

BERKELEY UNIFIED SCHOOL DISTRICT

ADOPTED MINUTES

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MINUTES, REGULAR MEETING
Wednesday, September 17, 2003
District Administrative Offices
2134 Martin Luther King Jr. Way
Berkeley, CA 97404-1180

CALL TO ORDER

President Joaquin J. Rivera called the meeting to order at 4:00 p.m. and the Board recessed to Closed Session.

ROLL CALL

MEMBERS PRESENT: President Joaquin J. Rivera
Vice President John T. Selawsky
Director Terry S. Doran
Director Shirley Issel
Director Nancy Riddle
Student Director Bradley Johnson*

Administration: Superintendent Michele Lawrence, Secretary

Prior to Closed Session, as necessary, staff/employee comments are taken per Government Code Section 54957

No one addressed the Board at this time.

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) 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.

Report Closed Session Action

The Board reconvened in Public Session at 7:38 p.m. President Rivera reported that in Closed Session, the Board discussed:

a) Conference with Legal Counsel—Existing Litigation

No action was taken.

Approve Agenda

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

That the Regular Meeting Agenda of September 17, 2003, is approved as written.

Approve Minutes

Motion: Directors Riddle/Doran and approved 5-0-(1)-1 on voice vote:

That the June 11, 2003 Board of Education Minutes is approved.

AYES: Directors Doran, Issel, Riddle, Rivera, Selawsky
NOES: None
ABSTAIN: (Student Director Johnson)
ABSENT: None

PUBLIC TESTIMONY

Seven speakers addressed the Board.

REPORTS

Union Representatives' Reports

Ms. Stephanie Allan, Business Representative, Stationary Engineers, Local 39, announced that the Local 39 contract has been ratified by the membership. Ms. Allan said Local 39 is opposing Propositions 53 and 54.

Superintendent's Report

Superintendent Lawrence reported on the fire at the Franklin State PreSchool. She said the students have been dispersed to other programs throughout the District. She announced that District enrollment is continuing to increase.

Board Members' Report

Student Director Johnson reported on the successful completion of the Berkeley High School campus Green Project. He reported that the Berkeley High School students are dissatisfied with the number of students in their classes. He encouraged everyone to do what they can to defeat Proposition 54. Director Issel reported on her attendance at Back-to-School night at John Muir. She acknowledged staff's spirit during the recent fire at the Franklin PreSchool. Director Riddle thanked the firefighters who helped to extinguish the fire at the Franklin PreSchool. She reported on her attendance at the Back-to-School nights at Emerson and Berkeley Arts Magnet schools. Director Doran said the Franklin PreSchool staff did a "fantastic job under very difficult circumstances during and after the fire. The spirit of the staff is great." Vice President Selawsky said he attended the Washington Elementary School Back-to-School night. He reported that all of the teachers at that school who were laid off are back except one. President Rivera said the purpose of the FCMAT report is to call our attention to what is wrong with the District. He said a Board subcommittee has been appointed to make recommendations to the entire Board regarding the issues dealing with the Board.

CONSENT ITEMS

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

That the Consent Items are approved.

- 2.1-C: Accept Personnel Report 03-26 as submitted.
- 2.2-C: Personnel Commission Emergency Appointment
- 2.3-C: Approval of the Tentative Agreement with Stationary Engineers, Local 39
- 3.1-C: Overnight Field Trip Requests
- 4.1-C: Approval of Contracts Purchase Orders for Services and Contracts
- 4.2-C: Approve, at Second Reading: Board Policy 3420

AGENDA REORDER

INFORMATION

Educational Services

3.1-I Student Enrollment Update

Superintendent Michele Lawrence said every January, District staff prepares enrollment projects for the following school year. These projections assist the District in developing the District's budget and determining staff allocations for the coming school year.

During the tenth day of school, September 10, 2003, our District had a student enrollment of 8,811. Staff projected a student enrollment of 8,738 for the 2003-04 school years. As of today, the District is 73 students over the January projection. She reminded the Board that during the first month of school student enrollment fluctuates on a daily basis. She said usually during the first week in October, the enrollment stabilizes.

President Rivera requested that staff develop plans to track and improve attendance at the sites.

AGENDA REORDER

Business Services

4.1-I

Forty-Five Day Revision to the Budget

Mr. Eric D. Smith, Deputy Superintendent of Business and Operations, said that Education Code Sections 42127(2) and 42127(i)(4) states that the District shall make available for public review any revisions in revenues and expenditures that it has made to its budget to reflect funding available by the Budget Act. He gave a detailed analysis of the following items:

- A reduction in categorical mega-item flexibility from 20% out/25% in to 10% out/15% in.
- Access to 100% of the District's State categorical ending balances (including deferred revenue but excluding capital facilities funding sources, Economic Impact Aid, Targeted Instructional Improvement Grant, Instructional Materials, Special Education and Public Schools Accountability Act) as of June 30, 2003.
- The statutory requirement for the Reserve for Economic Uncertainties is reduced for fiscal years 2003-04 and 2004-05 only from three percent (3%) to one point five percent (1.5%).

AGENDA REORDER

INFORMATION

Educational Services

3.2-I

Presentation Regarding the Enhancing Education through Technology Grant for Middle Schools

Ms. Janet Levenson, Teacher on Special Assignment, Technology Project, gave a presentation on the aspects of the Enhancing Education Through Technology (EETT), No Child Left Behind (NCLB), Title II, Part D Grant. She said there were two separate grant applications submitted by the District and funded by the State. The formula-funded EETT is an entitlement grant based on Title I student data and the District received \$49,000. The funding is calculated as \$300 per 6-8 grade students based on the 2002 CBEDS data. The allocation will be made in the following two allotments:

3.2-I

Presentation Regarding the Enhancing Education through Technology Grant for Middle Schools (continued)

- One allotment for the period from May 15, 2003-August 31, 2004 (\$200 per student).
- One allotment for the period from September 1, 2004-August 31, 2005 (\$100 per student).

Ms. Levenson said a one-time follow-up grant, depending on the funding availability, will be awarded if the District successfully completes the implementation grant. The one-time follow-up grant will be in the amount of \$45 per 6-8 grade student. A minimum of 25% of the grant (both formula and competitive) shall be used to provide sustained and intensive, high-quality professional development based on a review of relevant research in the integration of advanced technologies, including emerging technologies, into curricula and instruction and in using those technologies to create new learning environments. The remaining funds are to be utilized to implement and support the comprehensive program described in the grant. Ms. Levenson said the grant award is for all three middle schools. There are three components to the grant: EAST (Environmental and Spatial Technology); GenY and Lesson Study.

At 9:05 p.m., the Board recessed for ten minutes. At 9:15 p.m., the Board reconvened in Public Session.

AGENDA REORDER

ACTION ITEMS

Business and Operations

4.1-A

Approve the filing of the 2002-2003 Un-Audited Actuals

The Board had before it two additional documents: (1) Fund 01—General Fund—Unrestricted Comparison Report; and, (2) BERKELEY UNIFIED SCHOOL DISTRICT, Un-Audited Actuals, General Fund (Fund 01) – Unrestricted, 2002-2003, Excel Spreadsheets.

4.1-A

Approve the filing of the 2002-2003 Un-Audited Actuals (continued)

Mr. Eric D. Smith, Deputy Superintendent of Business and Operations and Ms. Song Chin-Bendib, Director of Fiscal Services, gave a slide presentation and explained that the 2002-2003 Un-Audited Actuals is a term that refers to the "closed" financial books of the District prior to the independent audit of the financial records. Closing the books means that all known expenditures and revenues including accruals along with fund balances for the fiscal year 2002-2003 have been posted to the financial ledgers of the District. Accruals are the liabilities and receivables that apply to 2002-2003 fiscal year.

President Rivera requested that the Board receive a copy of the slides presented at tonight's Board Meeting. He also requested that staff submit a spreadsheet regarding the Vera Casey Center. In addition, President Rivera requested that staff give the Board a document explaining why there are two different unrestricted fund balances. Ms. Chin-Bendib promised to send this information to the Board. Director Issel wanted to know if there is a way of tracking utility costs and property rental.

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

Approval of the filing of the 2002-2003 Un-Audited Actuals.

EXTENDED PUBLIC TESTIMONY

No one addressed the Board at this time.

ADJOURNMENT

President Rivera declared the Regular Meeting of September 17, 2003, adjourned at 10:40 p.m.

APPROVED:

ATTEST:

President, Board of Education
Berkeley Unified School District

Secretary, Board of Education
Berkeley Unified School District

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