



Board of Education:
Ty Alper, President
Josh Daniels, Vice President
Beatriz Leyva-Cutler, Director/Clerk
Judy Appel, Director
Karen Hemphill, Director
Petra Silvey, Student Director, BHS
Alaunte Keys, Student Director, BTA

BOARD OF EDUCATION
Meeting Location: 1231 Addison Street, Berkeley CA 94702
MEETING AGENDA

Wednesday, January 11, 2017

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

El Distrito Escolar Unificado de Berkeley tiene la intención de proporcionar adaptaciones especiales en conformidad con el *Americans with Disabilities Act of 1990* (Ley de Americanos con Discapacidades de 1990). Si usted desea una adaptación especial, por favor comuníquese con el personal de la Oficina del Superintendente 48 horas antes de la reunión al 510-644-6206.

Notice of Non-Discrimination

The Berkeley Unified School District does not discriminate on the basis of race, color, national origin, sex, disability, age, religious creed, gender, sexual orientation, gender expression, marital or parental status, ancestry, national origin, ethnic group identification, disability, medical condition, homelessness or foster status, in its programs and activities, and provides equal access to the Boy Scouts and other designated youth groups. Discrimination based on protected class includes sexual harassment, sexual violence, and bullying. All inquiries or concerns regarding BUSD's nondiscrimination policy 5145.3 or the filing of discrimination complaints should contact:

Dr. Susan Craig
Interim District Compliance Officer & Title IX
Coordinator
Office of the Superintendent
2020 Bonar Stree, Ste.113
Berkeley, CA 94702
Phone: 510.883.5224
Fax: 510.644.7712
Email: susancraig@berkeley.net

Inquiries may also be referred to the:
Office for Civil Rights
U.S. Department of Education
50 Beale Street, Suite 7200
San Francisco, CA 94105-1813
Telephone: 415-486-5555
FAX: 415-486-5570; TDD: 800-877-8339
Email: ocr.sanfrancisco@ed.gov

To access this agenda online, go to: <https://berkeley.agendaonline.net/public/>

1. Call to Order

The Presiding Officer will call the meeting to order at 6:00 p.m. The Regular Meeting will convene by 7:30 p.m.

2. Closed Session Public Testimony

Persons wishing to address the Board should fill out a green speaker card. **Cards turned in by 5:45 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.

3. 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 sections 54954.5, 54956.8, 54956.9, 54957, 54957.6, as well as 35146) Under Government Code section 54954.3, members of the public may address the board on an item on the Closed Session agenda.

| | |
|------------|---|
| 3.1 | Public Employee Appointment—Director of Human Resources (Government Code Section 54947) (5 min) |
| 3.2 | Conference with Legal Counsel—Pending Litigation (Government Code 54956.9(a)) (30 min) |
| | 3.2.1 OCR Case #09-15-1095 |
| 3.3 | Consideration of Student Expulsion (Ed. Code Section 48918 (c)) (10 min) |
| 3.4 | Public Employee Discipline/Dismissal/Release (Government Code Section 54957) (40 min) |
| 3.5 | Superintendent’s Evaluation (Government Code Section 54957) (5 min) |

4. Call to Order - 7:30 PM

5. Approve Regular Meeting Agenda of January 11, 2017

6. Report on Closed Session

7. Open Session Public Testimony (1st 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.

8. Union Comments

Representatives from each union are given the opportunity to address the Board on any issue, 5 minutes per union (order rotates).

| Unions |
|---|
| Berkeley Federation of Teachers (BFT) |
| Berkeley Council of Classified Employees (BCCE) |
| Union of Berkeley Administrators (UBA) |
| Local 21 |

9. 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.

| Committees |
|---|
| BSEP Planning & Oversight Committee |
| Berkeley Arts Steering Committee (BAESC) |
| Measure I Construction Bond Oversight Committee |
| Parent Advisory Committee (LCAP) |
| District EL Advisory Committee |
| PTA Council |
| Audit Committee |
| Facilities Safety and Maintenance Oversight Committee (FSMOC) |

10. Board Member and Superintendent Comments

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

11. Consent Calendar

| | |
|--------------|---|
| 11.1 | Approval of Human Resources Reports |
| 11.2 | Renewal of Transition Partnership Program (TPP) Contract for July 2016 – June 2019 |
| 11.3 | Acceptance of Gifts and Donations |
| 11.4 | Approval of Contracts/Purchase Orders for Services Contracts |
| 11.5 | Approval of Payroll Warrants Issued in November and December 2016 |
| 11.6 | Approve Listing of Warrants Issued in November and December 2016 |
| 11.7 | Approval of Overnight Field Trips |
| 11.8 | Ratification of Memorandum of Understanding with Lifelong Medical for Rosa Parks Afterschool Program |
| 11.9 | Approval of Memorandum of Understanding for the Sharing of Data—Adult Education |
| 11.10 | Ratification of Memorandum of Understanding with Bright Path Therapists, Inc. |
| 11.11 | Approve an Increase to a Contract with Baker Vilar Architects to Provide Additional Design Services for the John Muir Modernization Project |
| 11.12 | Approval of Master Contracts for Nonpublic Agency Services for the 2016-2017 School Year |
| 11.13 | Approval to Accept the Blacktop Replacement Project |
| 11.14 | Approve Architect Selection and Contract for the Career Technical Education Facilities Projects |
| 11.15 | Approval of Measure I Facilities Reallocation Plan |
| 11.16 | Approval to Digitize W-2s, Time Sheets and Employee Payroll Files |
| 11.17 | Ratification of Renewal of Employment Contract for the Deputy Superintendent |
| 11.18 | BP 5145.3 Student: Nondiscrimination/Harassment and BP 4119.11 Personnel: Sexual Harassment |
| 11.19 | Approval of Board of Education Meeting Minutes for November 2, 2016 |
| 11.20 | Approval of Board of Education Meeting Minutes for November 16, 2016 |
| 11.21 | Approval of Board of Education Meeting Minutes for December 7, 2016 |

12. Discussion Items

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|------|---|
| 12.1 | Update on Consideration of Developer Fees (30 min) |
| 12.2 | Update on Implementation of Board Policy re Protection of Undocumented Students (20 min) |
| 12.3 | Resolution 17-050 Reaffirming Our Commitment to the Education of All Children and Making all BUSD Campuses a Safe Zone for Students and Families Threatened by Immigration Enforcement (20 min) |
| 12.4 | Board Policy Priorities for 2017 (15 min) |

13. Action Items

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| 13.1 | Approval of First Interim Budget Report for the Period Ending October 31, 2016 (5 min) |
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14. Information Items

| | |
|------|---|
| 14.1 | Review of Administrative Regulations for Expulsion and Suspension |
| 14.2 | Facilities Plan Update |

15. 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.

16. Extended Board Member and Superintendent Comments

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

17. 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.

2017 BUSD School Board Calendar
Regular Meeting Dates

| | | | |
|------------------|----|--------------------|--------------------|
| January | 11 | 25 | |
| February | 8 | 15 (study session) | 22 |
| March | 8 | 22 | 29 (study session) |
| April | 12 | 26 | |
| May | 3 | 17 | 31 |
| June | 14 | 28 | |
| July | | | |
| August | 23 | | |
| September | 13 | 27 | |
| October | 11 | 25 | |
| November | 1 | 15 | |
| December | 6 | | |

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