

Berkeley Unified School District
Office of the Superintendent
2020 Bonar Street
Meeting Location: 2134 Martin Luther King Jr. Way
Berkeley, CA 94704
Phone: (510) 644-6206 Fax: (510) 540-5358

BOARD OF EDUCATION – MEETING AGENDA*
Wednesday, June 12, 2013

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

Members Present:

- Karen Hemphill, President
- Josh Daniels, Vice President
- Judy Appel, Director
- Beatriz Leyva-Cutler, Director
- Julie Sinai, Director
- Juliette Mueller, Student Director

Administration: Javetta Cleveland, Co-Superintendent
Neil Smith, Co-Superintendent
Delia Ruiz, Assistant Superintendent, Human Resources

The Board will recess into closed session after the public meeting has been completed 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- Anticipated Litigation
- b) Consideration of Student Expulsion- Student Case No. 1112-15-052596
- c) Collective Bargaining - Update on negotiations
- d) Public Employee Discipline/Dismissal /Release/Evaluation - Employee hearings (2)
- e) Public Employment /Appointment - Principal, Willard Middle School
- f) Liability Claims - Claim Nos. IN0530, IN0370, IN1527, 09-01032-AP, 13-1114-AB and 13-10902
- g) Property Acquisition & Disposal
- h) Superintendent's Evaluation

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

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

Report Closed Session actions

Approve Regular Meeting Agenda of June 12, 2013

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
Board Members’ Reports
Superintendents’ Report

APPROVE CONSENT CALENDAR

CONSENT ITEMS

These items are considered routine and may be enacted by a single motion.

	Page
<u>General Services</u>	
1.1-C Approval of Board of Education Minutes: May 8, May 15 and Notes from May 24, 2013	<u>Staff Recommendation:</u> Approve Board of Education minutes and notes 13
1.2-C Approval of Resolution No. 13-077 in Support of Reform of Proposition 13	<u>Staff Recommendation:</u> Approve Resolution No. 13-077 20
1.3-C Approval of Revised Calendar of Topics for 2013 Board Meetings	<u>Staff Recommendation:</u> Approve the revised calendar of topics for 2013 Board meetings 22
<u>Human Resources</u>	
2.1-C Approval of Human Resources Report	<u>Staff Recommendation:</u> Approve Human Resources report 23
<u>Educational Services</u>	
3.1-C Approval of Performance Contract between BUSD and California Department of Rehabilitation Services (Transition Partnership Program (TPP) for 2013-16)	<u>Staff Recommendation:</u> Approve performance contract between BUSD and California Department of Rehabilitation Services (Transition Partnership Program (TPP) for 2013-16) (separate cover) 25

3.2-C Approval of Resolution No.13-070 to become a Priority Partner for Waste Reduction with the Alameda County Waste Management Authority and the Alameda County Source Reduction and Recycling Board (also known as Stopwaste.org)	<u>Staff Recommendation:</u> Approve Resolution No. 13-070	27
3.3-C Approval of Recommendation for Expenditures in 2013-14 of Funds Allocated to Technology from the <i>Berkeley Public Schools Educational Excellence Act of 2006</i>	<u>Staff Recommendation:</u> Approve recommendation	31
3.4-C Approval of Recommendation for Expenditures in 2013-14 of Funds Allocated to Public Information, Translation, and Support of the Planning and Oversight Committee from the <i>Berkeley Public Schools Educational Excellence Act of 2006</i>	<u>Staff Recommendation:</u> Approve recommendation	35
3.5-C Approval of Resolution No. 13-075 to Establish the 2013-14 Tax Rate for the Special Tax: <i>Berkeley Schools Educational Excellence Act of 2006</i> (Measure A of 2006)	<u>Staff Recommendation:</u> Approve Resolution No. 13-075	41
3.6-C Approval of Resolution No. 13-076 to Establish the 2013-14 Tax Rate for the Special Tax: <i>Berkeley Schools Facilities Safety and Maintenance Act of 2010</i> (Measure H of 2010)	<u>Staff Recommendation:</u> Approve Resolution No. 13-076	44
3.7-C Approval of Overnight Field Trip	<u>Staff Recommendation:</u> Approve overnight field trip consistent with District policies and instructional programs	48
<u>Business Services</u>		
4.1-C Approval of Contracts and Purchase Orders	<u>Staff Recommendation:</u> Authorize the Deputy Superintendent and/or Purchasing Manager to execute contracts and purchase orders	51

4.2-C Acceptance of Gifts and Donations	<u>Staff Recommendation:</u> Accept the donations and gifts to the District and request staff to extend letters of appreciation	55
4.3-C Approval of District Insurance Premiums and Broker Fees for FY 2013-2014	<u>Staff Recommendation:</u> Approval of insurance premiums and broker cost for Fiscal Year 2013-2014	56
<u>Facilities</u>		
5.1-C Approval of Contract with Dannis, Woliver and Kelly to Provide Legal Services for The Bond Program	<u>Staff Recommendation:</u> Approve contract with Dannis, Woliver and Kelly to provide legal services for the bond program	58
5.2-C Approval to Enter into an Agreement with Grainger Industrial Supply to Purchase Maintenance Supplies as a Part of a Piggyback Bid with Western States Contracting Alliance	<u>Staff Recommendation:</u> Approve agreement with Grainer Industrial Supply to purchase maintenance supplies as a part of a piggyback bid with Western States	59
5.3-C Approval to Award the Steam System Repair at the Berkeley Community Theatre	<u>Staff Recommendation:</u> Approve the steam system repair at the Berkeley Community Theatre	60
5.4-C Approval of Contract with One Source Engineering to Provide Boiler Maintenance at all Sites	<u>Staff Recommendation:</u> Approve contract with One Source Engineering to provide boiler maintenance at all sites	62
5.5-C Approval of Contract with Dream Ride Elevator to Service and Repair District Elevators	<u>Staff Recommendation:</u> Approve a contract with Dream Ride Elevator to service and repair district elevators	63
5.6-C Approval of Lease Modification with the Berkeley Housing Authority	<u>Staff Recommendation:</u> Approve lease modification with the Berkeley Housing Authority (separate cover)	64
5.7-C Approval of Schematic Design of the Berkeley Technology Academy Science Lab	<u>Staff Recommendation:</u> Approve schematic design of the Berkeley Technology Academy Science Lab	66

ACTION ITEMS

These items are presented for action at this time.

Human Resources

8:00 p.m. 2.1-A Approval of Tentative Agreement between the District and BFT for 2012-13	<u>Staff Recommendation:</u> Ratify agreement	70
2.2-A Approval of Rescission of Elimination/Reduction of Certain Classified Positions	<u>Staff Recommendation:</u> Rescind elimination/reduction of specified classified positions	73

Business Services

8:45 p.m.
Open Public Hearing – Item 4.1-A
Close Public Hearing

4.1-A Approval of Resolution No. 13-071 - SBX3.4 – Categorical Flexibility for Fiscal Year 2013-14	<u>Staff Recommendation:</u> Board approval of Resolution No. 13- 071 to accept revenue of Berkeley Unified School District’s SBX3.4 flexibility programs for “general educational purposes: as part of the Unrestricted General Fund for FY 2013-14	74
4.2-A Approval of Public Disclosure of Collective Bargaining Agreement documents (AB 1200)	<u>Staff Recommendation:</u> Approve Public Disclosure documents for Tentative Collective Bargaining Agreement for BFT (AB1200)	82

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.

Human Resources

2.1-CF Elimination/Reduction of Certain Classified Positions	<u>Staff Recommendation:</u> Approve elimination/reduction of specified classified positions	92
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Facilities

5.1-CF Citizens Advisory Committee to Consider the Recommendation to Name the Auditorium at Malcolm X School in Honor of the Former Principal	<u>Staff Recommendation:</u> Form Citizens Advisory Committee to consider the recommendation to name the auditorium at Malcolm X School in honor of retired Principal, Cheryl Chinn	94
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PRESENTATION ITEM

This item is presented for information and discussion. No Board action is requested.

Educational Services

3.1-P Report on McKinney Vento Services to Homeless Students	<u>Staff Recommendation:</u> Receive presentation on McKinney Vento services to homeless students	95
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Business Services

8:15 p.m.

**Open Public Hearing – Item 4.1-CF
Close Public Hearing**

4.1-P 2013-14 Preliminary Budget	<u>Staff Recommendation:</u> Review and discuss the 2013-14 Preliminary Budget and Multi-Year Projections (separate cover)	97
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INFORMATION ITEMS

These items are presented for information only. No action is required.

Educational Services

3.1-I Carl Perkins Grant Application	<u>Staff Recommendation:</u> Receive Cal Perkins Grant application for information	98
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Facilities

5.1-I Facilities Plan Update	<u>Staff Recommendation:</u> Receive and accept Facilities Plan update	108
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**EXTENDED PUBLIC TESTIMONY
ADJOURNMENT**

Board of Education Meeting Dates – 2013

June 19 *	October 9
June 26	October 16 *
No July meeting	October 23
August 21	November 13
September 11	November 20 *
September 18 *	December 11
September 25	

*Study Session

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.

		Study Sessions	
January	9	16	23
	CTE	Orientation	Governor's Budget Proposal
February	13	20	27
	Site Plan Format	Negotiations (closed session)	African American Master Plan
March	13	20	27
	Second Interim Budget	Common Core Standards	CTE
April	10	17	24
	BSEP	EL Master Plan/ TWI Update	African American Master Plan DHH Update
May	8	15	22
	Budget Recommendations; Gardening and Cooking	Report on BHS & BTech, including 9 th grade Algebra 1	African American Master Plan; Governor's Revised Budget
June	12	19	26
	Preliminary Budget; McKinney Vento	RTI and Culture/Climate (Parent Engagement)	2013-14 Budget Adoption; Site Plans Approval
July			
	No Meeting	No Meeting	No Meeting
August			21
	No Meeting	No Meeting	ATOD
September	11	18	25
	Unaudited Actuals Closing Books for 12-13	Student Data	CTE
October	9	16	23
	Classification Study	African American Master Plan	Common Core Standards
November	13	20	
	RTI	Board Priorities, Board Goal Evaluation	No Meeting
December	11		
	First Interim Budget	No Meeting	No Meeting

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.