

BOARD OF EDUCATION
Meeting Location: [Zoom Webinar](#) (Instructions on Page 2)
SPECIAL MEETING AGENDA
Wednesday, December 9, 2020

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](tel: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](tel: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:

Stephen Jimenez-Robb
District Compliance Officer & Title IX Interim
Coordinator
2020 Bonar St., Room 117
Berkeley, CA 94702
Phone: 510.486.9352
Email: nondiscrimination@berkeley.net

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

NOTICE - COVID-19 PUBLIC HEALTH EMERGENCY:
BOARD MEMBERS TO ATTEND VIRTUALLY

Pursuant to the Governor's Executive Order N-25-20, all members of the Board of Education as well as the Superintendent and District Staff, will join the meeting via phone/video conference and no teleconference locations need be posted.

- To observe the meeting by video conference, please [click here](#) at the noticed meeting time. It may help to [download the Zoom app](#) before the meeting if you don't have it already. Instructions on how to join a meeting by video conference are available at: <https://support.zoom.us/hc/en-us/articles/201362193-Joining-a-Meeting>.
- To listen to the meeting by phone, please call at the noticed meeting time (669) 900-9128, then enter Webinar ID 837 7062 3343, then press "#". If asked for a participant id or code, press #. Instructions on how to join a meeting by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone>.
- To view the meeting after it has been recorded, please go to <https://www.berkeleyschools.net/schoolboard/board-meeting-information/>

There are two ways to make public comment at the prescribed time near the beginning of the meeting, or in extended public comment near the end of the meeting. The Board President will introduce the allotted period of time for Public comments, organize the comments, and indicate who will be speaking next.

- To comment by video conference, click on the Participants button at the bottom of your screen and select the "Raise Your Hand" button to request to speak when Public Comment is being taken on the eligible Agenda item. When called upon, you will be unmuted. After the allotted time, you will then be re-muted.
- To comment by phone, you will be prompted to "Raise Your Hand" by pressing "*9" to request to speak when Public Comment is being taken on the eligible Agenda Item. When called upon, you will be unmuted. After the allotted time, you will then be re-muted. Instructions of how to raise your hand by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone>.

1. Call to Order

The Presiding Officer will call the meeting to order at 5:30 p.m. The Regular Meeting will convene at 7 p.m.

2. Closed Session Public Testimony

Public Testimony related to closed session items 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. For instructions on how to make public comment during a Zoom meeting, please refer to page 2 of this agenda.

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	Anticipated Litigation – Regarding costs of services provided to student - Two Matters - Ed. Code § 54956.9, subd. (e)(2)
	3.1.1 BUSD Case No. 202021-18
	3.1.2 BUSD Case No. 202021-19
3.2	Existing Litigation -- Conference with Legal Counsel-- (Gov. Code section 54956.9(d)(1).)
	3.2.1 OAH Case No. 2020090310
	3.2.2 OAH Case No. 2020080773
3.3	Conference with Real Property Negotiators (Government Code Section 54956.8)
	3.3.1 District Negotiator: John Calise; Negotiating Party: City of Berkeley; Property: Multiple Properties; Under Negotiation: Use Agreement
3.4	Collective Bargaining - Government Code Section 54957.6(a) (District Negotiator: Samantha Tobias-Espinosa)
	3.4.1 Berkeley Federation of Teachers (BFT)
	3.4.2 Berkeley Council of Classified Employees (BCCE)
	3.4.3 Local 21
	3.4.4 Union of Berkeley Administrators (UBA)

4. Call to Order - 7:00 PM

5. Approve Meeting Agenda for December 9, 2020

6. Report Out on Closed Session

7. Recognition

8. Open Session Public Testimony (1st Opportunity)

Public Testimony is strictly limited to 30 minutes with a 3-minute limit per speaker per topic, although the time allotted per speaker may be reduced at the discretion of the President. For instructions on how to make public comment during a Zoom meeting, please refer to page 2 of this agenda.

9. Union Comments

The chair (or designee) of each District union that includes members of the public is given the opportunity to address the Board on any issue. 5 minutes per union.

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

10. 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.

11. Board Member and Superintendent Comments

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

12. Consent Calendar

12.1	Approval of Human Resources Reports
12.2	Approval of Position Control Report
12.3	Approval of Resolution 21-015 to Eliminate/Reduce Positions
12.4	Approve BUSD Calendar for the 2021-2022 School Year
12.5	Approve Appointment of Timothy Davis to the BUSD Personnel Commission
12.6	Approval of MOU with R.T. Fisher
12.7	Approval of Master Contract for Residential Treatment Center for 2020-2021
12.8	Approval of Payroll Warrants Issued in October 2020
12.9	Approval of Payroll Warrants Issued in November 2020
12.10	Approval of Fiscal Warrants Issued in November 2020
12.11	Acceptance of Gifts/Donations
12.12	Approval of Contracts/Purchase Orders for Services Contracts
12.13	Approve Resolution 21-019 in Support of Expedited COVID-19 Vaccinations for Educators
12.14	Approval of a Contract with HY Architects for Architectural Services for the B-Tech Safety & Security and CTE Growing Leaders Project
12.15	Approval of Contract Modification #2 with Crown for Moving Services for the BHS Building A Theater Project
12.16	Approval of Contract Modification #8 with Terracon for Environmental Services for the BHS Building A Theater Project

12.17	Approval of the Pre-Qualified Landscape Architect Pool for Selection on Measure G Projects
12.18	Accept the Completion of the West Campus Parking Lot and Approve Resolution 21-017
12.19	Accept the Annual Developer Fee Reports and Approve Resolution 21-016
12.20	Approval of Outdoor Classroom Budget
12.21	Authorization to Approve a Change Order for the West Campus Project Increment #2 and Approval of Futility Resolution 21-018
12.22	Approve Appointments to the Measure G Citizens' Bond Oversight Committee
12.23	Approval of Joint Use Agreement between BUSD and City of Berkeley and Approval of Resolution 21-019
12.24	Approval of Board of Education Meeting Minutes for October - November 2020
12.25	Approval of New Policy: Transgender and Gender Nonconforming Students
12.26	Approve Amended MOU with Lifelong Medical for Rosa Parks Kids' Village

13. Action Items

13.1	Approve Recommendation for Renaming Jefferson Elementary School as Ruth Acty Elementary School
13.2	Approval of Coordinated Comprehensive Early Intervening Services (CCEIS) Plan
13.3	Approval of First Interim Budget Report
13.4	LCFF Budget Overview for Parents

14. Discussion

14.1	Update on BUSD's Phased Approach to School Reopening
------	--

15. Open Session Public Testimony (2nd Opportunity)

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. For instructions on how to make public comment during a Zoom meeting, please refer to page 2 of this agenda.

16. Extended Board Member and Superintendent Comments

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

17. Adjournment

2020 BUSD School Board Calendar
Regular Meeting Dates

January	8	22	
February	5	19	
March	11	25	
April	15	22	
May	6	20	27
June	10	24	
July			
August	19		
September	2	16	
October	7	21	
November	4	18	
December	9	16*	

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.

SCHOOL BOARD
GOVERNANCE TEAM NORMS

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.

