



Board of Education Report

File #: Rep-00007-16/17, **Version:** 1

Amendment to the Facilities Services Division Strategic Execution Plan to Define and Approve Projects to Enhance Accessibility for Students or Qualified Members of the Community with Disabilities at 13 Schools

August 23, 2016

Facilities Services Division and Division of Special Education

Action Proposed:

Staff proposes that the Board of Education (Board) approve an amendment to the Facilities Services Division Strategic Execution Plan (FSD-SEP) to define and approve 13 projects to enhance accessibility at the following schools with budgets and schedules listed in Exhibit A (attached), and incorporate them into the FSD-SEP:

1. Chatsworth Charter High School
2. Dana Middle School
3. Dorsey High School
4. Elizabeth Learning Center
5. Griffith Middle School
6. La Salle Elementary School
7. Los Angeles Academy Middle School
8. Madison Middle School
9. Marina Del Rey Middle School
10. Narbonne High School
11. Sunland Elementary School
12. Sutter Middle School
13. Wilson High School

The accessibility enhancement projects will remove identified and prioritized barriers to program accessibility for students, families, and the community. The scope for each project may include, but is not limited to the following:

- Installation of new ramps as necessary
- Installation of new handrails as necessary
- Upgrades to path of travel slopes
- Installation of new accessible lunch tables as necessary
- Upgrades to selective restrooms
- Installation of new stage lifts
- Upgrades to selective drinking fountains
- Upgrades to passenger loading zones and parking
- Installation of selective elevators

As part of this action, Staff proposes that the Board authorize the Chief Procurement Officer and/or his designee to execute all instruments necessary to execute the projects including the purchase of equipment and materials in support of facilities program accessibility.

The total budget for these projects is \$23,878,257.

Background:

On November 10, 2015 (Board Report No. 157-15/16) the Board allocated \$528.25 million of Bond Program funding to enable staff to undertake necessary and prioritized structural changes to school facilities in order to comply with the program accessibility requirements of the Americans with Disabilities Act (ADA) Title II Regulations, and the provisions of the Chanda Smith Modified Consent Decree (MCD). In addition to this specific funding allocation, \$41.75 million of Bond Program funds already targeted for special education facilities are being utilized for program accessibility improvements, and at least \$30 million of program accessibility improvements will be undertaken as part of the major/comprehensive modernization projects. In total, more than \$600 million is anticipated to be invested in the effort. The 13 proposed accessibility enhancement projects are part of this larger District plan and commitment to comply with ADA Title II program accessibility requirements and the provisions of the MCD. The proposed projects will remove identified and prioritized barriers to program accessibility for students, families, and the community.

As part of the MCD under the category of “Making Schools Accessible,” there are four requirements to achieve compliance of the MCD listed in Sections 10 and 17. They are:

Section 10 of the MCD

- (1) All new construction and renovation or repairs by the District shall comply with Section 504 of the Rehabilitation Act and the Americans with Disabilities Act (ADA).

The Independent Monitor (IM) has acknowledged improvement on this requirement.

- (2) The District shall enter into binding commitments to expend at least \$67.5 million on accessibility renovations or repairs to existing school sites consistent with Section 504 of the Rehabilitation Act and ADA.

The IM acknowledges that this target was met on August 10, 2011.

- (3) The District shall establish a unit to address “on-demand” requests related to accessibility. The District shall expend up to \$20 million for task orders related to requests for program accessibility.

On February 14, 2012, the Board approved the establishment of the Rapid Access Program (RAP) which serves the purpose of meeting “on-demand” requests related to accessibility (Board Report No. 143-11/12). On June 21, 2016, the Board approved an additional allocation of \$2 million (Board Report No. 392-15/16) to allow the District to continue to rapidly provide minor renovations as required under the MCD (Facilities, Section 10, Paragraph 78) as the initial \$20 million allocated was entirely expended or allocated to projects underway.

The RAP is designed to quickly make minor facility improvements to enable programmatic access for students. RAP projects include minor installments and adjustments to facilities to ensure a learning environment free from barriers to program accessibility as required by the ADA and have a budget cap of \$250,000 per project. Projects are developed by FSD in consultation with the Division of Special Education and school

administrators. RAP projects are reviewed prior to commencing work to ensure bond eligibility. To ensure compliance with bond language and laws, some RAP projects may be funded with restricted maintenance funding.

Staff will continue to provide the Board and Citizens' Bond Oversight Committee (BOC) with quarterly reports detailing the scope, schedule and budget of projects undertaken, which will be provided in the month following the end of the applicable quarter (April, July, October, and January). Projects will be included in the annual update to the FSD SEP.

Section 17 of the MCD

- (4) The IM must also determine that there are no systemic program accessibility problems within the District's schools that prevent substantial compliance with the program accessibility requirements of federal special education laws and regulations.

This requirement, listed under Section 17, is the final step in achieving the goal of "Making Schools Accessible." There are two key components to ensuring the District has no systemic program accessibility problems, they are:

- i. Continue to train staff to ensure that special education students and staff are provided equal access to programs. This includes ADA technical experts' involvement during the scoping, design and construction of all projects. This responsibility is being achieved through Facilities Design and Access Compliance staff.
- ii. Maintain an updated ADA Title II Transition Plan that systematically identifies potential barriers to program accessibility throughout the District.

Expected Outcomes:

Staff anticipates that the Board will approve the proposed actions to define and approve 13 accessibility enhancement projects. The 13 accessibility enhancement projects will remove identified and prioritized barriers to program accessibility for students, families, and the community.

Board Options and Consequences:

Approval of the proposed action will authorize staff to proceed with the expenditure of Bond Program funds to immediately begin designing and constructing the accessibility enhancement projects at 13 school sites. If the Board does not approve the proposed action, staff will not be able implement the execution of these program accessibility improvements as referred to in the MCD and required for compliance with Section 504 of the Rehabilitation Act and the Americans with Disabilities Act.

Policy Implications:

As special education classrooms are identified and facility investments are made in ADA program accessibility improvements, Special Education room changes by Administrators or Principals should be reviewed by the Division of Special Education and the Facilities Services Division to ensure that accessibility problems are not created as a result of the classroom moves. This will be done in close coordination with school staff to ensure disruptions are minimized.

Budget Impact:

The total of the project budgets for the 13 program accessibility enhancement projects is \$23,878,257. The projects will be funded by Bond Program funds in the School Upgrade Program targeted specifically for Special Education facilities.

Issues and Analysis:

In total, this proposed action allocates \$23,878,257 in Bond Program Funds to make facility program accessibility improvements at 13 schools. This action is consistent with the District's obligations and pursuant to the Individuals with Disabilities Education Act (IDEA), Section 504 of the Rehabilitation Act, the ADA and the MCD will be in direct support of staff and approximately 83,000 special education students currently attending District schools.

Facilities staff regularly meets with the Division of Special Education, the Office of the General Counsel, and other District stakeholders including Local District representatives to review changing school conditions and to identify schools with the highest need for an accessibility enhancement project. The 13 proposed projects were prioritized in large part due to the number of students with qualified disabilities that are currently attending each school (See Exhibit B for detailed list of student eligibility by program for the 13 schools).

The Office of Environmental Health and Safety (OEHS) will evaluate the proposed projects in accordance with the California Environmental Quality Act (CEQA).

Bond Oversight Committee Recommendations:

This item was considered by the School Construction Bond Citizen's Oversight Committee (BOC) at its meeting on August 18, 2016. Staff has concluded that this proposed FSD-SEP amendment is in alignment with Bond Oversight Committee recommendations and will facilitate implementation of the FSD SEP, and therefore, it will not adversely affect the District's ability to successfully complete the FSD-SEP.

Attachments:

Exhibit A - Define and Approve Projects to Enhance Accessibility at 13 Schools

Exhibit B - Student Eligibility by Program at 13 Schools

Informatives:

None.

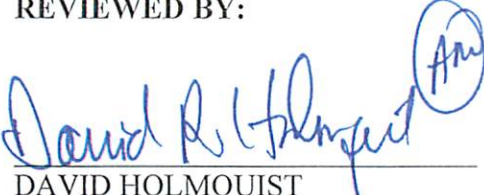
RESPECTFULLY SUBMITTED,


MICHELLE KING
Superintendent


APPROVED BY:


MARK HOVATTER
Chief Facilities Executive
Facilities Services Division

REVIEWED BY:


DAVID HOLMQUIST
General Counsel

APPROVED BY:


BETH KAUFFMAN
Interim Associate Superintendent
Division of Special Education

Approved as to form.

REVIEWED BY:


CHERYL SIMPSON
Director, Budget Services and Financial Planning

PRESENTED BY:


GREGORY GARCIA
Director of Project Execution
Facilities Services Division

Approved as to budget impact statement.



LOS ANGELES UNIFIED SCHOOL DISTRICT

Board of Education Report

Exhibit A: Define and Approve Projects to Enhance Accessibility at 13 Schools

1. Chatsworth High School (1858301) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District North East, Board District 3 - Schmerelson

- *Project Background and Scope:* This project includes upgrades to eight (8) ADA ramps, one (1) Passenger Loading Zone, eleven (11) Paths of Travel, fifteen (15) Restroom upgrades and the installation of one (1) Assistive Listening System.
- *Project Budget:* \$1,982,204
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q1 2018.

2. Dana Middle School (1810401) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District South, Board District 7 - Vladovic

- *Project Background and Scope:* This project includes upgrades to six (6) ADA ramps, one (1) Passenger Loading Zone, one (1) Platform-Lift, one (1) Path of Travel, and five (5) Restroom upgrades.
- *Project Budget:* \$2,946,127
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q2 2018.

3. Dorsey Senior High (1860001) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District South, Board District 1 – McKenna III

- *Project Background and Scope:* This project includes upgrades to two (2) ADA ramps, two (2) Passenger Loading Zones, two (2) Paths of Travel, one (1) Platform Lift, five (5) Restroom upgrades and the installation of three (3) Assistive Listening Systems.
- *Project Budget:* \$1,161,928
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q4 2017.

4. Elizabeth Learning Center (1354801) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District North East, Board District 5 - Rodriguez

- *Project Background and Scope:* This project includes upgrades to one (1) ADA ramp, one (1) Passenger Loading Zone, one (1) Platform Lift, one (1) Path of Travel, and ten (10) Restroom upgrades and the installation of one (1) Elevator.
- *Project Budget:* \$2,166,920
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q2 2018.



LOS ANGELES UNIFIED SCHOOL DISTRICT Board of Education Report

Exhibit A Continued:

5. Griffith Middle School (1816801) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District South, Board District 2 - Garcia

- *Project Background and Scope:* This project includes upgrades to eight (8) ADA ramps, one (1) Passenger Loading Zone, one (1) Path of Travel, and nine (9) Restroom upgrades and the installation of two (2) Assistive Listening Systems.
- *Project Budget:* \$1,663,677
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q4 2017.

6. La Salle Ave Elementary School (1478601) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District East, Board District 1 – McKenna III

- *Project Background and Scope:* This project includes upgrades to two (2) ADA ramps, one (1) Passenger Loading Zone, one (1) Platform Lift, seven (7) Restroom upgrades and the installation of one (1) Elevator.
- *Project Budget:* \$2,250,068
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q2 2018.

7. Los Angeles Academy Middle School (1820001) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District North East, Board District 7 – Vladovic

- *Project Background and Scope:* This project includes upgrades to eight (8) ADA ramps, one (1) Passenger Loading Zone, five (5) Paths of Travel, and ten (10) Restroom upgrades and the installation of two (2) Assistive Listening Systems.
- *Project Budget:* \$607,465
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q4 2017.

8. Madison Middle School (1823001) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District North East, Board District 3 - Schmerelson

- *Project Background and Scope –* This project includes upgrades to six (6) ADA ramps, fourteen (14) Paths of Travel, ten (10) Restroom upgrades and the installation of two (2) Assistive Listening Systems.
- *Project Budget:* \$1,735,685
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q4 2017.



LOS ANGELES UNIFIED SCHOOL DISTRICT Board of Education Report

Exhibit A Continued:

9. Marina Del Rey Middle School (1823501) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District West, Board District 4 – Zimmer

- *Project Background and Scope:* This project includes upgrades to five (5) ADA ramps, one (1) Passenger Loading Zone, two (2) Paths of Travel, one (1) Platform Lift, five (5) Restroom upgrades and the installation of one (1) Assistive Listening System.
- *Project Budget:* \$1,206,085
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q4 2017.

10. Narbonne High School (1877901) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District South, Board District 7 – Vladovic

- *Project Background and Scope:* This project includes upgrades to four (4) ADA ramps, two (2) Passenger Loading Zones, five (5) Paths of Travel, one (1) Platform Lift, and seven (7) Restroom upgrades.
- *Project Budget:* \$1,997,544
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q1 2018.

11. Sunland Elementary School (1697301) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District North West, Board District 6 – Ratliff

- *Project Background and Scope:* This project includes upgrades to six (6) ADA ramps, one (1) Passenger Loading Zone, one (1) Path of Travel, one (1) Platform Lift, ten (10) Restroom upgrades, installation of one (1) Elevator and the installation of one (1) Assistive Listening System.
- *Project Budget:* \$2,409,696
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q2 2018.

12. Sutter Middle School (1840601) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District East, Board District 4 - Zimmer

- *Project Background and Scope:* This project includes upgrades to two (2) ADA ramps, one (1) Passenger Loading Zone, seven (7) Paths of Travel, five (5) Restroom upgrades and the installation of three (3) Assistive Listening Devices.
- *Project Budget:* \$754,195
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q4 2017.



LOS ANGELES UNIFIED SCHOOL DISTRICT Board of Education Report

Exhibit A Continued:

13. Wilson Senior High (1861801) – Project to Enhance Accessibility for Students and Qualified Members of the Community

Local District North West, Board District 2 – Garcia

- *Project Background and Scope:* This project includes upgrades to six (6) ADA ramps, five (5) Paths of Travel, one (1) Platform Lift, six (6) Restroom upgrades, installation of one (1) Elevator and the installation of four (4) Assistive Listening Systems.
- *Project Budget:* \$2,996,663
- *Project Schedule:* Construction is anticipated to begin in Q2 2017, and conclude in Q2 2018.



LOS ANGELES UNIFIED SCHOOL DISTRICT Board of Education Report

Exhibit B: Student Eligibility by Program at 13 Schools

| Eligibility/Site | Chatsworth HS | Dana MS | Dorsey HS | Elizabeth LC | Griffith MS | La Salle ES | Los Angeles Academy MS | Madison MS | Marina Del Rey MS | Narbonne HS | Sunland ES | Sutter MS | Wilson HS | Total |
|-------------------------------------|---------------|------------|------------|--------------|-------------|-------------|------------------------|------------|-------------------|-------------|------------|------------|------------|-------------|
| Autism (AUT) | 32 | 24 | 28 | 20 | 28 | 3 | 14 | 23 | 17 | 32 | 18 | 24 | 28 | 291 |
| Emotional Disturbance (ED) | 9 | 6 | 2 | | 1 | | 3 | | 2 | | | | 20 | 43 |
| Hard of Hearing (HH) | | 3 | 2 | 4 | 2 | | 1 | 5 | 1 | 3 | 1 | | 4 | 26 |
| Intellectual Disability (ID) | 15 | 6 | 21 | 2 | 4 | | 6 | 28 | 1 | 14 | 1 | 10 | 13 | 121 |
| Orthopedic Impairment (OI) | 6 | 3 | 4 | 7 | 3 | | 5 | 13 | 2 | 11 | 2 | 5 | 6 | 67 |
| Other Health Impairment (OHI) | 40 | 32 | 29 | 8 | 7 | 10 | 17 | 19 | 18 | 28 | 14 | 13 | 21 | 256 |
| Specific Learning Disability (SLD) | 204 | 144 | 124 | 116 | 125 | 26 | 123 | 112 | 52 | 178 | 30 | 116 | 141 | 1491 |
| Speech or Language Impairment (SLI) | | 2 | 3 | 19 | 4 | 12 | 2 | 11 | 2 | 5 | 13 | 5 | 1 | 79 |
| Traumatic Brain Injury (TBI) | | | 1 | 1 | 1 | | | | | 1 | | | 1 | 5 |
| Visual Impairment (VI) | 1 | | | | | | 1 | | | 10 | 1 | | | 13 |
| Total | 307 | 220 | 214 | 177 | 175 | 51 | 172 | 211 | 95 | 282 | 80 | 173 | 235 | 2392 |

LOS ANGELES UNIFIED SCHOOL DISTRICT

SCHOOL CONSTRUCTION BOND CITIZENS' OVERSIGHT COMMITTEE

Pamela Schmidt, Chair
Early Education Coalition
(Vacant), Vice Chair

Susan Linschoten, Secretary
L.A. Co. Auditor-Controller's Office

Stephen English, Executive Committee
L.A. City Controller's Office

Stuart Magruder, Executive Committee
American Institute of Architects

Greg Good
L.A. City Mayor's Office

Rachel Greene
Tenth District PTSA

Mike Keeley
CA Charter School Association

Kate Mergen
Assoc. General Contractors of CA

Ron Miller
L.A. Co. Federation of Labor AFL-CIO

Scott Pansky
L.A. Area Chamber of Commerce

Kathryn Steinberg
31st District PTSA

Betty Valles
AARP

Barry Waite
CA Tax Reform Assn.

Arlene Barrera (Alternate)
L.A. Co. Auditor-Controller's Office
(Vacant)

(Vacant)
LAUSD Student Parent
(Vacant)
LAUSD Student Parent

Joseph P. Buchman – Legal Counsel
Burke, Williams & Sorensen, LLP
Thomas A. Rubin, CPA
Oversight Committee Consultant

Timothy Popejoy
Bond Oversight Administrator
Clarissa Griego
Interim Asst. Administrative Analyst

RESOLUTION 2016-29

BOARD REPORT NO. 00007-16/17

**AMMENDMENT TO THE FACILITIES SERVICES DIVISION STRATEGIC
EXECUTION PLAN TO DEFINE AND APPROVE PROJECTS TO ENHANCE
ACCESSIBILITY FOR STUDENTS OR QUALIFIED MEMBERS OF THE
COMMUNITY WITH DISABILITIES AT 13 SCHOOLS**

WHEREAS, District Staff proposes that the Board of Education approve an amendment to the Facilities Services Division (FSD) Strategic Execution Plan (SEP) to define and approve 13 school projects to enhance accessibility with a combined budget of \$23,878,257 (collectively, the "Project") as described in attached Board Report 00007-16/17; and

WHEREAS, on February 14, 2012, the Board of Education approved the establishment of the Rapid Access Program (RAP); the next phase of the District's Bond Program which will modernize, build and repair school facilities to improve student health, safety and educational quality; and

WHEREAS, District Staff advises that the Project is necessary to improve student health, safety and educational quality; and

WHEREAS, the Board of Education's approval of the project would authorize District Staff to proceed with the expenditure of bond funds to undertake the Project in accordance with the provisions set forth in Measures K, R, Y and Q; and

WHEREAS, District Staff advises that the Project is consistent with the District's commitment to address unmet school needs and provide students with a safe and healthy learning environment; and

Resolution 2016-29

AMMENDMENT TO THE FACILITIES SERVICES DIVISION STRATEGIC EXECUTION PLAN TO DEFINE AND APPROVE PROJECTS TO ENHANCE ACCESSIBILITY FOR STUDENTS OR QUALIFIED MEMBERS OF THE COMMUNITY WITH DISABILITIES AT 13 SCHOOLS

WHEREAS, District Staff has concluded that the proposed SEP amendment would facilitate implementation of the FSD SEP, and therefore, it would not adversely affect the District's ability to successfully complete the FSD SEP;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The School Construction Citizens' Bond Oversight Committee recommends that the Board of Education adopt the Proposed Amendment to the Facilities Division Strategic Execution Plan to Define and Approve Projects to Enhance Accessibility for Students or Qualified Members of the Community with disabilities at 13 Schools, as defined in Board Report 00007-16/17, a copy of which is attached hereto in the form it was presented to the BOC and is incorporated herein by reference.
2. This resolution shall be transmitted to the Los Angeles Unified School District Board of Education and posted on the Oversight Committee's website.
3. The District is directed to track the above recommendation and to report on the adoption, rejection, or pending status of the recommendations as provided in section 6.2 of the Charter and Memorandum of Understanding between the Oversight Committee and the District.

ADOPTED on August 18, 2016, by the following vote:

AYES: 11

ABSTENTIONS: 0

NAYS: 0

ABSENCES: 2



Pamela Schmidt
Chair



Susan Linsehoten

Secretary
Steve English
Executive Committee