

BERKELEY UNIFIED SCHOOL DISTRICT
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180
Phone: (510) 644-8764 Fax: (510) 540-5358

REGULAR MEETING OF THE BOARD OF EDUCATION – AGENDA

Wednesday, August 20, 2003

Call to Order The Presiding Officer will Call the Meeting to Order at **5:00 p.m.** The Board recess to Closed Session at **5:00 p.m.** and reconvene in Public Session at 6 p.m.

Roll Call President Joaquin J. Rivera
 Vice President John T. Selawsky
 Director Terry S. Doran
 Director Shirley Issel
 Director Nancy Riddle

Administration Superintendent Michele Lawrence, Secretary

Prior to Closes Session, as necessary, staff/employee comments are taken per Government Code Section 459567

Recess to Closed Session (Government Code Sections 3549.1(d), 54956.9, 54956.9(a) 54957 a Education Code Section 49819(c)

- a) Conference with Legal Counsel—Existing Litigation
- b) Consideration of Student Expulsion
- c) Collective Bargaining
- d) Public Employee discipline/Dismissal/Release
 - 1) Benefits Specialist
- e) Public Employment Appointments
- f) Liability Claims
- g) Property Acquisition

Approve Agenda Motion _____ Second _____ Vote _____

5:00 p.m.-6:00 p.m. Closed Session

6:00 p.m.-7:00 p.m. PUBLIC INPUT REGARDING FRANKLIN AND ADULT SCHOOL

7:00 p.m. SWEARING IN OF STUDENT BOARD DIRECTOR
Bradley Johnson

7:10 p.m. Recess to Closed Session

7:30 p.m. Reconvene in Public Session

Report Closed Session Action Motion _____ Second _____ Vote _____

Approve Minutes Approve Board of Education Minutes of: 1
Special Meeting of April 30, 2003
Special Meeting of May 13, 2003
Special Meeting of May 19, 2003
Special Meeting of June 10, 2003
Regular Meeting of June 18, 2003
Motion _____ Second _____ Vote _____

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PUBLIC TESTIMONY

Persons wishing to address the Board should fill out a card located on the table by the door and submit the completed card to the Board Recorder. Speakers will be selected by lottery. The Public Testimony is limited to 30 minutes—3 minutes per speaker. Speakers with the same concerns are encouraged to select a spokesperson to address the Board.

REPORTS

Union Representatives' Report
Superintendent's Report
Board Members' Report

CONSENT ITEMS

Human Resources

2.1-C Staff Recommendation: 19
Acceptance of Accept Personnel Report 03-24 as submitted.
Personnel Report Motion _____ Second _____ Vote _____

2.2-C Staff Recommendation: 35
Delegation of Delegate the Authority to accept resignations
Authority to Accept from employees
Resignations Motion _____ Second _____ Vote _____

2.3-C Staff Recommendation: 36
Berkeley High Approve the modification of the allotment of
School Custodian custodians at Berkeley High School
Allotment Motion _____ Second _____ Vote _____

2.4-C Staff Recommendation: 37
2003-2004 Accept the 2003-2004 K-12 Student Calendar
Calendars and School Term Calendar (Classified) as
Submitted
Motion _____ Second _____ Vote _____

Educational Services

3.1-C Staff Recommendation: 40
2003-04 Revised Approve the Revised Single Plan for Student
Single Plan for Achievement for Berkeley Alternative High
Student School and Rosa Parks Elementary School
Achievement for Motion _____ Second _____ Vote _____
Berkeley Alternative
High School and
Rosa Parks Elementary
School

3.2-C Staff Recommendation: 48
English Language Approve the English Language Acquisition
Acquisition Program application
Program Application Motion _____ Second _____ Vote _____

3.3-C After School Learning Program (ASLP) Fee Increase for 2003-2004	<u>Staff Recommendation:</u> Approve the proposed sliding scale fee increase for the elementary school After School Learning Programs Motion_____ Second_____ Vote_____	40
3.4-C Initial Non-public School Placements For Special Education Students	<u>Staff Recommendation:</u> Approve the Non-public School placement of these students Motion_____ Second_____ Vote_____	51
3.5-C Upgrade Administrative Secretary to Program Coordinator in the Office of Student Services	<u>Staff Recommendation:</u> Approve the upgrade of the Administrative Secretary to Program Coordinator in the Office of Student Services Motion_____ Second_____ Vote_____	53
3.6-C Adult School Vice Principal	<u>Staff Recommendation:</u> Approve the elimination of the position of Adult School Program Supervisor and name June Johnson as Adult School Vice Principal Motion_____ Second_____ Vote_____	54
3.7-C Three-Step Salary Schedule for Adult School	<u>Staff Recommendation:</u> Approve placement of effected non-represented teachers to the appropriate salary step parallel to those represented Motion_____ Second_____ Vote_____	55
3.8-C Adult School Course Approval for 2003-2004	<u>Staff Recommendation:</u> Approve the courses submitted by Berkeley Adult School Motion_____ Second_____ Vote_____	58

Business and Operations

4.1-C Approval of Contracts/ Purchase Orders for Services and Contracts	<u>Staff Recommendation:</u> Authorize the Deputy Superintendent or Purchasing Agent to execute Purchase Orders Motion _____ Second _____ Vote _____	63
4.2-C Approve Listing of Warrants issued in May, June and July 2003	<u>Staff Recommendation:</u> Approve the monthly bill warrant list for May, June and July 2003 Motion _____ Second _____ Vote _____	80
4.3-C Approve Payroll Warrants issued in June and July 2003	<u>Staff Recommendation:</u> Approve payroll payments made in June and July 2003 Motion _____ Second _____ Vote _____	87
4.4-C Resolution 03-07 Ratification of Change Orders for Additional Work for the Cragmont Playfield Renovation.	<u>Staff Recommendation:</u> Ratification of Change Order #1 in the amount of \$17,128.00 and Change Order #2 in the amount of \$400.00 received from Cleary Bros. Landscape, Inc., for Cragmont Playfield The financial adjustment for ratification of Change Order #1 and #2 revises the project total to \$42,624.00 Motion _____ Second _____ Vote _____	91
4.5-C Amendment of Agreement to Bid Schedule No. 1330 For Bread Products	<u>Staff Recommendation:</u> Approval to the Amendment of Agreement to Bid Schedule No. 1330 for Bread Products Motion _____ Second _____ Vote _____	94
4.6-C Amendment of Agreement to Bid Schedule No. 1326 for Custodial Supplies	<u>Staff Recommendation:</u> Approval of the Amendment of Agreement to Bid Schedule No. 1326 for Custodial Supplies Motion _____ Second _____ Vote _____	95

4.7-C Amendment of Agreement to Bid Schedule No. 1328 for Milk and Milk Products	Milk Products	<u>Staff Recommendation:</u> Approval of the Amendment of Agreement to Bid Schedule No. 1328 for Milk and Motion_____ Second_____ Vote_____	96
4.8-C Amendment of Agreement to Bid Schedule No. 1329 For Produce and Products	Motion_____	<u>Staff Recommendation:</u> Approval of the Amendment of Agreement to Bid Schedule No. 1329 for Produce Products Motion_____ Second_____ Vote_____	97
4.9-C Approval to Accept the replacement of the Water Line At Berkeley High School Community Theater	Accept the Project and	<u>Staff Recommendation:</u> Authorize staff to file the Notice of Completion Motion_____ Second_____ Vote_____	98
4.10-C Resolution 03-04: Accept the project and authorize staff to file the Notice of Completion	Accept the Project and	<u>Staff Recommendation:</u> Authorize staff to file the Notice of Completion Motion_____ Second_____ Vote_____	100
4.11-C Resolution 03-05: Approve a Change Order for the New Campus Green Project at Berkeley High School	Approve Resolution 03-05:	<u>Staff Recommendation:</u> A Change Order for the New Campus Green Project at Berkeley High School Motion_____ Second_____ Vote_____	102
4.12-C Resolution 03-06: Closure of State School Building Lease Purchase Program Fund (Fund #30) at the Alameda County Treasurer's Office	Approve Resolution 03-06:	<u>Staff Recommendation:</u> The Closure of Lease Purchase Funds at the Alameda County Treasurer's Office	105

<p>4.13-C Resolution 03-08 Approval of Change the Project Order for the Project To Replace the Fire Motion Sprinkler Line at Berkeley High School Community Theater</p>	<p><u>Staff Recommendation:</u> Approval of Resolution 03-08: Change Order for Berkeley High School Community Theater Second_____ Vote_____</p>	<p>108</p>
<p>4.14-C Authorization to Release Ponderosa Removal and Tree Pruning Services at Various Sites Tree Services of Bid Award, Resolution 02-91 and Re-Award Dead and Diseased Motion Tree Removal and Tree Pruning Services at Various Sites to Cleary Bros. Landscape, Inc., New Resolution 03-09</p>	<p><u>Staff Recommendation</u> Approval of a contract for Dead and Diseased Tree be re-awarded to the next lowest responsive, responsible bidder, Cleary Bros. Landscape, Inc. for the amount of \$23,455.00 Second_____ Vote_____</p>	<p>111</p>
<p>4.15-C Liability Claims Submitted to the District</p>	<p><u>Staff Recommendation:</u> To denies all claims and submits to appropriate authority Motion_____ Second_____ Vote_____</p>	<p>114</p>
<p>4.16-C Resolution 03-11 to correct the 2003-2004 tax rate for the “Berkeley Public Schools Educational Excellence Act of 1994” (Measure B, 1994—Schools Special Tax)</p>	<p><u>Staff Recommendation:</u> Approve for the record Resolution with the corrected Residential tax rate for the BSEP tax of FY 2003-2004 Motion_____ Second_____ Vote_____</p>	<p>115</p>

ACTION ITEMS

These items are presented for action at this time. Some may have been reviewed at a previous meeting.

Business Services

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| 4.1-A
Approval of the Mitigated Negative Declaration for the Franklin Adult School Project | <u>Staff Recommendation:</u>
Approve Resolution 03-02, which will adopt the final Mitigated Negative Declaration for the proposed project
Motion_____ Second_____ Vote_____ | 117 |
| 4.2-A
Resolution 03-01:
Approval of Franklin and Adult School Project
And approval to Solicit Bids for that Project | <u>Staff Recommendation:</u>
Approve the Franklin Adult School Project and approve the bidding of that Project
Motion_____ Second_____ Vote_____ | 148 |
| 4.3-A
Certification of 2003-2004 Multi-Year Projections | <u>Staff Recommendation:</u>
Acceptance of the Multi-Year Projection of the 2003-2004 Adoption, certifying that the District will be unable to meet its financial Obligations for the current and two Subsequent years without significant Expenditure reductions and revenue Enhancements
Motion_____ Second_____ Vote_____ | 158 |

CONFERENCE

These items are submitted for advance planning and to assist the Board in establishing future agenda items. The Board may, however, take action on the following:

Business Services

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| 4.1-CF
First Reading:
Board Policy 3320 ,
Claims and Actions Against the District | <u>Staff Recommendation:</u>
Accept, for First Reading, Board Policy 3320 regarding Claims and Actions against the District
Motion_____ Second_____ Vote_____ | 197 |
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INFORMATION

These items are intended to keep the Board informed on various District business matters, which do not require formal action, by the Board.

Educational Services

3.1-I Administrative Regulations regarding Parent notification of Student Directory Information	<u>Staff Recommendation:</u> Receive for information.	206
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EXTENDED PUBLIC TESTIMONY

Persons wishing to address the Board at this time should fill out a card located on the table by the door and submit the completed card to the Board Recorder. (Public Testimony is limited to a maximum of 30 minutes—3 minutes per speaker.)

ANNOUNCEMENT: Schedule of Board of Education Meetings for 2003:

August 20, 2003
September 3, 2003
September 17, 2003
October 1, 2003
October 15, 2003
November 5, 2003
November 19, 2003
December 3, 2003
December 17, 2003

ADJOURNMENT: Time _____

**Board of Education Meetings are broadcasted live on KPFB/FM89.3
Cable Television Channels 25 and Berkeley's Government Access Channel 78**

GUIDELINES FOR SPEAKERS

You are invited to participate in Meetings of the Board of Education and make your views known at these meetings.

WHEN YOU WANT TO TALK ABOUT AN AGENDA ITEM OR A NON-AGENDA ITEM:

Please fill in a **REQUEST TO ADDRESS THE BOARD OF EDUCATION CARD** (located on the side of the Speaker's Stand) and give it to the Board Recorder. Speakers will be selected by lottery. Your card must be submitted before the Presiding Officer calls for the item—**PUBLIC TESTIMONY**

You will be called on to speak by the Presiding Officer.

A speaker has three minutes in which to make his/her remarks. (The Presiding Officer will extend the time allocation for those with special speech needs.)

Any subject related to the District or its educational programs may be discussed at Board of Education Meetings **except matters pertaining to individual employees of the Berkeley Unified School District**. There is an established procedure for making such complaints. You may obtain information about this procedure from a school or from the Superintendent's Office.