

BERKELEY UNIFIED SCHOOL DISTRICT
Washington Elementary School, Library
2300 Martin Luther King Jr. Way (enter on McKinley)
Berkeley, CA 94704
Phone: (510) 644-6147 Fax: (510) 540-5358

SPECIAL MEETING OF THE BOARD OF EDUCATION - AGENDA

Tuesday, May 13, 2003

- Call to Order The Presiding Officer will Call the Meeting to Order at 7:30 p.m.
- Roll Call President Joaquin J. Rivera Director Shirley Issel
 Vice President John T. Selawsky Director Nancy Riddle
 Director Terry S. Doran Student Director Andy Turner
- Administration Superintendent Michele Lawrence, Secretary

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.

AGENDA ITEM: Adopt the decision of the Administrative Law Judge in OAH Case #N2003020229, reducing the particular kinds of services and authorizing the lay-off of 179.54 full-time, equivalent employees

Motion_____ Second_____ Vote_____

Recess to Closed Session (Government Code Sections 3549.1(d), 54956.9(a) and 54957) and Education Code Section 49818(c)—Board Conference Room

- a) Public Employee Discipline/Dismissal/Release
- b) Collective Bargaining

ADJOURNMENT

BERKELEY UNIFIED SCHOOL DISTRICT

TO: Board of Education

FROM: David A. Gómez, Ph.D.
Associate Superintendent, Human Resources

DATE: May 13, 2003

SUBJ: Consider adoption of decision of the Administrative Law Judge in OAH Case #N2003020339, reducing the particular kinds of service in authorizing the lay off of 179.54 full-time, equivalent employees.

BACKGROUND INFORMATION:

On March 5th, 2003 the Board approved Resolution #02-58 "Reducing Particular Kinds of Services."

On May 1st and May 2nd, a Lay Off Hearing was held in which Judge Jonathan Lew presided as the Administrative Law Judge. Education Code section 44955 requires that copies of the Proposed Decision of the Administrative Law Judge be served on the Governing Board, affected employees and their attorneys on or before May 12, 2003. Employees are to be served as soon as the District receives the decision to be in compliance with the legal May 15th notification date. At tonight's Board meeting, the Board will consider adoption of the decisions of the Administrative Law Judge in OAH Case #N2003020339, reducing the particular kinds of service and authorizing the lay off of 179.54 full-time equivalent employees.

After the May 15th notices have been sent to affected certificated employees, to comply with Education Code requirements, several laid off employees will be brought back as funding becomes available and seniority process is clarified.

POLICY/CODE:

Education Code Section 44955
Government Code: 54950 et seq.

FISCAL IMPACT:

To be determined.

STAFF RECOMMENDATIONS:

Adopt decision of the Administrative Law Judge in OAH Case #N2003020339, reducing the particular kinds of services and authorizing the lay off of 179.54 full-time, equivalent employees.