

**Berkeley Unified School District
Office of the Superintendent
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180
Phone: (510) 644-6206 Fax: (510) 540-5358**

REGULAR MEETING OF THE BOARD OF EDUCATION – AGENDA*

Wednesday, October 5, 2005

Call to Order The Presiding Officer will call the Meeting to Order at **5:30 p.m.**, recess to Closed Session at **5:35 p.m.** and reconvene in Public Session by **7:30 p.m.**

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

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)

- a) Conference with Legal Counsel – Existing Litigation
- b) Consideration of Student Expulsion
Student No. 0506-03-91691
Student No. 0506-02-52492
Confidential student complaint and appeal
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release
Classified employee
- e) Public Employment Appointment
- f) Liability Claims
- g) Property Acquisition

* Board agenda posted on District website: www.berkeley.k12.ca.us

** The Student Director does not attend Closed Session

The Berkeley Unified School District intends to provide reasonable accommodations in accordance with the Americans with Disabilities Act of 1990. If a special accommodation is desired, please call the Superintendent's Office 48 hours prior to the meeting at 510-644-6206

Approve Agenda

Approve the Regular Meeting Agenda of October 5, 2005
Motion _____ Second _____ Vote _____

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Teaching and Learning Presentation

Elementary School Libraries presented by Pete Doering, Coordinator of Library Services

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.

- Union Representatives’ Reports
- Superintendent’s Report
- Board Members’ Reports
- Committee Reports

2 x 2 Committee 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.

General Services

1.1-C
Resolution No. 05-17
Resolution declaring September 15 to October 15 as Hispanic Heritage Month

Board Member Recommendation:
Approve Resolution No. 05-17 declaring September 15 to October 15 as Hispanic Heritage Month in the Berkeley Unified School District and ask the Superintendent to send a copy of the Resolution to all school sites

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1.2-C
Resolution No. 05-19
Opposing Proposition 73

Board Member Recommendation:
Approve Resolution No. 05-19 opposing Proposition 73 that proposes to amend the California Constitution by requiring parents of minors to be notified 48 hours before an abortion

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| 1.3-C Resolution No. 05-21 Opposing Proposition 74 | <u>Board Members' Recommendation:</u> Approve Resolution No. 05-21 opposing Proposition 74: "Public School Teachers. Waiting Period for Permanent Status. Dismissal. Initiative Statute." | 17 + Full text of Proposition under separate cover |
| 1.4-C Resolution No. 05-22 Opposing Proposition 75 | <u>Board Members' Recommendation:</u> Approve Resolution No. 05-22 opposing Proposition 75: "Public Employee Union Dues. Restrictions on Political Contributions. Employee Consent Requirement. Initiative Statute." | 22 + Full text of Proposition under separate cover |
| 1.5-C Resolution No. 05-23 Opposing Proposition 76 | <u>Board Members' Recommendation:</u> Approve Resolution No. 05-23 opposing Proposition 76: "Live Within Our Means Act" - Elimination of Proposition 98 funding guarantees | 26 + Full text of Proposition under separate cover |
| <u>Personnel Services</u> | | |
| 2.1-C Personnel Recommendation | <u>Staff Recommendation:</u> Approve Personnel Report #05-18 which authorizes the implementation of various personnel actions | 30 |
| <u>Educational Services</u> | | |
| 3.1-C Approval of Overnight Trips | <u>Staff Recommendation:</u> Approve the overnight field trips for students consistent with District policies and instructional programs | 39 |
| 3.-2-C Approve out of state conference travel | <u>Staff Recommendation:</u> Approve ratification of BHS Librarian's travel to Pittsburgh, PA for the annual American Association of School Librarians Conference | 40 |
| <u>Business Services</u> | | |
| 4.1-C Approval of Contracts/Purchase Orders | <u>Staff Recommendation:</u> Approve and authorize the Purchasing Manager and Deputy Superintendent to execute contracts and purchase orders | 41 |
| 4.2-C Approval of architect and project manager for the King Dining Commons equipment project | <u>Staff Recommendation:</u> Approve the architect and project manager for the King Dining Commons equipment project | 47 |

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| 4.3-C Resolution No. 05-18 Franklin Grounds Project | <u>Staff Recommendation:</u> Approve Resolution No. 05-18 accepting the Franklin grounds improvement project as complete | 49 |
| 4.4-C Agreement between San Joaquin County Office of Education to provide Medi-Cal LEA Billing Option Claim Services | <u>Staff Recommendation:</u> Approve agreement between San Joaquin County Office of Education to provide Medi-Cal LEA Billing Option Claim Services | 51 |

ACTION ITEMS

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

Educational Services

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| 3.1-A 8:30 p.m. Approve Resolution for Grades -12 Textbook and Instructional Materials Compliance for Fiscal Year 2005-06 | <u>Staff Recommendation:</u> It is recommended that the Board of Education hold a public hearing at 8:30 p.m. and adopt the Resolution for Grades K-12 Textbook and Instructional Materials Compliance for Fiscal Year 2005-06 Motion to open Public Hearing: _____/_____ Motion to close Public Hearing _____/_____ | 57 |
| 3.2-A 8:45 p.m. Implementation of Universal Breakfast in the Elementary Schools | <u>Staff Recommendation:</u> Approve the implementation of Universal Breakfast at the elementary schools | 59 |
| 3.3-A Planning for the renewal of the BSEP Tax Measure election, November 2006 | <u>Staff Recommendation:</u> Receive for information the renewal planning of the BSEP Tax Measure in November 2006 | 62 |

Business Services

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| 4.1-A Resolution No. 05-20 Tax Revenue Anticipation Notes – TRANS | <u>Staff Recommendation:</u> Approve Resolution No. 05-20 authorizing the issue of Tax Revenue Anticipation Notes – TRANS in an amount not to exceed \$18,000,000 for cash flow purposes | 68 |
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| 4.2-A Approval to create a Site Committee for the West Campus project and an approval to refer the policy for Site Committee involvement in Capital Improvement Projects to the Board Policy Sub Committee | <u>Staff Recommendation:</u> Authorize the creation of a Site Committee for the West Campus capital improvement project. Refer the extant Policy to the Board Policy Subcommittee for its review and consideration | 80 |
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CONFERENCE ITEMS

These items are submitted for advance planning and to assist the Board in establishing future agenda items. The Board may, however, take action.

Business Services

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| 4.1-CF Presentation of the East Campus Data | <u>Staff Recommendation:</u> Provide direction to the staff on how the Board wishes to proceed | 87 |
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INFORMATION ITEMS

These items are intended to keep the Board informed on various District business matters, which do not require action, by the Board.

General Services

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| 1.1-I Minutes from 8-24-05 and 09-07-05 | <u>Staff Recommendation:</u> Receive for information the corrected Board of Education Minutes of 8-24-05 and 09-07-05 | 100 |
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Educational Services

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| 3.1-I 9:15 p.m. Berkeley Links Education, Academics and Recreation to the needs of students (Berkeley LEARNS) After School Programs | <u>Staff Recommendation:</u> Receive the Berkeley LEARNS After School Programs report for information | 116 |
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Additional Action Items:

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| Approve Minutes of 9-14-05 | Motion_____ Second _____ Approve _____ |
| Approve Minutes of 9-21-05 | Motion_____ Second _____ Approve _____ |

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 2005:

- October 19
- November 2
- November 16
- December 7- **organizational meeting**
- December 14 - **tentative**

ADJOURNMENT

**Board of Education Meetings are broadcast live on KPFB/FM 89.3
Berkeley 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 **PUBLIC TESTIMONY.**

You will be called to speak by the Presiding Officer.

A Speaker has three minutes in which to make his/her remarks.

Any subject related to the District or its educational programs is welcome at the Board of Education Meetings. **However, we respectfully 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.

MISSION AND GOALS OF THE BERKELEY UNIFIED SCHOOL DISTRICT

MISSION STATEMENT

The mission of the Berkeley Unified School District, a diverse community deeply committed to public education, is to ensure that all students discover and develop their special talents, achieve their educational and career goals, become life long learners, and succeed in a rapidly changing society by:

- empowering students, parents and staff,
- providing a strong standards based curriculum, and
- offering alternative learning experiences in a racially integrated, multilingual environment.

VISION

Berkeley Unified School District creates a system that enables every student, including those with diverse needs, to meet or exceed rigorous standards for academic performance. All students will develop the attitudes, skills and habits of mind needed to succeed in and beyond the classroom. The members of this school community share a vision of educational excellence, an appreciation for the partnerships with local government agencies, community based organizations, businesses, institutions of higher education and will work collaboratively to realize this vision.

PERFORMANCE GOALS

- 1. All students will reach high standards, attaining proficiency or better in reading/language arts and mathematics.**
- 2. All limited-English-proficient students will become proficient in English and reach high academic standards, attaining proficiency or better in reading/language arts and mathematics.**
- 3. All students will be taught by highly qualified teachers.**
- 4. All students will be educated in learning environments that are safe, drug-free, and conducive to learning.**