the Downey Unified School District on an as-needed basis.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.50 APPROVE DUSD Agreement No. 202223-409 (Contract #22-0050) with VenueTech Management Group, San Francisco, as agent for the City of Downey, to use the Downey Theatre for concerts and events during the 2022-23 School Year, from December 6, 2022 through May 24, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.51 APPROVE DUSD Agreement No. 202223-410 with Trebron Security, LLC, Strasburg, Pennsylvania, to provide a license agreement for District network monitoring service software, in the Agreement amount of \$733,289.00, from December 14, 2022 through June 30, 2026.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.52 RATIFY Agreements between the Downey Adult School Career and Education Center and the following agencies: The Sense Massage & Wellness Center; Angeles Community Health Center; Gracie Jiu-Jitsu; Health Access for All, Inc.; Irene A. Malek, M.D.; Uptown Wellness Center; Malek Medicine; May Family Medical; and ProHealth Partners Medical Group, to furnish practical experience (externships) to students enrolled in various Adult School programs, not to exceed five years from the date of the Agreement.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.53 RATIFY Amendment No. 1 to Agreement for Architectural Services No. 202122-485 with SGH Architects, Inc., Redlands, to cover the cost of reimbursement for DSA fees incurred for the Griffiths and Sussman Middle Schools lunch shelter design projects, in the additional amount of \$8,007.25, to be charged to Measure O Bond Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.54 RATIFY Amendment No. 1 to Agreement for Construction Services (Small Projects) No. 202223-008 with GDL Best Contractors, Inc., Whittier, for concrete/grading work at Sussman Middle School, in the additional amount of \$10,752.24, to be charged to Measure O Bond Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.55 RATIFY Amendment No. 1 to Agreement for Construction Services (Small Projects) No. 202223-010 with GDL Best Contractors, Inc., Whittier, for framing work at Sussman Middle School, in the additional amount of \$16,562.19, to be charged to Measure O Bond Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.56 RATIFY Amendment 1 to DUSD Agreement No. 202223-237 with the Downey Branch of the Metropolitan YMCA of Los Angeles Child Care Program to remove use of Imperial Elementary School due to low enrollment at the site. The total monthly lease will be reduced by \$702.50, the cost of one room, for a total monthly cost of \$4,215.00, effective December 1, 2022 through June 30, 2023.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.57 AUTHORIZE the Advertisement for Bid #22/23-12 for the Warren High School Football Field Turf Installation Project, in the estimated amount of \$800,000.00, to be charged to Deferred Maintenance Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.58 AUTHORIZE the Advertisement for Bid #22/23-13 for the Doty, Griffiths and Sussman Middle Schools Lunch Shelter Project, in the estimated amount of \$670,000.00, to be charged to Measure O Bond Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.59 AUTHORIZE the Advertisement for Bid #22/23-14 for the Doty and Sussman Middle Schools Food Science Classrooms Project, in the estimated amount of \$900,000.00, to be charged to Measure O Bond Funds.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.60 APPROVE the declaration and sale and/or recycling of District obsolete property and abate the income to the General Fund Account #01.0-00000.0-00000-00000-8631-0000000, or the Food Services Account #13.0-53100.0-00000-00000-8631-0000000.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.61 ACKNOWLEDGE Receipt of a Claim for Damages dated September 9, 2022 and received September 15, 2022, submitted by Mark Ozzello of Capstone Law APC, Los Angeles, on behalf of minor client, T.H., and REJECT claim in compliance with Government Code Section 945.6.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

2.62 RATIFY and/or APPROVE routine Personnel Items until subsequent action is taken by the Board of Education.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

3. GENERAL ADMINISTRATIVE

3.1 ADOPT the revised Board Policy 3165 - Parent Involvement.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

3.2 ADOPT Resolution No. 202223-08, in support of a District Supplementary Retirement Plan made available by Public Agency Retirement Services (PARS).

Motion by Nancy A Swenson, second by Giovanna Perez-Saab.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

3.3 APPROVE DUSD Agreement No. 202223-407 with Phase II Systems, DBA Public Agency Retirement Services (PARS) to act as an administrator to assist the District in the establishment of an Early Retirement Incentive Program.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

4. SPECIAL ADMINISTRATIVE - Instruction

4.1 HEAR a presentation from Dr. Wayne Shannon, Assistant Superintendent of Elementary Education and Jennifer Robbins, Director of Elementary Education with an update on the Library/Media Centers at our school sites.

4.2 APPROVE Proposed Course of Study for the High Schools in the 2022-2023 School Year.

Motion by D Mark Morris, second by Nancy A Swenson.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

4.3 APPROVE Graduation Requirements for the Class of 2023.

Motion by Martha E Sodetani, second by Nancy A Swenson.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

4.4 APPROVE the 2022-23 Annual Single Plan for Student Achievement (SPSA) and Title I School Parent Involvement Policy for all schools.

Motion by Nancy A Swenson, second by Giovanna Perez-Saab.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

5. SPECIAL ADMINISTRATIVE - Business

5.1 RECEIVE Administrative Report: 2022-23 First Period Interim Financial Report as of October 31, 2022; and APPROVE Positive Certification that Downey Unified School District can meet its financial obligations for the remainder of the 2022-23 fiscal year.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

5.2 APPROVE the First Interim Budget transfers and adjustments for the 2022-23 fiscal year.

Motion by Martha E Sodetani, second by Giovanna Perez-Saab.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6. SPECIAL ADMINISTRATIVE - Personnel

6.1 APPROVE the Revised Tentative Successor Agreement and corresponding AB 1200, with DEA/CTA/NEA including a 10.0% salary increase for the 2022-23 school year, and a 2.0% salary increase for the 2023-24 school year, with additional language changes and the addition of several new teacher stipends effective August 1, 2022, that will be added to the Salary Schedule rates and the stipend factor rate enumerated in Appendix A of the Agreement; and REVISE AR 4141 for the 2022-23 school year contingent upon LACOE AB 1200 approval.

A comment was heard from Kevin Welch saying how great it is to work for Downey Unified, thanking the Board of Education and the negotiation committee for always working with the DEA union, as we always say "Better Together". Mr. Welch also stated how thrilled he was to have been able to help on the Measure K campaign committee and gave kudos to everyone.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson
Abstain: D Mark Morris

6.2 APPROVE the Reopener Agreement and corresponding AB 1200 Certification including a 10.0% salary increase for the 2022-23 school year and a 2.0% salary increase for the 2023-24 school year with additional language changes that will be added to the Salary Schedule rates, between the California School Employees Association and its Downey Chapter 248 and the Downey Unified School District dated October 18, 2022; and REVISE Administrative Regulation 5241.1 for the 2022-23 school year contingent upon LACOE AB 1200 approval.

Motion by Martha E Sodetani, second by Linda Salomon Saldaña.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson
Abstain: D Mark Morris

6.3 APPROVE the Reopener Agreement and corresponding AB 1200 Certification including a 10.0% salary increase for the 2022-23 school year and a 2.0% salary increase for the 2023-24 school year with additional language changes that will be added to the Salary Schedule rates, between the California School Employees Association and its Downey Chapter 746 and the Downey Unified School District dated October 18, 2022; and REVISE Administrative Regulation 5241.2 for the 2022-23 school year contingent upon LACOE AB 1200 approval.

Motion by Giovanna Perez-Saab, second by Nancy A Swenson.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson
Abstain: D Mark Morris

6.4 APPROVE a 10.0% salary increase for Certificated Management effective July 1, 2022. REVISE Management Administrative Regulation MAR 4141, MAR 4141.1, MAR 4141.2 and Superintendent, Certificated Deputy Superintendent, and Certificated Assistant Superintendent Salary Schedules for the 2022-23 school year, contingent upon LACOE AB 1200 approval.

Motion by Nancy A Swenson, second by Giovanna Perez-Saab.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6.5 APPROVE a 10.0% salary increase for the Associate Superintendent, Business Services, effective July 1, 2022 as reflected in the Salary Schedule.

Motion by Martha E Sodetani, second by Nancy A Swenson.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6.6 APPROVE a 10.0% salary increase for Board of Education, Classified Management and Confidential employees, effective July 1, 2022 as reflected in proposed Administrative Regulation 5241.

Motion by Martha E Sodetani, second by Giovanna Perez-Saab.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6.7 APPROVE revisions to the Student Supervision Assistant Salary Schedule, as reflected in proposed Administrative Regulation 5241.3, effective July 1, 2022.

Motion by Nancy A Swenson, second by Giovanna Perez-Saab.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6.8 APPROVE revisions to the Unclassified Salary Schedule, as reflected in proposed Administrative Regulation 5241.4, effective January 1, 2023.

Motion by Martha E Sodetani, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6.9 APPROVE the Employment Contract for the Superintendent to extend the Contract to June 30, 2026.

Motion by Nancy A Swenson, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

6.10 APPROVE Employment Contracts for the Deputy Superintendent; Associate Superintendent, Business Services; Assistant Superintendent, Elementary Education and Assistant Superintendent, Certificated Human Resources, effective July 1, 2022 to June 30, 2025.

Motion by Martha E Sodetani, second by Jose J Rodriguez.

Final Resolution: Motion Carried

Yea: Barbara R Samperi, Martha E Sodetani, Giovanna Perez-Saab, D Mark Morris, Jose J Rodriguez, Linda Salomon Saldaña, Nancy A Swenson

7. ITEMS FOR FUTURE AGENDA

8. NEXT MEETING

8.1 The next meeting of the Board of Education will be an Organizational Meeting to be held on Tuesday, December 13, 2022, at 5:00 p.m. in the Grace E. Horney Board Room of the Gallegos Administration Center, 11627 Brookshire Avenue, Downey, California.

The meeting was recessed at 6:49 p.m. and reconvened at 7:00 p.m. into Closed Session.

9. CLOSED SESSION

9.1 The Board of Education retired into Closed Session at 7:00 p.m. to discuss Potential Litigation; Public Employment - Certificated/Administration/Classified Management; Discipline/Dismissal/Release; Negotiations; Threat to Public Services or Facilities (Government Code Section 54957) and Conference with Real Property Negotiators - 11525 Brookshire Avenue and 11500 Dolan Street, Downey, California.

10. ADJOURNMENT

10.1 The Regular Meeting of the Board of Education was adjourned at 7:56 p.m. in memory of Vicki Rusick, Bob Whitney, Michael Martinez and Matthew Beemer.

DOWNEY UNIFIED SCHOOL DISTRICT
Board of Education

Barbara R. Samperi, President

Giovanna Perez-Saab, Clerk