



Berkeley Unified School District

Board of Education:  
Ana Vasudeo, President  
Ka'Dijah Brown, Vice President  
Jennifer Shanoski, Director/Clerk  
Mike Chang, Director  
Laura Babitti, Director  
Zamahra Winta Clark, Student Director, BHS

BOARD OF EDUCATION

Meeting Location:

1231 Addison St

Berkeley, CA 94702

Wednesday, October 9, 2024

*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:*

Jasmina Viteskic  
District Compliance Officer & Title IX Coordinator  
1005 Parker Street  
Berkeley, CA 94710  
Phone: 510.486.9352  
Email: nondiscrimination@berkeley.net

To access this agenda online, go to: <https://simbli.eboardsolutions.com/Index.aspx?S=36030527>

1. Call to Order

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

2. Public Testimony

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	Conference with Legal Counsel – Existing Litigation (Government Code Section 54956 (a))
	3.1.1 Phillips v. BUSD
	3.1.2 OAH Case No. 2024080078
	3.1.3 BUSD Case No. 202425-02
3.2	Public Employee Discipline/Dismissal/Release (Government Code 54957)
3.3	Public Employment Appointment (Government Code 54957)
	3.3.1 Director of Facilities, Maintenance, and Operations
3.4	Collective Bargaining - Government Code Section 54957.6(a) (District Negotiator: Samantha Tobias-Espinosa)

4. Call to Order - 7pm

5. Approve Regular Meeting Agenda for October 9, 2024

6. Student Presentation: Latine/x Heritage Month

7. Report Out on Closed Session

8. Superintendent Comments

9. Open Session Public Testimony (1st Opportunity)

Public Testimony is strictly limited to 30 minutes with a 2-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.

10. Committee Comment

Superintendent’s Budget Advisory Committee	Audit Committee
District English Language Advisory Committee	Parent Advisory Committee
Gender Equity & Sexual Harassment Advisory Committee	CTE Advisory Committee
African American Advisory Committee	PTA Council

BSEP/BERRA Planning & Oversight Committee	Equity and Excellence Advisory Committee
Construction Bond Oversight Committee	

### 11. Union Comments

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

### 12. Board Member Comments

### 13. Consent Calendar

13.1	Approval of Human Resources Reports
13.2	Approval of Position Control Reports
13.3	Approve Appointment of Director of Facilities, Maintenance and Operations
13.4	Approval of BCCE’s Appointment to the Personnel Commission
13.5	Approval of Math Tutor Stipend
13.6	Approval of MOUs between BUSD and California Institute of Integral Studies and University of West Florida
13.7	Approval of Amended Board Bylaw 9323: Meeting Conduct (Second Reading)
13.8	Approve Amended Board Policy 0410: Nondiscrimination in District Program and Activities (Second Reading)
13.9	Approve Amended BP 4030: Nondiscrimination in Employment (Second Reading)
13.10	Approve Amended BP 1312.3: Uniform Complaint Procedures (Second Reading)
13.11	Approve Adoption of BP 4033: Lactation Accommodation (Second Reading)
13.12	Approve Amended BP 5145.3: Nondiscrimination/Harassment (Second Reading)
13.13	Approve Amended BP 5145.7: Sex Discrimination and Sex-Based Harassment (Second Reading)
13.14	Approve Amended BP 5146: Married/Pregnant/Parenting Students (Second Reading)
13.15	Approval of Overnight Field Trip Requests
13.16	Approval of Contracts/Purchase Orders for Services Contracts
13.17	Approval of SEIS Medi-Cal Billing MOU for 2024-25

13.18	Approval of Master Contract for Nonpublic Agency Services for the 2024-2025 School Year
13.19	Approval of Master Contract for Nonpublic Agency Services for the 2024-2025 School Year
13.20	Approval of Contract Amendments for Nonpublic Agency Services for 2024-25
13.21	Approval of Master Contract for Nonpublic Schools Services for 2024-2025
13.22	Approval of MOU between Elevo DBA Coast 2 Coast Coaching and BUSD
13.23	Approval of Memorandum of Understanding between Amergis Educational Staffing and BUSD
13.24	Approval for One-Time Shop Truck Purchase for the Transportation Department
13.25	Approval of an Amendment for Noll & Tam Architects for the Emerson Elementary School Modernization Project (Mod. #2)
13.26	Approval of Board of Education Meeting Minutes

14. Discussion

14.1	Reparations Task Force Update
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15. Action

15.1	Approval of Resolution 25-010 issuing Local Assignment Notification
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16. Information

16.1	Compliance and Improvement Monitoring for Significant Disproportionality (CIM for Sig Dis) Progress Reporting for 2022, 2023 and the 2024
16.2	Amended Administrative Regulation 4119.12/4219.12/4319.12 Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures (retitled)

17. Extended Public Comment

18. Extended Board Member Comments

19. Adjournment

GOVERNANCE TEAM COMMITMENTS

- Practice humility and self-reflection and ask for feedback;
- Create safe non-judgemental space to get to know each other as people;
- Be honest and candid with each other;
- Lead with curiosity (e.g., "Could you say more about what you mean by X?". Ask questions for deeper understanding so as to avoid assumptions;
- Prioritize direct communication with each other when there is a negative impact during a discussion or disagreement. Initiate 1:1 conversations via phone, email or text to request time via phone, video-chat, or in-person.) Use impact statements (e.g., "When you said X, I felt Y ...") ;
- Understand that our experiences, opinions, and perspectives are shaped by our positions and privilege in life, and be mindful of the impact the we have on others;
- Appreciate each others' strengths, experience and contributions, and the positive work carried out in the District;
- Embrace disagreement when respectfully articulated; this is a sign of a healthy governance team comprised of people with shared values but different perspectives;
- Commit to being a team player - be respectful about the way we discuss our colleagues and their views, even when we disagree. Strive to support each other, avoid disparaging each other publicly or privately and organizing against each other;
- Ensure clarity of our roles as they relate to Governance/Operations;
- Adhere to confidentiality of closed session discussions to comply with law, build trust with the governance team, and foster a safe space for candid discussion;
- Show public respect for the will of the Board even when in the minority on a decision;
- Be responsible and accountable to each other: do what you say you're going to do and acknowledge when expectations weren't met;  
Be responsive to all voices in the district and seek to elevate the voices heard less frequently; and
- Emulate/model the values and culture we strive for in the District.