

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 5, 2004

Call to Order The Presiding Officer will call the Meeting to Order at 6:00 p.m.
The Board will recess to Closed Session at 6:00 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(a)—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	Motion_____	Second_____	Vote_____
Approve Agenda	Approve the Regular Meeting Agenda of May 5, 2004		
	Motion_____	Second_____	Vote_____
Approval of Minutes	Approval of the Board of Education Minutes of March 24, April 14 and 21, 2004		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
- BSEP Planning and Oversight Committee Report
- Superintendent’s Report
- Board Members’ Reports

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.

General Services

1.1-C	<u>Staff Recommendation:</u>	47
Acceptance of	Accept the gifts/donations to the District	
Gifts/Donations	or facilities from individuals and/or companies	
1.2-C	<u>Board Member Recommendation:</u>	48
Resolution Honoring The	Approval of the Resolution	
50 th Anniversary of the	Motion_____	Second_____
Landmark case of	Vote_____	
<i>Brown v. Board of</i>		
<i>Board of Education</i>		
1.3-C	<u>Board Member Recommendation:</u>	55
Resolution Honoring	Approval of the Resolution	
The 20 th Anniversary of	Motion_____	Second_____
Domestic Partners	Vote_____	

1.4-C Resolution for “Cover the Uninsured Week”	<u>Staff Recommendation:</u> Approval of the Resolution for “Cover the Uninsured Week” Motion_____ Second_____ Vote_____	58
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Human Resources

2.1-C Acceptance of Personnel Report	<u>Staff Recommendation:</u> Accept Personnel Report 04-09, as submitted. Motion_____ Second_____ Vote_____	60
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2.2-C Reinstate Computer Operator position from .67 to1.0 FTE	<u>Staff Recommendation:</u> Approval of the reinstatement of the Computer Operator position from .67 to 1.0 FTE Motion_____ Second_____ Vote_____	64
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2.3-C Approval of CalSTRS Waivers for two people placed in hard-to-fill teaching positions	<u>Staff Recommendation:</u> Approve submittal of CalSTRS Exemption in order to accommodate District needs Motion_____ Second_____ Vote_____	65
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2.4-C Approval of 2004-05 Calendars: K-12, Adult School, and Early Childhood Education	<u>Staff Recommendation:</u> Approve K-12, Early Childhood Education, State Preschool, Adult School calendars, and Observed Holidays as submitted Motion_____ Second_____ Vote_____	66
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Educational Services

3.1-C Overnight Travel Requests	<u>Staff Recommendation:</u> Approve the overnight field trips for Students consistent with the District Policies and Instructional programs Motion_____ Second_____ Vote_____	72
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3.2-C Second Reading of Board Policies	<u>Staff Recommendation:</u> Approval, at Second Reading, Board Policies recommended by FCMAT (Fiscal Crisis Management Assistance Team), Pupil Achievement Section of July 2003 FCMAT Report Motion_____ Second_____ Vote_____	74
3.3-C Small Learning Communities Grant For Berkeley High School	<u>Staff Recommendation:</u> Approve Berkeley High School's application for a Smaller Learning Communities Grant Motion_____ Second_____ Vote_____	149+ Separate document
3.4-C New Non-public School Placements	<u>Staff Recommendation:</u> Approval of the Non-public School Placements Motion_____ Second_____ Vote_____	152
3.5-C Art Project – Berkeley High School	<u>Staff Recommendation:</u> Approve the art project to be displayed at Berkeley High School Motion_____ Second_____ Vote_____	155
3.6-C Community-Based English Tutoring (CBET) Program	<u>Staff Recommendation:</u> Approve the certification of the Community- Based English Tutoring (CBET) Program Application Form, Fiscal Year 2004-2005 Motion_____ Second_____ Vote_____	158
3.7-C 2004-2005 Designation of California Interscholastic Federation (CIF) Representatives to the League	<u>Staff Recommendation:</u> Approve the 2004-2005 Designation of California Interscholastic Federation (CIF) Representatives to the League Motion_____ Second_____ Vote_____	161

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_____	163
4.2-C Resolution 03-53: Authorization to Accept The Berkeley High School New Building Project	<u>Staff Recommendation:</u> Approval of Resolution 03-53: Authorization to Accept the Berkeley High School New Building Project Motion_____ Second_____ Vote_____	167
4.3-C Rescission of Board Policy 3301: Budget Amendments	<u>Staff Recommendation:</u> Rescind Board Policy 3301. Motion_____ Second_____ Vote_____	169

ACTION ITEMS

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

General Services

1.1-A Resolution for Expanded, Multi-Purpose Playing Field on the Derby Street Property	<u>Staff Recommendation:</u> Approval of Resolution for Expanded, Multi- purpose Playing Field on the Derby Street Property Motion_____ Second_____ Vote_____	171
1.2-A Resolution Opposing The permit application of the Berkeley Community Resource Center at 2880 Sacramento Street Berkeley, California	<u>Staff Recommendation:</u> Approve the Resolution opposing the permit application of the Berkeley Community Resource Center at 2880 Sacramento Street, Berkeley, California Motion_____ Second_____ Vote_____	172

Educational Services

3.1-A BayCES Reform Agreement	<u>Staff Recommendation:</u> Approve the partnership agreements between BayCES and Berkeley Unified School District Motion_____ Second_____ Vote_____	188
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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

8:15 P.M.

1.1-CF Discussion and direction for a tax measure	<u>Staff Recommendation:</u> Discussion and direction to Superintendent in preparation for a proposed tax measure Motion_____ Second_____ Vote_____	197
1.2-CF First Reading of Controversial Issues Policy BP6144 and Administrative Regulation AR6144	<u>Board Member Recommendation:</u> Approve, at First Reading, Controversial Issues Policy BP6144 and Administrative Regulation AR6144 Motion_____ Second_____ Vote_____	202
1.3-CF Second Reading of Revision to Board Policy on Public Art in/on Buildings: Board Policy 7120	<u>Staff Recommendation:</u> Adopt, at Second Reading, Revisions to Board Policy on Public Art in/on buildings: Board Policy 7120 Motion_____ Second_____ Vote_____	207

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

9:00 P.M.

3.1-I Presentation regarding Small School Progress Report	<u>Staff Recommendation:</u> Receive for information	Presentation
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9:10 P.M.

3.2-I Presentation regarding Communication, Arts and Science (CAS) Progress Report and Future Course of Action	<u>Staff Recommendation:</u> Receive for information.	212
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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 2004:

April 21, 2004

May 5, 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.

