

REVISED: 05/17/04
BERKELEY UNIFIED SCHOOL DISTRICT

Office of the Superintendent
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, May 19, 2004

Call to Order The Presiding Officer will Call the Meeting to Order at **5:30 p.m.**
The Board will recess to Closed Session at **5:30 p.m.** and
reconvene in Public Session at 7:30 p.m.

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

Recess to Closed Session (Government Code Sections 3549.1(d), 54956.9(a) and
54957) and Education Code Section 49819(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 Appointment:
 - Deputy Superintendent
- f) Liability Claims
- g) Property Acquisition

*The Student Director does not attend Closed Session.

Report Closed Session Action	Motion_____ Second_____ Vote_____	
Approve Agenda	Approve the Regular Meeting Agenda of May 19, 2004 Motion_____ Second_____ Vote_____	
Approval of Minutes	Approval of the following Board of Education Minutes: May 5, 2004 Special Meeting May 5, 2004 Regular Meeting May 8, 2004 Special Meeting May 11, 2004 Special Meeting Motion_____ Second_____ Vote_____	1

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' Reports
Superintendent's Report
Board Members' Report

CONSENT ITEMS

These items are considered routine and may be enacted by a single motion. Any items needing discussion may be moved to the appropriate section of the agenda upon the request of any member of the Board.

1.1-C Resolution Recognizing Retirees for 2003-2004	<u>Staff Recommendation:</u> Approval of Resolution. Motion_____ Second_____ Vote_____	25
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Human Resources

2.1-C Acceptance of Personnel Report	<u>Staff Recommendation:</u> Accept Personnel Report 04-10, as submitted. Motion_____ Second_____ Vote_____	27
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Educational Services

3.1-C Overnight Field Trip Requests	<u>Staff Recommendation:</u> Approve the overnight field trip requests for staff and students consistent with District Policies and Instructional Programs Motion_____ Second_____ Vote_____	33
3.2-C: Approval of Berkeley High School's Application for Federal Grant to Support Smaller Learning Communities	<u>Staff Recommendation:</u> Approve Berkeley High School's Application for a Federal Grant to Support Smaller Learning Communities Motion_____ Second_____ Vote_____	35
3.3-C Partnership for Small Schools Reform Initiative	<u>Staff Recommendation:</u> Approval of Memorandum of Understanding Motion_____ Second_____ Vote_____	37

Business and Operations

4.1-C Approval of Contracts/ Purchase Orders for Services and Contracts	<u>Staff Recommendation:</u> Authorize the Deputy Superintendent and Purchasing Agent to execute Purchase Orders Motion_____ Second_____ Vote_____	44
4.2-C Approve Listing of Warrants issued in April 2004	<u>Staff Recommendation:</u> Approve monthly bill warrants issued in April 2004 Motion_____ Second_____ Vote_____	47
4.3-C Approve Payroll Warrants Issued in April 2004	<u>Staff Recommendation:</u> Approve Payroll payments issued in April 2004 Motion_____ Second_____ Vote_____	50

4.4-C Review Monthly Investment Reports	<u>Staff Recommendation:</u> Review the Monthly Investment Reports for February 2004 and March 2004 Motion_____ Second_____ Vote_____	53
4.5-C Resolution 03-58: Award of the Demolition at Franklin Parent Nursery	<u>Staff Recommendation:</u> Approval of Resolution 03-58: Award of the Demolition at Franklin Parent Nursery to the low bidder Motion_____ Second_____ Vote_____	81
4.6-C Resolution 03-57: Advertisement to Solicit Bids for the Willard Landscape and Berkeley High School Landscape Projects	<u>Staff Recommendation:</u> Approval of Resolution 03-57: Advertisement to Solicit bids for the Willard Landscape and Berkeley High Landscape Projects Motion_____ Second_____ Vote_____	84
4.7-C Hazardous Material Business Plans for Berkeley High, Willard, Plant Operations and Transportation	<u>Staff Recommendation:</u> Approve the Hazardous Material Business Plans for Berkeley High School, Willard, Plant Operations and Transportation Motion_____ Second_____ Vote_____	88

ACTION ITEMS

General Services

1.1-A Second Reading of Controversial Issues Policy BP 6144 and Regulation AR 6144	<u>Staff Recommendation:</u> Approve, at Second Reading, Controversial Issues Policy BP 6144 and Administrative Regulation AR 6144 Motion_____ Second_____ Vote_____	89
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Human Resources

2.1-A Resolution 03-55: Elimination of Specified Classified Positions	<u>Staff Recommendation:</u> Approval of Resolution 03-55: Elimination of Specified Classified positions Motion_____ Second_____ Vote_____	94
2.2-A Approve and Authorize the Hiring of a Transportation Router	<u>Staff Recommendation:</u> Approve and Authorize the position of Transportation Router and allow staff to implement the hiring process Motion_____ Second_____ Vote_____	97

Educational Services

8:30 P.M. PUBLIC HEARING

3.1-A Approve Resolution for Grades K-12 Textbook and Instructional Materials Compliance, Fiscal Year 2004-2005	<u>Staff Recommendation:</u> Hold the required Public Hearing and Adopt the Board Resolution for Grades K-12 Textbook and Instructional Materials Compliance for Fiscal Year 2004-2005 Motion_____ Second_____ Vote_____	98
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Business Services

4.1-A Results of Energy Audit and Recommendation to Implement Utility Monitoring and Energy Conversation Projects	<u>Staff Recommendation:</u> Approval of the proposal, in concept, and direct staff to report back at the next board meeting with a proposal to fund the projects recommended in the CES energy audit Motion_____ Second_____ Vote_____	100
4.2-A Site Agreement and Memorandum with Sprint SBC for installation of Necessary wireless Facilities at Longfellow Middle School	<u>Staff Recommendation:</u> Approve Site Agreement and Memorandum of Agreement with Sprint SBC for installation of wireless facilities at Longfellow Middle School contingent on the SBC obtaining the State and local approvals Motion_____ Second_____ Vote_____	125

4.3-A
Certification of Third Interim
Report

Staff Recommendation: 133
Accept the Qualified Certification of the
Third Interim Report, certifying that the
District may be unable to meet their
financial obligations for the two
subsequent years without significant
expenditure reductions and revenue
enhancements
Motion_____ Second_____ Vote_____

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:

General Services

9:00 P.M.

1.1-CF
Report of Community
Survey on proposed
New tax measure and
Discussion of tax measure
parameters

Staff Recommendation: 277
Receive report, open discussion and
reach consensus as requested.
Motion_____ Second_____ Vote_____

Educational Services

3.1-CF
Receive for Adoption
Consideration *The
American People:
Creating a Nation and
A Society*

Staff Recommendation: 279
Receive for information.
Motion_____ Second_____ Vote_____

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 Monthly School Enrollment Report and Average Daily Attendance Summaries	<u>Staff Recommendation:</u> Receive for information.	280
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Business Services

4.1-I Receive information on District post retirement benefit liability	<u>Staff Recommendation:</u> Receive for information.	307
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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.)

ANNOUNCEMENTS

Schedule of Board of Education Meetings for 2004:

May 19, 2004

June 2, 2004

June 9, 2004—Special Meeting

June 16, 2004—Special Meeting

June 23, 2004

June 30, 2004—Special Meeting

July 7, 2004 (Tentative)

August 25, 2004

September 1, 2004

September 15, 2004

October 6, 2004

October 20, 2004

November 3, 2004

November 17, 2004

December 1, 2004

December 15, 2004

ADJOURNMENT

**Board of Education Meetings are broadcasted live on KPFB/FM 89.3
Berkeley's Government Access Channel 33**

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 is welcome at the Board of Education Meetings. **However, we ask that matters pertaining to individual employees of the Berkeley Unified School District be discussed in private. 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.

