

BOARD OF EDUCATION  
Meeting Location: [Zoom Webinar](#) (Instructions on Page 2)  
REGULAR MEETING AGENDA  
Wednesday, May 19, 2021

***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:*

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/>

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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 5:30pm. 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.

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| 3.1 | Conference with Legal Counsel—Existing Litigation (Government Code 54956.9(a))   |
|     | 3.1.1 OAH No. 2021010523   |
| 3.2 | Conference with Legal Counsel -- Anticipated Litigation – Regarding a personnel matter - Ed. Code § 54956.9, subd. (e)(2) - One (1) Potential Case |
| 3.3 | Collective Bargaining - Government Code Section 54957.6(a) (District Negotiator: Samantha Tobias-Espinosa)   |
|     | 3.3.1 Berkeley Federation of Teachers (BFT)  |
|     | 3.3.2 Berkeley Council of Classified Employees (BCCE)  |
|     | 3.3.3 Union of Berkeley Administrators (UBA)   |
|     | 3.3.4 Local 21   |
| 3.4 | Public Employment (Government Code Section 54957)  |
|     | 3.4.1 Assistant Superintendent, Human Resources  |
| 3.5 | Superintendent Evaluation (Government Code Section 54957)  |

4. Call to Order - 7:00 PM

5. Approve Regular Meeting Agenda for May 19, 2021

6. Report Out on Closed Session

7. Student Presentation: Heirs to Our Oceans (15 minutes)

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 is likely to be reduced at the discretion of the President depending on how many people wish to speak. 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.

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| 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 Report  |
| 12.2  | Approve Position Description for Director of Local Resources and Partnerships   |
| 12.3  | Approval of Job Description for Director of Berkeley Research, Assessment, and Evaluation (BREA)  |
| 12.4  | Approval of Job Description for Director of the Office of Family Engagement and Equity  |
| 12.5  | Approval of Resolution 21-037 to Eliminate/Reduce Classified Positions  |
| 12.6  | Approve Listing of Payroll Warrants issued in April 2021  |
| 12.7  | Approve Listing of Fiscal Warrants issued in April 2021   |
| 12.8  | Approval of Contracts/Purchase Orders for Services contracts  |
| 12.9  | Approval of Contract Amendment for Nonpublic Agency Services for the 2020-2021 School Year  |
| 12.10 | Approval of Contract Amendment for Nonpublic Agency Services for the 2020-2021 School Year  |
| 12.11 | Approve Recommendation for Expenditure of BSEP Carryover Funds from Measure A of 2006 for the Purposes of Libraries and Parent Outreach |
| 12.12 | Approval of Early Childhood Education (ECE) MOUs  |
| 12.13 | Approval of Contract for Middle School Student Assignment Community Engagement Process  |
| 12.14 | Acceptance of Gifts/Donations   |
| 12.15 | Approval of Ratification to Purchase Additional Air Purifiers from Grainger Industrial Supply   |
| 12.16 | Approval to Increase contract with Syserco Inc.   |
| 12.17 | Approval to Contract with Dream Ride Elevator Co.   |

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| 12.18 | Approval to Determine Multiple Projects are Categorically Exempt under CEQA and Requesting Board approval to file the Notice of Exemptions |
| 12.19 | Approval of Stanton Inspection Services for King Middle School Playground Modernization  |
| 12.20 | Authorization to create new Measure G Project at Plant Ops: Safety, Health and Environmental Project                                       |
| 12.21 | Authorization for Facilities Budget Expenditure to Establish OLEs  |
| 12.22 | Approval of Facilities Plan Modifications: Measure G Program Budget Adjustments  |
| 12.23 | Approval of a Limited Extension of the Measure I Project Labor Agreement   |
| 12.24 | Ratification of Contract To Provide Event Planning Services for In-Person and Live Streaming Graduation Ceremonies                         |

### 13. Discussion

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| 13.1 | Update on BUSD School Reopening, Fall 2021 (30 min) |
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### 14. Action

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| 14.1 | Approve BERRA Educator Recruitment, Retention and Development Budget, 2021-2022 (15 min)                    |
| 14.2 | Approve BSEP and BERRA Communication, Community Engagement and Measure Oversight Budget, 2021-2022 (15 min) |

### 15. Discussion

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| 15.1 | Governor's May Revise and BUSD Budgeting Process (30 min) |
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### 16. Information Items

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| 16.1 | BHS New Calculus Textbook for Consideration               |
| 16.2 | Approval of BUSD's "Expanded Learning Opportunities" Plan |

### 17. 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.

### 18. Extended Board Member and Superintendent Comments

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

19. Adjournment

2021 BUSD School Board Calendar  
Regular Meeting Dates

|           |    |    |                      |
|-----------|----|----|----------------------|
| January   | 6  | 20 | 23<br>Board Retreat  |
| February  | 3  | 17 | 27<br>Board Retreat  |
| March     | 10 | 24 | TBD<br>Board Retreat |
| April     | 7  | 21 |                      |
| May       | 5  | 19 |                      |
| June      | 2  | 9  | 23                   |
| July      |    |    |                      |
| August    | 18 |    |                      |
| September | 8  | 22 |                      |
| October   | 6  | 20 |                      |
| November  | 3  | 17 |                      |
| December  | 8  |    |                      |

## 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.



