

**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**

Board of Education – Meeting Agenda*
Wednesday, April 27, 2011

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

Roll Call

Members Present:

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

Administration: William Huyett, Superintendent/Secretary
Javetta Cleveland, Deputy Superintendent
Neil Smith, Assistant Superintendent, Educational Services
Delia Ruiz, Assistant Superintendent, 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
 - Student Case No. 1011-36-102294
 - Student Case No. 1011-33-070895
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal/Release/Evaluation
 - Stipulated Settlement
- e) Liability Claims
- f) Property Acquisition and Disposal
- g) Superintendent's Evaluation

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

**The Student Director does not attend Closed Session

REGULAR MEETING AGENDA

CALL TO ORDER

Report Closed Session actions

Approve Regular Meeting Agenda of April 27, 2011

RECOGNITION

Jefferson and Washington Elementary Schools - 2011 Title I High Achieving Schools

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. 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

General Services

1.1-C	<u>Staff Recommendation:</u>	10
Resolution No. 11-52 in Support of	Approve Resolution No. 11-52	
Senate Constitutional		
Amendment 5		

Human Resources

2.1-C	<u>Staff Recommendation:</u>	13
Approval Personnel Recommendations	Approve Personnel Report No. 4-27-	
	11	

Educational Services

3.1-C	<u>Staff Recommendation:</u>	17
Approval of Overnight Field Trips	Approve the overnight field trip	
	consistent with District policies and	
	instructional programs	

Business Services

4.1-C Approval of Contracts and Purchase Orders	<u>Staff Recommendation:</u> Authorize the Deputy Superintendent and/or Purchasing Agent to approve contracts and purchase orders	20
4.2-C Approval of Listing of Warrants Issued in March 2011	<u>Staff Recommendation:</u> Approve the Listing of Warrants issued in February 2011	22
4.3-C Approval of Payroll Warrants issued in March 2011	<u>Staff Recommendation:</u> Approve the listing of payroll warrants issued in February 2011	25
4.4-C Acceptance of Gifts and Donations	<u>Staff Recommendation:</u> Accept the donations/gifts to the District and request staff to extend letter of appreciation	27
4.5-C Approval Resolution # 11-46 to apply for funding from the Bay Area Air Quality District Lower Emission School Bus Program	<u>Staff Recommendation:</u> Approve Resolution to Apply for Funds from The Bay Area Air Quality Management District for Lower Emission School Buses	29
4.6-C Approval Increase in Purchase Order for Peterson Power Systems Inc.	<u>Staff Recommendation:</u> Approve the Purchase Order Increase for Peterson Power Systems, Inc.	32

Facilities

5.1-C Approval to Advertise to Solicit Bids to Improve Access at the Berkeley High School Community Theatre	<u>Staff Recommendation:</u> Approve the advertisement to solicit bids to improve access at the Berkeley High School Community Theatre	34
5.2-C Approve the Facilities Construction Plan Finances for Measure AA	<u>Staff Recommendation:</u> Approve the financial update and revised allocations.	36
5.3-C Approve the Facilities Construction Plan Finances for Measure I	<u>Staff Recommendation:</u> Approve the financial update and revised allocations.	50

ACTION ITEMS

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

Human Resources

Open Public Hearing 9:00 p.m.

Close Public Hearing

2.1-A Joint Initial Proposal of the Berkeley Unified School District to the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, for the 2011-2012 school year	<u>Staff Recommendation:</u> Conduct public hearing and approve initial proposal to negotiate	75
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2.2-A Resolution to Eliminate Certificated Positions in the Early Childhood and BEARS Programs	<u>Staff Recommendation:</u> Approve resolution to eliminate certificated positions in the Early Childhood and BEARS Programs	76
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2.3-A Resolution to Eliminate or Reduce Classified Positions in the Early Childhood and BEARS Programs	<u>Staff Recommendation:</u> Approve resolution to eliminate or reduce classified positions for the Early Childhood and BEARS Programs	78
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2.4-A Resolution to Eliminate Classified Positions in the LEARNS Program at John Muir	<u>Staff Recommendation:</u> Approve resolution to eliminate classified positions in the LEARNS Program at John Muir	80
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Educational Services

3.1-A Proposal to Restructure Pre-School and Extended Day Programs	<u>Staff Recommendation:</u> Approve the proposal to restructure Pre-School and Extended Day Programs	82
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Business Services

4.1-A Approval and Ratification of Memorandum of Understanding Between County of Alameda Health Care Services Agency, Behavioral Health Care Services County of Alameda Social Services Agency and Berkeley Unified School District Special Education Local Plan Area	<u>Staff Recommendation:</u> Approve MOU – Resolution No. 11-53	85
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Facilities

5.1-A
Final Agreement With the Realm Charter
School Concerning its Facility Request

Staff Recommendation: **99**
Approve an agreement with the two
REALM charter schools.

INFORMATION ITEMS

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

Facilities

5.1-I
Facilities Plan Update

Staff Recommendation: **101**
Receive as information

5.2-I
Facilities Plan Modifications

Staff Recommendation: **105**
Provide direction to staff to
examine the items listed above

ADDITIONAL ACTION ITEMS

Approval of Minutes:

March 30, 2011
April 13, 2011

BOARD MEMBER COMMENTS

EXTENDED PUBLIC TESTIMONY

ADJOURNMENT

BOARD OF EDUCATION MEETING DATES FOR 2011

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

**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.

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.

District Goals 2010 – 2013

- I. Curriculum & Instruction:** Increase the academic achievement of all students through effective instruction, a challenging and engaging curriculum, and aligned assessments.
- A. Pre-K:** Prepare pre-school children for success in elementary school by providing age-appropriate curriculum and instruction that nurture and develop children’s academic, social, emotional and physical well-being.
 - B. ELA and Math Instruction:** Prepare all students for continued success in English Language Arts and Mathematics by providing high quality instruction geared to student needs including appropriate modifications and accommodations.
 - C. English Language Development:** Provide direct instruction in English Language Development to ensure that every English Learner gains at least one English language proficiency level each year.
 - D. Evaluation and Assessment:** Use data from multiple measures to monitor student progress, guide instruction and evaluate the effectiveness of our programs, and share this information with the staff, the Board and the community.
- II. Strategies to Promote Student Success:** Implement strategies to engage students in their learning and interventions to eliminate barriers to student success.
- A. Student Engagement:** Address the needs of the whole child by engaging students in the visual and performing arts, physical education and athletics, career and technical education, and gardening and cooking programs.
 - B. ULSS / RTI²:** Implement a continuum of academic, behavioral, and/or other intervention strategies through the Universal Learning Support System (ULSS), as ULSS is the district’s model of Response to Intervention and Instruction (RTI²).
 - C. Positive Behavior Support:** Develop and utilize a positive behavior system as well as prevention and intervention programs for specific behaviors that impede student success, such as alcohol and drug use and abuse, truancy, expressions of extreme anger, and repeated suspendable offenses.
 - D. Disproportionality:** Reduce the disproportionate racial representation of students suspended or expelled and students identified for Special Education services.
 - E. Educational Options for Secondary School Students:** Develop engaging and innovative educational options for secondary students, including career technical education.
 - F. Extended Learning Opportunities:** Provide students with academic enrichment and supervised activities that complement the classroom curriculum beyond the traditional school day.
 - G. Transitions:** Improve transitions for students as they move from pre-school to kindergarten, from elementary to middle school, from middle to high school, and from high school to post-secondary as well as the transitions from Special Education and English Learner status to the mainstream.
- III. Family/Community Engagement:** Establish partnerships with our families and community to increase academic success for all students.

- A. Family Engagement Framework:** Develop greater family involvement in the schools and the community by adopting a framework that offers multiple ways for parents to partner with educators to ensure their children’s success in school.
- B. Family Leadership & Advocacy Training:** Strengthen parents’ capacity to be effective leaders in their schools and the community and advocates for their children by providing parent trainings and forums in formats that honor the cultures and languages of our community.
- C. Family Advisory Council:** Support the City and the Berkeley Alliance in establishing a representative Family Advisory Council to ensure parent input in the development and evaluation of the 2020 Vision projects.
- D. Communication:** Engage and inform our staff, families, and key partners by developing and implementing a comprehensive communications plan.

IV. Cultural & Linguistic Relevance: Ensure that all systems are culturally and linguistically responsive to the needs of our students and their families.

- A. Culture and Climate of District and Schools:** Ensure that all schools and departments welcome and support all our students and their families by prioritizing a focus on equity at each site, ensuring customer friendly service, and providing language access, all supported by district policy.
- B. Recruit and Retain Teachers and Administrators of Color:** Develop and invest in prospective and current teachers and administrators of color by identifying career pathways and establishing networking, mentoring and other support systems.
- C. Professional Development:** Create a culturally and linguistically responsive climate throughout the district through focused professional development.

V. Resources: Generate and equitably allocate resources for programs and services that enable every student to succeed.

- A. Efficient Use of Resources:** Improve and streamline District wide systems, services and operations through the use of enhanced tools and technology that will provide additional time and resources to meet current and future student needs.
- B. Parcel Tax and Bond Revenues:** Provide the best possible education for all students by effectively utilizing local parcel tax and bond revenues.
- C. Partnerships:** Maximize public and private resources to support greater student success by strengthening partnerships with the City, the Berkeley Alliance, the Berkeley Public Education Foundation, U.C. Berkeley, and other stakeholders.