

BOARD OF EDUCATION
Meeting Location: [Zoom Webinar](#) (Instructions on Page 2)
REGULAR MEETING AGENDA
Wednesday, June 23, 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/>

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.

3.1	Anticipated Litigation – Regarding costs of services provided to student - Ed. Code § 54956.9, subd. (e)(2)
	3.1.1 BUSD Case No. 202021-26
3.2	Collective Bargaining - Government Code Section 54957.6(a) (District Negotiator: Samantha Tobias-Espinosa)
	3.2.1 Berkeley Council of Classified Employees (BCCE)
3.3	Public Employment (Government Code Section 54957)
	3.3.1 Director of Local Resources and Partnerships
3.4	Superintendent Evaluation (Government Code Section 54957) P

4. Call to Order - 7:00 PM

5. Approve Regular Meeting Agenda for June 23, 2021

6. Report Out on Closed Session

7. 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.

8. 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

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.

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 Report
11.2	Approval of Position Control Report
11.3	Approval of MOUs between BUSD and University Program
11.4	Approval of Legal Services Agreements for Fiscal Year 2021-22
11.5	Approval of Contracts/Purchase Orders for Services Contracts
11.6	Approval to Enter into Agreements to Purchase Food Supplies for the 2021-22 SY
11.7	Approval of District Insurance Premiums and Broker Fees for FY 2021-2022
11.8	Approval of 2021-22 School Plans for Student Achievement (SPSA)
11.9	Ratification of Amendment Increase to Sports for Learning for Services Provided during the 2020-21 School Year
11.10	Approval of Resolution to Authorize the Contracts with California Department of Education for the Child Development Programs for 2021-2022
11.11	Approval of Contract Amendment for Nonpublic Agency Services for the 2021-2022 School Year
11.12	Approval of Resolution for Unidentified Reductions in the Multi Year Projections (Alameda County Office of Education Requirement)
11.13	Approval of Resolution for Interfund Transfers
11.14	Approval of Renaissance Learning Assessment License
11.15	Approval of BUSD and City of Berkeley Refuse Contract
11.16	Approval of BUSD and City of Berkeley Transfer Station Contract
11.17	Approval of a Contract with PlaceWorks, Inc. for CEQA Consulting Services for the Berkeley High School Tennis Courts and Parking Structure Project
11.18	Approval of a Contract with HY Architects for the District Design Standards Project
11.19	Approval of a Contract with Dialog Architects (formerly BKDW) for Architectural Services for the Plant Ops Safety, Health and Environmental Project
11.20	Approval of a Contract with Shoreline Environmental Resources for Environmental Assessment and Mitigation services for the Plant Ops Safety, Health and Environmental Project
11.21	Approval of a Contract with Gelfand Partners as for Architectural Services at the King CDC Modernization Project
11.22	Approval of Piggyback with Mobile Modular Management Corporation for the Temporary Construction for an Access Control Point at Berkeley High School Milvia Gate Project

11.23	Approval of Contract Mod #2 for Architectural Design Services for the Longfellow Modernization Project
11.24	Approval of Resolution # 21-047 for Disposition of Surplus Property
11.25	Approval of Van Pelt Construction Services for Two BUSD Construction Projects for Services Beginning July 2021
11.26	Approval of Facilities Plan Modifications: Measure G Program Budget Adjustments
11.27	Approval of the 2021/22 Measure H Annual Plan
11.28	Approval of Board of Education Meeting Minutes

12. Discussion Item

12.1	Sexual Harassment Prevention Update (20 min)
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13. Action Items

13.1	Approve the 2021-2024 Local Control and Accountability Plan (LCAP) (10 min)
13.2	Adopt the 2021-2022 Budget (10 min)
13.3	Approval of Additional Allocation of Measure G Funds to Longfellow Middle School Modernization Project (20 min)
13.4	Public Hearing for and Approval of Resolution 20-048 to enter into an Energy Service Contract with Schneider Electric for the BHS Natatorium Project (Time Certain: 9PM, which means that the hearing will begin no earlier than 9PM) (5 min)

14. Public Hearing

14.1	Public Hearing for Disclosure on BUSD's Reserve at 9:30pm. (Note: This means that the hearing will begin no earlier than 9:30 PM but may begin later than this time.) (5 min)
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15. Information

15.1	Update on Process for Considering Revisions to BUSD's Middle School Assignment Process
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16. 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.

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

18. Adjournment

2021 BUSD School Board Calendar
 Regular Meeting Dates

January	6	20	23 Board Retreat
February	3	17	27 Board Retreat
March	10	24	TBD Board Retreat
April	7	21	
May	5	19	
June	2	9	23
July			
August	11		
September	8	22	
October	6	20	
November	3	17	

December	8		
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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.

