



Berkeley Unified School District

Board of Education:
Ty Alper, President
Ka'Dijah Brown, Vice President
Julie Sinai, Director/Clerk
Laura Babitt, Director
Ana Vasudeo, Director
Anjuna Mascarenhas-Swan, Student Director, BHS

BOARD OF EDUCATION

Meeting Location: [Zoom Webinar](#) (Instructions on Page 2)

REGULAR MEETING AGENDA

Wednesday, September 22, 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:

Megan Farrell
Interim 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.

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| 3.1 | Conference with Legal Counsel--Existing Litigation (Government Code Section 54956.9(b)) |
| | 3.1.1 BUSD Case No. 202122-01 |
| | 3.1.2 BUSD Case No. 202122-02 |
| 3.2 | Conference with Legal Counsel – Existing LitigationL – (Gov. Code section 54956.9(d)(1)), <i>Berkeley Council of Classified Employees, AFT Local 6192, AFL-CIO v. Berkeley Unified School District</i> , Alameda County Superior Court, Case No.: RG18924017 |
| 3.3 | Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to § 54956.9(b): (one potential case) |
| 3.4 | Collective Bargaining - Government Code Section 54957.6(a) (District Negotiator: Samantha Tobias-Espinosa) |
| | 3.4.1 Berkeley Council of Classified Employees (BCCE) |

4. Call to Order - 7:00 PM

5. Approve Regular Meeting Agenda for September 22, 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.

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| 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

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| 11.1 | Approval of Human Resources Report |
| 11.2 | Approval of Position Control Report |
| 11.3 | Approve Listing of Fiscal Warrants issued in August 2021 |
| 11.4 | Approve Listing of Payroll Warrants for August 2021 |
| 11.5 | Approval of Contracts/Purchase Orders for Services Contracts |
| 11.6 | Approval of Contract with ARC Document Solutions to Provide Scanning Services for the Construction Program |
| 11.7 | Approve Contract with Concerned Parents Alliance, Inc. (CPA) College Bound Academy Programs (CBAP) for 2021-22 |
| 11.8 | Approve Amended Contract for Residential Treatment Centers for 2021-22 |
| 11.9 | Approval of CCAP Dual Enrollment Agreement |
| 11.10 | Approval of Application for Standalone CDS Code Berkeley Independent Studies (BIS) K-8 |

12. Discussion Item

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| 12.1 | BSEP Measure Planning Update (30 min) |
| 12.2 | Update on BUSD's 2020 Black Lives Matter Resolution (20 min) |
| 12.3 | Update on BUSD's 2021 Latinx Resolution (20 min) |
| 12.4 | Initial Discussion re Policy to Require Vaccination for Students 12 and Older (including Berkeley Adult School students) (30 min) |

13. Information Item

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| 13.1 | Quarterly Williams Complaint Report (Quarter 1) |
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14. 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.

15. Extended Board Member and Superintendent Comments

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

16. Adjournment

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.

