

**BERKELEY PUBLIC SCHOOLS**  
**Meeting Location: 1231 Addison Street, Berkeley CA 94702**  
**Phone: (510) 644-8764**

**BOARD OF EDUCATION – MEETING AGENDA**

Wednesday, May 6, 2015

**BOARD OF EDUCATION**

Judy Appel, President  
Beatriz Leyva-Cutler, Vice President  
Karen Hemphill, Director/Clerk  
Josh Daniels, Director  
Ty Alper, Director  
Jesse Barber, Student Director, BHS  
Carlos Ku-Ceja, Student Director, BTA

**STAFF**

Donald E. Evans, Ed.D., Superintendent/Secretary  
Javetta Cleveland, Deputy Superintendent  
Pasquale Scuderi, Asst. Supt., Educational Services  
Delia Ruiz, Asst. Supt., Human Resources  
Lyzanna Chairez, Recorder

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**BOARD OF EDUCATION REGULAR MEETING AGENDA**

The Presiding Officer will call the meeting to order at 5:30 p.m. before the Board Recesses to Closed Session. The Regular Meeting will convene by 7:30 p.m.

**Closed Session**

The Board may recess into Closed Session before or after the public meeting 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.

**CLOSED SESSION PUBLIC TESTIMONY**

Persons wishing to address the Board should fill out a green speaker card.

**Cards turned in by 5:30 p.m. will be given priority.** Speakers will be randomly selected based on topic and position, with BUSD students generally given priority. Public Testimony is limited to **15 minutes with a 3-minute limit per speaker per topic** although the time allotted per speaker may be reduced to 2 minutes at the discretion of the President.

1. Student Discipline Matters  
Student Expulsion – Case No. 1415-12-111501
2. Conference with Legal Counsel – Anticipated Litigation  
PERB Case No. SF-CE-3027-E – Brian Crowell v. Berkeley Unified School District
3. Public Employee Discipline/Dismissal/Release/Evaluation  
Immediate Suspension and Dismissal of Certificated Employee  
Suspension of Classified Employee
4. Collective Bargaining: Lead Negotiator: Legal Counsel Roy Combs  
BFT, UBA and Local 21 Negotiations

**Approve Regular Meeting Agenda of May 6, 2015**

**Report on Closed Session**

**OPEN SESSION PUBLIC TESTIMONY (1<sup>st</sup> opportunity)**

Persons wishing to address the Board should fill out a green speaker card. **Cards turned in by 7:15 p.m. will be given priority.**

Speakers will be randomly selected based on topic and position, with BUSD students generally given priority. Public Testimony is limited to **30 minutes with a 3-minute limit per speaker per topic** although the time allotted per speaker may be reduced to 2 minutes at the discretion of the President.

**Union Comments:** Representatives from each union are given the opportunity to address the Board on any issue, 5 minutes per union. (Order rotates).

- \_\_\_\_\_ Berkeley Federation of Teachers (BFT)
- \_\_\_\_\_ Berkeley Council of Classified Employees (BCCE)
- \_\_\_\_\_ International Fed. of Professional and Technical Engineers (Local 21)
- \_\_\_\_\_ Union of Berkeley Administrators (UBA)

**Committee Comments:** Representatives from District committees that include members of the public are given the opportunity to address the Board on any issue. 5 minutes per committee.

- \_\_\_\_\_ BSEP Planning & Oversight Committee
- \_\_\_\_\_ Measure I Construction Bond Oversight Committee
- \_\_\_\_\_ Measure H Oversight Committee
- \_\_\_\_\_ Parent Advisory Committee (LCAP)
- \_\_\_\_\_ District EL Advisory Committee
- \_\_\_\_\_ PTA Council
- \_\_\_\_\_ Audit Committee

**BOARD MEMBER AND SUPERINTENDENT COMMENTS**

Board members and the Superintendent are given the opportunity to address any issue.

**CONSENT CALENDAR – approval requested**

1	Approval of Human Resources Report	<b>12</b>
2	Elimination/Reduction and Addition of Specified Classified Positions at Berkeley High School	<b>15</b>
3	Approval of School Safety Plan for Berkeley High School	<b>17</b>
4	Recommendation for Allocation of BSEP Class Size Reduction Funds in FY 2015-16	<b>19</b>

5	Recommendation for Expenditures in 2015-16 from the Library Portion of the Berkeley Public Schools Educational Excellence Act of 2006 (BSEP)	<b>26</b>
6	Recommendation for Expenditures of Funds from the Berkeley Public Schools Educational Excellence Act of 2006 (for the Visual and Performing Arts Programs in 2015-16	<b>36</b>
7	Approval of Overnight Field Trip	<b>45</b>
8	Accept new Textbooks for Berkeley High School/Academy of Medicine and Public Service (AMPS) Biological Health Science	<b>46</b>
9	Accept new Textbooks for Berkeley High School in Hip Hop Studies Course	<b>48</b>
10	Approval to Award the H Building Painting and Flooring Project at Berkeley High School	<b>49</b>
11	Approval to Award the Landscaping Project at Berkeley High School	<b>51</b>
12	Report from the Construction Bond Advisory Committee	<b>53</b>
13	Approval to Reject all Bids and Not Re-advertise the Modernization Project at John Muir Schools	<b>55</b>
14	Approval to Award the Modernization and Solar Project for the Donahue Gym at Berkeley High School and Approve an Increase to the Project Budget	<b>57</b>
15	Acceptance of Gifts and Donations	<b>59</b>
16	Approval of Contracts and Purchase Orders	<b>60</b>
17	Approval of the Education Protection Account (EPA) – Resolution No. 15-057	<b>61</b>
18	Approval of 2015 Summer School Program	<b>65</b>
19	Approval of Contract with Colbi Technologies	<b>68</b>
20	Elimination/Reduction and Addition of Certain Classified Human Resources Positions	<b>70</b>
21	Approval of Board of Education Minutes: March 25, 2015	<b>72</b>
22	Approval of 2015-2016 Designation of California Interscholastic Federation (CIF) Representatives to League	<b>79</b>
23	Approval of Resolution No. 15-066 - Support of Senate Bill 277	<b>80</b>
24	Approve a Contract with Syserco, Inc. to Replace the Heating Controls at Oxford and the King M Building	<b>83</b>

#### **ACTION ITEMS**

1	Annual Declaration of Need for Fully-Qualified Educators	<b>84</b>
2	Superintendent's Recommendation on Budget Priorities for	<b>88</b>

	2015-16	
3	Resolution No. 15-058 for Issuance of General Obligation Bonds and Resolution No. 15-059 for Refunding General Obligation Bonds	<b>105</b>
4	<b>Public Hearing:</b> Initial Proposals for a Reopener Agreement between the District and Local 21	<b>141</b>
5	<b>Public Hearing:</b> Initial Proposals for Reopener Agreement between the District and the Union of Berkeley Administrators (UBA)	<b>144</b>
6	Presentation of Facilities Master Planning and Community Outreach Process; Consideration to Move Forward with RFP Process	<b>147</b>

**DISCUSSION ITEMS**

1	Local Control and Accountability Plan (LCAP) Update	<b>149</b>
2	Proposed Position for Title IX Coordinator/Compliance Officer	<b>193</b>

**INFORMATION ITEMS**

1	Action Steps to Address Sexual Harassment in BUSD	<b>197</b>
2	P-2 School Average Daily Attendance	<b>200</b>

**OPEN SESSION PUBLIC TESTIMONY (2nd opportunity)**

Persons wishing to address the Board should fill out a green speaker card. **Cards turned in for the earlier open session public testimony will be given priority.** Speakers will be randomly selected based on topic and position, with BUSD students generally given priority. Public Testimony is limited to **15 minutes with a 3-minute limit per speaker per topic** although the time allotted per speaker may be reduced to 2 minutes at the discretion of the President.

Extended Board Member and Superintendent Comments. Board members and the Superintendent are given the opportunity to address any issue.

Adjournment

### **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.

## BOARD MEMBER INFORMATION

	<b>Office Hours Dates &amp; Times</b>	<b>Office Hours Location</b>	<b>Priority (Primary)</b>	<b>Priority (Secondary)</b>
<b>Beatriz Leyva-Cutler (BL)</b> Beatrizleyvacutler @berkeley.net 510-644-6550	2nd Thursday 4:00-6:00	Casa Latina (1801 San Pablo Ave.)	Family Engagement	Common Core State Standards
<b>Josh Daniels (JD)</b> joshdaniels @berkeley.net 510-213-8683	2nd Saturday 1:00	Take 5 (3130 Sacramento St.)	Planning for Next BSEP Measure	Local Control & Accountability Plan
<b>Judy Appel (JA)</b> judyappel @berkeley.net 510-644-6550	2nd Saturday 1:00 After March 3rd Saturday	Café Leila (1724 San Pablo Ave.)	Common Core State Standards	Family Engagement
<b>Ty Alper (TA)</b> tyalper@berkeley.net 510-698-1905	4th Sunday 3:00 – 5:00	Casa Latina (1801 San Pablo Ave.)	TBD	TBD
<b>Karen Hemphill (KH)</b> karenhemphill @comcast.net 510-644-6550	2nd Saturday 10:00-11:30	Café Leila (1724 San Pablo Ave.)	Local Control & Accountability Plan	2020 Vision
<b>Jesse Barber (JB)</b> Jessebarber @students.berkeley.net 510-644-6550	N/A	N/A	Student Engagement	N/A
<b>Carlos Ku-Ceja (CK)</b> Carloskuceja @students.berkeley.net 510-644-6550	NA	N/A	Student Engagement	N/A

*We, the members of the Berkeley School Board, encourage members of the public to contact us and share your ideas, thoughts, and concerns regarding our schools. You can contact us individuals via email or phone as detailed above and/or you can attend any of the office hours detailed above. You can also email the entire School Board directly at BoardofEd@berkeley.net .*

*Nosotros, los miembros de la Mesa Directiva de Berkeley, animamos a los miembros del público a comunicarse con nosotros y compartir sus ideas, pensamientos y preocupaciones con respecto a nuestras escuelas. Puede comunicarse con nosotros individuos vía correo electrónico o teléfono, indicados más arriba, y / o puede asistir a cualquiera de las horas de oficina detalladas arriba. También puede enviar un correo electrónico directamente a toda la Mesa Directiva a BoardofEd@berkeley.net*

**2015 BUSD School Board Calendar**  
*Regular Meeting Dates*

<b><i>January</i></b>	14	28	
<b><i>February</i></b>	1 (Retreat)	11	25
<b><i>March</i></b>	11	25	
<b><i>April</i></b>	8	22	
<b><i>May</i></b>	6	20	
<b><i>June</i></b>	3	10	24
<b><i>July</i></b>			
<b><i>August</i></b>	26		
<b><i>September</i></b>	9	30	
<b><i>October</i></b>	14	28	
<b><i>November</i></b>	4	18	
<b><i>December</i></b>	9		

## 2015 BOARD MEMBER COMMITTEE ASSIGNMENTS

*To identify school board members by their initials, please see the "Board Member Information" page.*

	#	JA	BL	KH	JD	TA	JB	CKC
<b>2x2</b> (deborahturner@berkeley.net)	2	X	X					
<b>Audit</b> (geraldinemorgan@berkeley.net)	2	X				X		
<b>BSEP Planning &amp; Oversight</b> (natashabeery@berkeley.net)	2				X	X		
<b>BTSA</b> michellesinclair@berkeley.net	1					X		
<b>Capacity</b> (pasqualescuderi@berkeley.net)			x			x		
<b>Construction Bond Oversight Committee</b> (chanitastevenson@berkeley.net)	1				X			
<b>District EL Advisory Committee/EL Parent Advisory Committee</b> (charitydamarto@berkeley.net)	1		X					
<b>Measure H/Maintenance Oversight Committee (TBD)</b>	1			X				
<b>Parent Advisory Committee</b> (Patriciasaddler@berkeley.net)	2		X	X				
<b>Policy Committee</b> (deborahturner@berkeley.net)	2	X			X			
<b>PTA Council</b> (president@berkeleypta.org)	1					X		
<b>Student Attendance Review Board (SARB)</b> (susancraig@berkeley.net)	1		X					
<b>Supt Budget Advisory Committee (SBAC)</b> (jaynitschke@berkeley.net)	1			X		X		
<b>BOARD WORKGROUP ASSIGNMENTS</b>								
<b>Alameda County School Boards Association</b> (deborahturner@berkeley.net)				x				
<b>BSEP Renewal Planning Workgroup</b> (natashabeery@berkeley.net)	2	X			X			
<b>Cesar Chavez Commemorative Workgroup</b> (charitydamarto@berkeley.net)	1		X					
<b>Next District Strategic Plan Workgroup</b> (donaldevans@berkeley.net)	1	X		X				
<b>Project Labor Agreement Workgroup (TBD)</b> <b>Restorative Justice/School Climate Committee</b> (susancraig@berkeley.net)	1		1	X				



## 2015 BOARD MEMBER SCHOOL SITE LIAISON ASSIGNMENTS

*To identify school board members by their initials, please see the "Board Member Information" page.*

	JA	BL	KH	JD	TA	JB	CKC
<b>Berkeley Adult School</b> (burr Guthrie@berkeley.net)			X				
<b>Berkeley Arts Magnet</b> (renemolina@berkeley.net)					X		
<b>Berkeley High School</b> (kristinglenchur@berkeley.net)	X		X			X	
<b>Berkeley Technology Academy</b> (sheilaquintana@berkeley.net)				X			X
<b>Child Development Centers</b> (mariacarriedo@berkeley.net)	X						
<b>Cragmont</b> ( <a href="mailto:hazellefortich@berkeley.net">hazellefortich@berkeley.net</a> )		X					
<b>Emerson</b> (susanhodge@berkeley.net)				X			
<b>Independent Study</b> (edithsmiley@berkeley.net)	X						
<b>Jefferson</b> (sonyamartin@berkeley.net)				X			
<b>John Muir</b> (audreyamos@berkeley.net)		X					
<b>King</b> (janetlevenson@berkeley.net)	X						
<b>LeConte</b> (veronicavalerio@berkeley.net)		X					
<b>Longfellow</b> (marcosgarcia@berkeley.net)					X		
<b>Malcolm X</b> ( <a href="mailto:alexhunt@berkeley.net">alexhunt@berkeley.net</a> )			X				
<b>Oxford</b> (bethrhine@berkeley.net)					X		
<b>Rosa Parks</b> (pacofurlan@berkeley.net)					X		
<b>Thousand Oaks</b> ( <a href="mailto:jennifercorn@berkeley.net">jennifercorn@berkeley.net</a> )		x					
<b>Washington</b> (melstenger@berkeley.net)			X				
<b>Willard</b> (debbiedean@berkeley.net)				X			

## LCFF AND LCAP ACRONYMS

**ADA:** Average Daily Attendance – the average number of pupils actually attending classes for at least the minimum school day.

**API:** Academic Performance Index – a measurement of a school’s academic performance and progress.

**BASE RATE:** state funding allocated to districts under LCFF tied to ADA in grade spans K-3, 4-6, 7-8, and 9-12.

**BSEP:** Berkeley Schools Excellence Program – funds provided by a local (parcel) tax to the Berkeley Schools.

**BUSD:** Berkeley Unified School District

**CATEGORICAL AID:** Funds from the state or federal government for specialized programs such as special education and Gifted and Talented Education (GATE); or special purposes, such as transportation.

**CCSS:** Common Core State Standards - an education initiative adopted by California and 44 States detailing what K-12 students should know at the end of each grade.

**CSR:** Class Size Reduction – California provides funds for lower class sizes K-3; the BSEP measure provides additional funding.

**CTE:** Career Technical Education

**COE:** County Office of Education

**DDF:** District Defined Fund for LCAP Supplemental Programs

**DELAC:** District English Learner Advisory Committee

**DISCRETIONARY:** refers to funds with some flexibility in use.

**EIA:** Economic Impact Aid - State categorical aid for districts with concentrations of children who are bilingual, transient and/or from low income families. No longer used under LCFF, which instead uses supplemental and concentration grants.

**EL:** English Learner

**ELPAC:** English Learner Parent Advisory Committee (LCFF/LCAP)

**FTE:** Full Time Equivalent Teacher

**FREE AND REDUCED LUNCH:** In California public schools, a family of four with income at or below \$43,568 qualifies for reduced price meal, and under \$30,615 for free meals. This guideline defines “low-income” (**LI**) for purposes of the LCFF.

**LCAP:** Local Control and Accountability Plan- a plan and budget adopted by a school district that reflects goals and specific actions, based on the 8 state priorities outlined in the LCFF legislation, as well as any locally adopted priorities

**LCFF:** Local Control Funding Formula – California’s new school finance model for allocation of state funding to local school districts.

**PAC:** Parent Advisory Committee (for LCFF/LCAP)

**REVENUE LIMIT:** Prior to LCFF, the amount of revenue that a district could collect annually for general purposes from local property taxes and state aid, calculated per unit of ADA.

**SUBGROUPS:** The LCAP must address student subgroups, meaning all major racial/ethnic groups as well as low income, English learners, foster youth and students with disabilities.

**SUPPLEMENTAL FUNDING:** Under LCFF each English Learner (EL), Low Income (LI) or foster youth counts toward funding of an additional 20 percent of the base rate, The count must be “unduplicated”, meaning an EL, LI or foster youth may only be counted once, even if belonging to more than one group.

**WILLIAMS REQUIREMENTS/BASIC SERVICES** – California legislation established standards for maintaining adequate school facilities, sufficient instructional materials, and qualified teachers.

We agree to:

- Focus on the best interest of students
- Work together as a team
- Respect and listen to all options, opinions, and styles
- Actively participate in board meetings, committees, work groups and district events
- Come to meetings prepared and be fully present and engaged
- Be open to new ideas
- Exhibit positive body language, mannerisms, and tone of voice
- Engage in active listening; do not interrupt; avoid side conversations
- Disagree agreeably
- Assume good will
  - Begin on time and conduct business efficiently