

**Berkeley Unified School District
Office of the Superintendent
2134 Martin Luther King Jr. Way
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BOARD OF EDUCATION – MEETING AGENDA*

Wednesday, March 23, 2011

Call to Order The Presiding Officer will call the Meeting to Order at 6:00 p.m., recess to Closed Session, and begin regular Board Meeting agenda by 7:30 p.m.

Roll Call

Members Present:

Beatriz Leyva-Cutler, President
John T. Selawsky, Vice President/Clerk
Karen Hemphill, Director
Leah Wilson, Director
Josh Daniels, Director
Lias Djili - Student Director

Administration:

Superintendent William Huyett, Secretary
Javetta Cleveland, Deputy Superintendent
Neil Smith, Assistant Superintendent of Educational Services
Delia Ruiz, Assistant Superintendent of Human Resources

The Board will recess into closed session under the authority of the Brown Act (including but not limited to Government Code section 54954.5, 54956.8, 54956.9, 54957, 54957.6, as well as Education Code section 35146). Under Government Code section 54954.3, members of the public may address the board on an item on the closed session agenda, before closed session.

- a) Conference with Legal Counsel – Existing Litigation/Anticipated
- b) Consideration of Student Expulsions

Expulsion:

Student Case No. 1011-19 -082393

Readmissions:

Student Case No. OD1011-28 -032296

Student Case No. 0910-19-020795

- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation
- f) Liability Claims
- g) Property Acquisition & Disposal - Hillside
- h) Superintendent's Evaluation

* 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

REGULAR MEETING AGENDA

CALL TO ORDER

Report Closed Session actions

Approve Regular Meeting Agenda of March 23, 2011

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

CONSENT CALENDAR

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.

Human Resources

2.1-C Approval of Personnel Report	<u>Staff Recommendation:</u> Approve Personnel Report No. -3-23-11	8
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Educational Services

3.1-C Approval of Overnight Field Trips	<u>Staff Recommendation:</u> Approve the overnight field trips consistent with District policies and instructional programs	10
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3.2-C Approval of School Safety Plans	<u>Staff Recommendation:</u> Approve School Safety Plans	12
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Business Services

4.1-C Approval of Contracts and Purchase Orders	<u>Staff Recommendation:</u> Authorize Purchasing Manager/ Deputy Superintendent to execute contracts and purchase orders	14
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4,2-C Approval of Listing of Warrants Issued in February 2011	<u>Staff Recommendation:</u> Approve the listing of warrants issued in February 2011	16
4.3-C Approval of Payroll Warrants Issued in February 2011	<u>Staff Recommendation:</u> Approve payroll warrants issued in February 2011	18
4.4-C Acceptance of Gifts and Donations	<u>Staff Recommendation:</u> Accept the donations and gifts to the District and request staff to extend letter of appreciation	20
4.5-C Approval of Purchase Order Increase to Seven Eleven Body Shop for Vehicle Body Damage Repair	<u>Staff Recommendation:</u> Approve the purchase order increase to be issued in March 2011	22
4.6-C Approval of the Selection of Bond Counsel to Provide Legal Services	<u>Staff Recommendation:</u> Approve staff recommendation of selection of bond counsel to provide legal services to the District	23
4.7-C Approval of Increases to Master Contracts for Non Public Schools	<u>Staff Recommendation:</u> Approve and authorize increases to the Master Contract for Edgewood Center and Children’s Learning Center, Nonpublic Schools	33
4.8-C Approval to Declare Surplus Property	<u>Staff Recommendation:</u> Declare surplus and authorize disposal of unusable items in accordance with California Education Code.	34
<u>Facilities</u>		
5.1-C Approval to Advertise to Solicit Bids to Replace the Heating Controls at LeConte and Rosa Parks Elementary schools	<u>Staff Recommendation:</u> Approve the advertisement to solicit bids to replace the heating controls at LeConte and Rosa Parks Elementary schools	35
5.2-C Approval to Advertise to Solicit Bids for Turf Replacement at King and Longfellow Middle Schools	<u>Staff Recommendation:</u> Approve the advertisement to solicit bids for turf replacement at King and Longfellow Middle schools	37

5.3-C Approval to Advertise to Solicit Bids for Blacktop Slurry at Multiple Sites	<u>Staff Recommendation:</u> Approve the advertisement to solicit bids for blacktop slurry at multiple sites	39
5.4-C Approval to Award the Jefferson Elementary School Classroom Conversion Project	<u>Staff Recommendation:</u> Approve the award of the Jefferson Elementary school classroom conversion project	41
5.5-C Approval to Award the Stage Lighting Project at the Berkeley Community Theatre	<u>Staff Recommendation:</u> Approve the award of the stage lighting project at the Berkeley Community Theatre	42
5.6-C Approve Downtown Plan for a Property Based Improvement District Proposal	<u>Staff Recommendation:</u> Approve Downtown plan for a property based improvement district proposal	44
5.7-C Approve Furniture Award	<u>Staff Recommendation:</u> Approve furniture award	62
5.8-C Approve Initiating the Sale of the Hillside Facility and Setting Terms of Sale	<u>Staff Recommendation:</u> Approve initiating the sale of the Hillside facility	63
5.9-C Approve the Final By-laws for the Citizen's Construction Committee for Measure I	<u>Staff Recommendation:</u> Approve the final By-laws for the Citizen's Construction Committee for Measure	71

ACTION ITEMS

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

Human Resources:

2.1-A

Open Public Hearing at 9:15 pm
Close Public Hearing

Approval of District's Initial Proposal for a
Successor Agreement with the
International Union of Operating
Engineers, Stationary Engineers, Local 39

Staff Recommendation: **77**
Allow public to review, approve the
request to negotiate, and direct staff
to establish parameters to negotiate

Open Public Hearing at 9:20
Close Public Hearing

2.2-A Initial Proposal for a Successor Agreement from the International Union of Operating Engineers, Stationary Engineers, Local 39	<u>Staff Recommendation:</u> Acknowledge receipt of Initial Proposal for a Successor Agreement from The International Union of Operating Engineers, Stationary Engineers, Local 39	80
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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.

Educational Services

3.1-I IEP Compliance Report	<u>Staff Recommendation:</u> Accept IEP Compliance Report for information	84
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8:30 p.m. 3.2-I Truancy and Student Attendance Report	<u>Staff Recommendation:</u> Accept Truancy and Student Attendance Report for Information	86
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3.3-I 2009-2010 School Accountability Report Cards (SARC)	<u>Staff Recommendation:</u> Receive the 2009-10 School Accountability Report Cards for information	92
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Business Services

4.1-I Monthly School Enrollment and Average Daily Attendance Summaries	<u>Staff Recommendation:</u> Receive this monthly enrollment and average daily attendance summary reports for information	93
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Facilities

5.1-I Facilities Plan Update	<u>Staff Recommendation:</u> Receive Facilities Plan update as information	101
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SUPERINTENDENT AND BOARD MEMBER COMMENTS

EXTENDED PUBLIC TESTIMONY

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**) and give it to the Board Secretary. 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.

BOARD OF EDUCATION MEETING DATES FOR 2011

April 13*	June 8	September 21
April 27	June 22	October 12
May 11	June 29 – tentative	October 26
May 25	August 24	November 9
	September 14*	November 16*
		December 14

Berkeley Unified School District Mission:

The Mission of the Berkeley Unified School District is to enable and inspire our diverse student body to achieve academic excellence and make positive contributions to our world.

Berkeley Unified School District Vision:

Our Students are curious and creative learners who succeed through personal initiative and sustained effort to reach high academic goals. They are critical thinkers who seek knowledge and possess technological competence and collaborative skills. Our students embrace diversity, act responsibly, and contribute to our community.

Our Educators believe that all students can meet or exceed rigorous academic standards. Teachers, staff, and administrators together form a rich professional learning community where all are supported to hone our professional craft and improve our effectiveness. Through the examination of our instructional practices and data, we adjust our teaching and operational systems in order to continuously improve. We are responsible in the stewardship of our fiscal resources and fair and equitable in their distribution.

Our Families and Community are integral to the success of our students and schools. Families are active, engaged partners in their child's education who give valued input and participate in making important decisions about our academic and enrichment programs. Our diverse community is passionate about equitable educational outcomes for all students. Our civic and community organizations partner with us to promote family engagement and the well-being and success of our students.

Our Schools are vital centers of community life enriched by the diversity of our city and welcoming to all families. Each classroom offers engaging and culturally relevant curriculum that builds on students' interests and abilities. Student needs, as identified by regular assessment, inform our teaching and guide appropriate and effective intervention services. We offer an enriched learning environment and a comprehensive system of supports to address the needs of the whole child.

Values and Beliefs of Berkeley Unified School District:

- Students are our priority.
- We take pride in our diversity.
- We hold high expectations for ourselves and our students.
- We treat each other with respect and act with integrity.