

BERKELEY UNIFIED SCHOOL DISTRICT

ADOPTED MINUTES

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MINUTES, REGULAR MEETING

Wednesday, June 18, 2003

District Administrative Offices

Board Meeting Room

2134 Martin Luther King Jr. Way

Berkeley, CA 94704-1180

CALL TO ORDER

Vice President John T. Selawsky called the Board of Education Meeting to order at 6:00 p.m.

BOARD ROLL CALL

MEMBERS PRESENT: President Joaquin J. Rivera (Arrived at 6:05 pm.)
Vice President John T. Selawsky
Director Terry S. Doran
Director Shirley Issel
Director Nancy Riddle
Student Director Andy Turner*

Administration Superintendent Michele Lawrence, Secretary

Prior to Closed Session, as necessary, staff/employee comments are taken per Government Code Section 45956.7

No one addressed the Board at this time.

Recess to Closed Session (Government Code Sections 3549.1(d), 54956.9, 54956.9(a) 54957 and 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
- e) Public Employment Appointments
- f) Liability Claims
- g) Property Acquisition

*The Student Director does not attend Closed Session.

The Board recessed to Closed Session at 6:00 p.m. and reconvened in Public Session at 7:34 p.m.

Report Closed Session Action

President Rivera stated that in Closed Session the Board discussed:

c) Collective Bargaining

No action was taken.

d) Public Discipline/Dismissal/Release

Motion: Directors Selawsky/Riddle and approved unanimously on voice vote:

That a classified employee be dismissed.

e) Public Employment/Appointments

Motion: Directors Riddle/Doran and approved unanimously on voice vote:

Authorization for the Superintendent to offer a contract to a candidate for Principal of Berkeley High School.

Approve Agenda

Motion: Directors Selawsky/Riddle and approved unanimously on voice vote:

That the agenda is approved as amended. The amendments are to pull items: 1.1-C; 1.3-C; 1.4-C; 3.3-C and 4.1-C. That item 4.2-A is tabled.

PUBLIC TESTIMONY

One speaker addressed the Board.

REPORTS

Union Representatives' Report

No one addressed the Board at this time.

Facilities, Safety and Maintenance Oversight Committee

Ms. Mary Reiter, Facilities, Safety and Maintenance Oversight Committee, gave an update on the Facilities and Maintenance Oversight Committee.

Superintendent's Report

Superintendent Lawrence reported on the end of the school year. She said we had a successful closing of school.

Board Members' Reports

Student Director Turner thanked the Board Members for their assistance during his tenure as Student Director on the Board. He introduced Bradley Johnson, incoming Student Director. Director Issel thanked the Berkeley community for allowing her to hand out Berkeley High School's diplomas; her son was one of the graduates. She said: "Andy, I am going to miss you and I wish you success as you continue your education." Director Issel welcomed Bradley Johnson, the new Student Director. Director Doran congratulated Bradley Johnson and said: "I will miss you, Andy." Vice President Selawsky said this was his third Berkeley High School graduation and that it was a pleasure to be a part of the graduation ceremony. He said he also attended Washington Elementary School's graduation and enjoyed it very much. Vice President Selawsky wished outgoing Student Director Andy Turner good luck and welcomed incoming Student Director Bradley Johnson. President Rivera thanked Student Director Andy Turner for his service on the Board and said: "You did a great job." He congratulated all of the 2003 graduates and wished everyone a safe and restful summer. President Rivera said: "This is the last Board of Education Meeting of the academic year and we should all be proud of our accomplishments."

CONSENT ITEMS

Motion: Directors Selawsky/Issel and approved unanimously on voice vote:

That the Consent Items are approved as amended. The amendments are that items 1.1-C, 1.3-C, 1.4-C and 3.3-C and 4.1-C are pulled for further clarification.

1.1-C: Resolution of Appreciation for Christine Lim, Associate Superintendent, Educational Services

Please see page 5 of these minutes for action on this item.

1.2-C: Resolution of Appreciation for Bob Rudometkin

Please see page 6 of these minutes for action on this item.

1.3-C: Resolution of Appreciation for Andy Turner, Student Director, Board of Education

Please see page 6 of these minutes for action on this item.

1.4-C: Resolution in Support of SB 921, Healthcare for All Californians Act

Please see page 6 of these minutes for action on this item.

2.1-C: Acceptance of Personnel Report

3.1-C: Overnight Field Trip Requests

3.2-C: Hold Harmless Agreement with Children's Hospital Faces for the Future Program

3.3-C: 2003-04 Revised Single Plan for Student Achievement

Please see page 7 of these minutes for action on this item.

CONSENT ITEMS (continued)

4.1-C: Approval of Contracts/Purchase Orders for Services and Contracts

Please see page 8 of these minutes for action on this item.

4.2-C: Resolution 02-98 listing the authorized agents and approval of signatures for accounts and records related to business operations for the school district

4.3-C: Establishment of check clearing accounts for the Berkeley Unified School District's "After School" programs

1.1-C: Resolution of Appreciation for Christine Lim, Associate Superintendent, Educational Services

President Rivera read excerpts from the Resolution of Appreciation for Ms. Christine Lim. He noted that Ms. Lim served the District from 1971-2003. President Rivera said: "This Board thanks you for everything you have done for the Berkeley Unified School District. San Leandro is lucky to have you as their superintendent."

Motion: Directors Issel/Selawsky and approved unanimously on voice vote:

The approval of the Resolution of Appreciation for Christine Lim, Associate Superintendent, Educational Services.

CONSENT ITEMS (continued)

1.2-C: Resolution of Appreciation for Bob Rudometkin

Director Doran highlighted some of the contributions that Bob Rudometkin made to the District.

Motion: Directors Selawsky/Issel and approved unanimously on voice vote:

The approval of the Resolution of Appreciation for Bob Rudometkin, former Project Coordinator, Construction.

1.3-C: Resolution of Andy Turner, Student Director, Board of Education

Vice President John Selawsky read the Resolution.

Motion: Directors Selawsky/Issel and approved 5-0-(1)-0 on voice vote:

The approval of the Resolution of Appreciation for Andy Turner, Student Director, Board of Education.

AYES: Directors Doran, Issel Riddle, Rivera, Selawsky

NOES: None

ABSTAIN: (Student Director Turner)

ABSENT: None

1.4-C: Resolution in Support of SB 921, Healthcare for All Californians Act

Motion: Directors Doran/Selawsky and approved 4-0-1-0 on voice vote:

Approval of the Resolution in Support of Senate Bill 921, Healthcare for All Californians Act.

AYES: Directors Doran, Issel, Rivera, Selawsky, (Student Director Turner)

NOES: None

ABSTAIN: Director Riddle

ABSENT: None

CONSENT ITEMS (continued)

3.3-C: 2003-04 Revised Single Plan for Student Achievement

Superintendent Lawrence said the California Department of Education requires all schools participating in school-based coordinated categorical programs to have a board-approved three-year Single Plan for Student Achievement that is revised annually. She said these are updated goals, taken from the Single Plan for each site, as well as the 2003-04 budget pages of the plan. She said there are basic legal assurances for all of the categorical programs. Compliance with these assurances is required indicating that the school district and the site will comply with all the requirements for the program funds included in the school plan.

Director Issel noted that there are no Title I funds at Berkeley High School. Director Riddle explained that the free and reduced lunch program is how the State determines funding levels for Title I. President Rivera said even though the Longfellow staff has set measurable goals, we should not have the same goals for all the subgroups. We need to set different goals for different groups. If we are going to close the achievement gap and help all students make significant gains and become successful, we must set goals that meet the needs of all our students. He said central office staff should work with site staffs to ensure that site goals address the needs of all students.

Motion: Directors Selawsky/Riddle and approved unanimously on voice vote:

Approval of the 2003-04 Revised Single Plan for Student Achievement for Berkeley High School, Longfellow, Oxford and Thousand Oaks. That the Revised Single Plan for Student Achievement for the Willard Middle School is approved conditionally based on the Superintendent's recommendation.

CONSENT ITEMS (continued)

4.1-C: Approval of Contracts/Purchase Orders for Services and Contracts

President Rivera requested clarification regarding items 3 and 5 on page 32 of the Board packet.

Mr. Eric D. Smith, Associate Superintendent, Business and Operations, said staff is working with representatives from the Xerox Corporation to conduct a comprehensive photocopying study regarding the District's photocopying needs. He said once this study has been completed, we will be able to make a recommendation to the Board to consolidate our photocopying needs.

Motion: Directors Selawsky/Riddle and approved unanimously on voice vote:

Approval of Contracts/Purchase Orders for Services and Contracts.

ACTION ITEMS

2.1-A: Resolution 02-99 for Reduction or Elimination of Specified Classified Positions

Motion: Directors Selawsky/Riddle and approved unanimously on voice vote:

Approval of Resolution 02-99.

AYES: Directors Doran, Issel, Riddle, Rivera, Selawsky

NOES: None

ABSTAIN: (Student Director Turner)

ABSENT: None

AGENDA REORDER

CONFERENCE

3.1-CF

Receive for Public View, Calculus Textbooks for Berkeley High School

Superintendent Lawrence said in order to use funds from the State Instructional Materials Funding Program to purchase the books; the Board is required to adopt the texts. The textbooks, the course outlines and the standards alignment are on display in the Educational Services Conference Room. The books will be brought to the Board on July 2, 2003, for final adoption.

AGENDA REORDER

PUBLIC HEARING

3.1-A

Approve Resolution for Grades K-12 Textbook and Instructional Materials Compliance, Fiscal Year 2002-2003

President Rivera opened the Public Hearing for Grades K-12 Textbook and Instructional Materials Compliance, Fiscal Year 2002-2003, at 8:22 p.m.

No one addressed the Board.

President Rivera declared the Public Hearing closed at 8:34 p.m.

Director Issel noted that textbooks are not always available for students, especially at Berkeley High School. She requested that staff report back to the Board regarding this issue.

Motion: Directors Riddle/Selawsky and approved unanimously on voice vote:

Adoption of the Resolution for Grades K-12 Textbook and Instructional Materials Compliance, Fiscal Year 2002-2003.

4.1-A
2003-2004 Annual Budget

Mr. Eric D. Smith, Associate Superintendent, Business and Operations, said the proposed budget reflects an increase of \$732,471 in the operating deficit of the unrestricted General Fund. He said this increase is largely due to the fact the total costs for certificated substitutes was not included in the Preliminary Budget presented to the Board on June 11, 2003.

The net result of the decrease in revenue and increases in expenditure is that the Berkeley Unified School District is experiencing an operating deficit of \$3,680,123 in the General Fund and operating deficits of \$621,800 and \$263,375 respectively, for the Cafeteria and Child Development Funds. The State's Fiscal Crisis and Management Assistance Team have been commissioned to perform a comprehensive assessment of the fiscal health of the Cafeteria Fund. Moreover, the District administration is developing a plan to close the gap between revenues and expenditures in the Child Development Fund and anticipates that this plan will be presented for the Board's consideration in September 2003. Left unchecked, both funds have the potential to increase the operating deficit of the unrestricted General Fund.

President Rivera reminded the Berkeley community that this year was tough and we made a lot of cuts. We still have an operating budget deficit of 3.7 million dollars and next year a projected 6_ million dollar deficit and because of the budget situation, we will need to continue the process of making additional cuts.

Motion: Directors Issel/Selawsky and approved unanimously on voice vote:

Approval of the 2003-2004 Annual Budget.

4.2-A
Approval of the Facilities Division Goals and the Measure BB Expenditure Plan for Fiscal Year 2004

This item was pulled.

EXTENDED PUBLIC TESTIMONY

There was no Public Testimony at this time.

ADJOURNMENT

President Rivera declared the Regular Meeting of June 18, 2003, adjourned at 8:51 p.m.

APPROVED:

ATTEST

President, Board of Education
Berkeley Unified School District

Secretary, Board of Education
Berkeley Unified School District

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