

REVISED 10-11-11

**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, October 12, 2011

Call to Order The Presiding Officer will call the Meeting to Order at 5:30 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
Maddy Roberts, 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 Settlement Agreement
- b) Consideration of Student Expulsions
Student Case No. 1011-19-082393
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal/Release/Evaluation/
Appointment/Reassignment - Certificated Administrator
- e) Liability Claims - Classified Employee
- f) Property Acquisition & Disposal
- g) Superintendent's Evaluation

* Board agenda posted on District website: www.berkeley.net

** 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 October 12, 2011

RECOGNITION

Deborah Moore, Executive Director, Green Schools Initiative

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
Board Members' Reports
Superintendent's Report

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.

General Services

1.1-C
Resolution Proclaiming the 100th
Anniversary of Women's Vote in
California

Board Member Recommendation: **12**
Approve Resolution No. Proclaiming
the 100th Anniversary of Women's
Vote in California

Human Resources

2.1-C
Human Resources Report

Staff Recommendation: **15**
Approve Human Resources Report
10-12-11

Educational Services

3.1-C Approval of Overnight Field Trips and Out of State Travel Requests	<u>Staff Recommendation:</u> Approve the overnight field trips and out of state travel requests consistent with District policies and instructional programs	19
3.2-C Authorization of the Berkeley Unified School District’s School Attendance Review Board	<u>Staff Recommendation:</u> Authorize the BUSD School Attendance Review Board	21

Business Services

4.1-C Approval of Contracts and Purchase Orders	<u>Staff Recommendation:</u> Authorize the Purchasing Manager or Deputy Superintendent to execute contracts and purchase orders4	23
4.2-C Approval of Listing of Warrants Issued in August 2011	<u>Staff Recommendation:</u> Approve the listing of warrants issued in August 2011	25
4.3-C Approval of Payroll Warrants Issued in August 2011	<u>Staff Recommendation:</u> Approve payroll warrants issued in August 2011	27
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	29
4.5-C Memorandum of Understanding between Berkeley Adult School and Boston Reed College	<u>Staff Recommendation:</u> Approve the MOU between the Berkeley Adult School and Boston Reed College	32
4.6-C Memorandum of Understanding between Berkeley Adult School and the San Francisco Paramedic Association	<u>Staff Recommendation:</u> Approve the MOU between the Berkeley Adult School and the San Francisco Paramedic Association	42
4.7-C Memorandum of Understanding between Berkeley Adult School and Inter City Services	<u>Staff Recommendation:</u> Approve the MOU between Berkeley Adult School and Inter City Services	50

4.8-C Approval of Master Agreement for Star Academy, a Non-public School	<u>Staff Recommendation:</u> Approve Master Agreement for Star Academy for 2011-12 School Year	61
4.9-C Authorization of Contract for Ala Costa Center for 2011- 2012 School Year	<u>Staff Recommendation:</u> Approve 2011-12 contract for Ala Costa Center	62
4.10-C Authorization of Contract for Seneca Center, a Non Public Agency, for 2011-12 SY [Counseling Enriched Classes]	<u>Staff Recommendation:</u> Approve the 2011-1012 contract with Seneca Center for five counseling enriched classes	63
4.11-C Approval of 2011-12 Contract for Progressus Therapy	<u>Staff Recommendation:</u> Approve the contract for Progressus Therapy for the 2011-12 School Year	64
<u>Facilities</u>		
5.1-C Approval to Accept the Project to Slurry Seal Playgrounds at Five Sites	<u>Staff Recommendation:</u> Accept the Project to Slurry Seal Playgrounds at Five Sites	65
5.2-C Approval to Accept the Project to Install Play surfacing at Rosa Parks Playground	<u>Staff Recommendation:</u> Accept the Project to Install Play surfacing at Rosa Parks Playground	67
5.3-C Approval to Accept the Stage Lighting Project at Berkeley High School	<u>Staff Recommendation:</u> Accept the Stage Lighting Project at Berkeley High School	69
5.4-C Approval to Approve a Contract Extension with Apple Elevator to Provide Annual Elevator Maintenance Service and Repair	<u>Staff Recommendation:</u> Approve Contract Extension with Apple Elevator	71

ACTION ITEMS

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

Educational Services

3.1-A		72
Open Public Hearing – 9:00 p.m.	<u>Staff Recommendation:</u>	
Resolution for Grades K-12, Textbook and Instructional Materials Compliance	Approve Resolution for Grades K-12, Textbook and Instructional Materials Compliance	

3.2-A		74
Proposal for Charter School: Integrity Educational Center	<u>Staff Recommendation:</u> Deny Proposal for Charter School: Integrity Educational Center	

CONFERENCE ITEMS

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

Human Resources

2.1-CF		96
Resolution to Eliminate Certain Classified Position	<u>Staff Recommendation:</u> Approve Resolution to Eliminate Certain Classified Position	

Facilities

8:30 p.m.		99
5.1-CF	<u>Staff Recommendation:</u> Approve Project Labor Agreement	
Approval of a Project Labor Agreement		

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		123
Progress Report on Plan to Close the Achievement Gap Including Performance Indicators	<u>Staff Recommendation:</u> Accept progress report on plan to close the achievement gap including performance indicators for information	

3.2-I New Textbooks for Mandarin and Chemistry for Adoption Consideration	<u>Staff Recommendation:</u> Receive the new textbooks in Mandarin and Chemistry as a First Reading	148
3.3-I Report on Annual Measurable Achievement Objectives for English Learners	<u>Staff Recommendation:</u> Accept report on Annual Measurable Objectives for English Learners for information	150
3.4-I Administrative Regulation 1312.1 and Parent Complaint Form - Complaints Concerning District Employees, Policies, Procedures and Practices	<u>Staff Recommendation:</u> Receive Administrative Regulation and Complaint Form for information	153

Business Services

4.1-I Results of Refunding of General Obligation Bonds Election of 2004 and 2000, Series 2003	<u>Staff Recommendation:</u> Receive results of refunding of General Obligation Bond as information	160
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Facilities

5.1-I Maintenance and Measure BB Update	<u>Staff Recommendation:</u> Receive Maintenance and Measure BB Update information	162
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ADDITIONAL ACTION ITEM

Approve Minutes of 9-21-11

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

October 26
November 9
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.

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.