

**Berkeley Unified School District
Office of the Superintendent
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180
Phone: (510) 644-6206 Fax: (510) 540-5358
BOARD OF EDUCATION – MEETING AGENDA*
Wednesday, August 20, 2008**

Call to Order The Presiding Officer will call the Meeting to Order at
6:00 pm, recess to Closed Session at **6:05 p.m.** and
reconvene in Public Session by **7:30 p.m.**

Roll Call

Members Present:

John T. Selawsky, President
Nancy Riddle, Vice President
Joaquin J. Rivera, Director
Karen Hemphill, Director
Shirley Issel, Director
Eve Shames ** - Student Director

Administration:

Superintendent William Huyett, Secretary
Javetta Cleveland, Deputy Superintendent
Neil Smith, Assistant Superintendent of Educational
Services
Lisa Udell, Assistant Superintendent of Human Resources

Prior to Closed Session, as necessary, staff/employee comments are taken per Government Code Section 54957. Recess to Closed Session (Government Code Sections 3549, 1(d), 54956.9(a) and 54957) and Education Code Section 49819(c)

- a) Conference with Legal Counsel – Existing Litigation/Anticipated
- b) Consideration of Student Expulsions

Determination of Adherence:

Student Case No. #0607-02-052591
Student Case No #0607-08-081493
Student Case No #0607-58-050893
Student Case No #0607-53-090292
Student Case No #0708-23-111492

- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation
- e) Public Employment /Appointment
- f) Liability Claims
- g) Property Acquisition
Hillside School
- h) Case Review/Planning
Student names for CAHSEE Waivers

* Board agenda posted on District website: www.berkeley.k12.ca.us

** The Student Director does not attend Closed Session

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

REGULAR MEETING AGENDA

CALL TO ORDER

Report Closed Session actions

Swearing in of Student Director Eva Shames by President John Selawsky

Approve Regular Meeting Agenda of August 20, 2008

Teaching and Learning Presentation

Margaret Kirkpatrick, Principal, Berkeley Adult School: Adult School Benchmarks

PUBLIC TESTIMONY

Persons wishing to address the Board should fill out a card located on the table by the door and submit the completed card to the Board Recorder. Speakers will be selected by lottery. The Public Testimony is limited to 30 minutes – 3 minutes per speaker. Speakers with the same concerns are encouraged to select a spokesperson to address the Board.

Union Representatives' Reports

Board Members' Reports

Superintendent's Report

APPROVE CONSENT CALENDAR

CONSENT ITEMS

These items are considered routine and may be enacted by a single motion. Any items needing discussion may be moved to the appropriate section of the agenda upon the request of any member of the Board.

General Services

1.1-C
Adopt Resolution No. 09-04
Opposition to Proposition 8

Board Member Recommendation: **10**
Adopt Resolution No. 09-04 in
Opposition to Proposition 8 which
would amend the California
Constitution denying the right of
same sex couples to marry

Personnel Services

2.1-C
Approval of Personnel Report

Staff Recommendation: **12**
Approve Personnel Report No. 08-14
that tracks personnel changes
throughout the District

2.2-C
Approval of Memorandum of
Understanding (MOU) between BUSD and
the University of San Francisco

Staff Recommendation: **21**
Approve Memorandum of
Understanding between
BUSD and the University of San
Francisco for student teacher at
John Muir School garden
based nutrition educational class

2.3-C
Approval of TSA Position

Staff Recommendation: **27**
Approve Teacher on Special
Assignment for Berkeley Evaluation
and Assessment Office

Educational Services

3.1-C
Approval of Memorandum with Berkeley
Public Education Foundation

Staff Recommendation: **29**
Approve Memorandum between
Berkeley Public Education
Foundation and Berkeley Unified
School District

3.2-C
Approval of CAHSEE Waivers

Staff Recommendation: **33**
Approve the California High School
Exit Examination waivers for
students with disabilities

Business Services

4.1-C
Approval of Contracts/Purchase Orders
for Services Contracts

Staff Recommendation: **35**
Authorize the Purchasing Manager
and/or Deputy Superintendent to
execute contracts and purchase
orders

4.2-C Approval of Listing of Warrants Issued in June/July 2008	<u>Staff Recommendation:</u> Approve the Listing of Warrants issued in June/July 2008	37
4.3-C Approval of Payroll Warrants issued in June/July 2008	<u>Staff Recommendation:</u> Approve Payroll Warrants issued in June/July 2008	42
4.4-C Acceptance of Gifts/Donations	<u>Staff Recommendation:</u> Accept the donations/gifts to the District and request staff to extend letter of appreciation	47
4.5-C Approval of Amendment Subcontract/MOA (Memorandum of Agreement) for Child Development Services between Berkeley Unified School District (BUSD) and the University of California, Berkeley (UCB)	<u>Staff Recommendation:</u> Approve the amendment of subcontract/MOA (Memorandum of Agreement) for Child Development Services between Berkeley Unified School District (BUSD) and the University of California, Berkeley	48
4.6-C Approval of Amendment of Subcontract/MOA (Memorandum of Agreement) for Child Development Services between Berkeley Unified School District (BUSD) and the Berkeley-Albany YMCA Head Start Program	<u>Staff Recommendation:</u> Approve the amendment of subcontract/MOA (Memorandum of Agreement) for Child Development Services between Berkeley Unified School District (BUSD) and the Berkeley-Albany YMCA Head Start Program	50
4.7-C Approval of Authorization to Contract with Robert Half International, Inc.	<u>Staff Recommendation:</u> Approval and Ratification of services to be provided by Robert Half International, Inc.	52
4.8-C Ratification of payments for the Special Education Department for FY 2007-2008	<u>Staff Recommendation:</u> Approve ratification of services for Special Education department for FY 2007-08	54
4.9-C Approval of rentals and leases for the Transportation Department	<u>Staff Recommendation:</u> Approve rentals and leases for the Transportation Department for FY 2008-2009	57
4.10-C Approval of fuel purchase for the Transportation Department	<u>Staff Recommendation:</u> Approve fuel purchase for the Transportation Department use for FY 2008-2009	58

4.11-C Approval of Contract for Copier Services	<u>Staff Recommendation:</u> Approve the contract with Xerox for duplicating and print management equipment and services	59
4.12-C Approval to hire consultant for sign language interpreters for Special Education	<u>Staff Recommendation:</u> Approve contract with A Show of Hands Agency to provide sign language interpreters for 2008-2009 School Year	69
4.13-C Approval to hire consultant for physical and occupational therapy for Special Education	<u>Staff Recommendation:</u> Approve contract with Dori Maxon to provide physical and occupational therapy for 2008-2009 School Year	74
4.14-C Approval to hire consultants for speech therapy for Special Education	<u>Staff Recommendation:</u> Approve contract with The Speech Pathology Group and Communication Work for 2008-2009 School Year	82
4.15-C Approval of Master Contract for Non Public School placements of students	<u>Staff Recommendation:</u> Approve and authorize the placement of students in Non Public Schools for the Special Education Department for 2008-2009 School Year	90
4.16-C Approval of Revised 2008 Standard Mileage Rate	<u>Staff Recommendation:</u> Approve the mid-year 2008 Standard Mileage Rate of 58.5 cents per mile for BUSD employee reimbursement	130
4.17-C Approval of Contract for Special Education Transportation	<u>Staff Recommendation:</u> Approve contract for transportation for Special Education students	131
4.18-C Approval of Contract for Property and Liability and Excess Workers' Compensation Insurance	<u>Staff Recommendation:</u> Approve continuance of contract with ASCIP and CSAC for FY 2008-09 for property and liability and excess workers' compensation insurance	149

4.19-C Ratification of Contract with Health and Human Resource Center, Inc. (dba Horizon Health EAP-Behavioral Services)	<u>Staff Recommendation:</u> Approval of contract with Horizon Health for Employee Assistance Program services for Fiscal Year 2008-2009	151
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Facilities

5.1-C Resolution No. 09-03 Ratification of Contract with Kudsk Construction	<u>Staff Recommendation:</u> Approve ratification of contract with Kudsk Construction to install steam kettle at King Dining Commons	166
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5.2-C Resolution No. 09-02 Approval to Accept Sound System	<u>Staff Recommendation:</u> Approve acceptance of the sound system for the Donahue Gym at Berkeley High School	168
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5.3-C Approval of Increase in Contract with Bureau Veritas	<u>Staff Recommendation:</u> Approve an increase to contract with Bureau Veritas to provide hazardous material consulting services for the Transportation Facility Project	170
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5.4-C Approval of Contract with Inspection Services, Inc.	<u>Staff Recommendation:</u> Approve contract with Inspection Services, Inc. to provide geotechnical services for the Transportation Facility Project	171
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ACTION ITEMS

These items are presented for action at this time. Some may have been reviewed at a previous meeting.

Personnel Services

2.1-A Approval of Declaration of Need	<u>Staff Recommendation:</u> Approve Declaration of Need for Fully Qualified Educators	172
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Facilities

5.1-A Approval of the Free Use of Facilities for the Berkeley Community Media Organization for the 2008-09 Fiscal Year	<u>Staff Recommendation:</u> Approve a one-year waiver of rent from Berkeley Community Media	176
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9:00 pm. 5.2-A Approval of Schematic Design of BHS South of Bancroft Plan	<u>Staff Recommendation:</u> Approve Schematic Design of BHS South of Bancroft Plan	178
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INFORMATION ITEMS

These items are intended to keep the Board informed on various District business matters, which do not require action, by the Board.

Educational Services

3.1-I Berkeley High School WASC Report	<u>Staff Recommendation:</u> Receive Berkeley High School WASC report as information	206
3.2-I Berkeley Adult School Benchmarks	<u>Staff Recommendation:</u> Receive Berkeley Adult School Benchmark report as information	217
3.3-I Williams Complaints Report	<u>Staff Recommendation:</u> Receive the quarterly report on Williams complaints as information	220

Facilities

8:00 pm 5.1-I Review the Design for the Rehabilitation Option for West Campus and Provide Direction to Proceed on a Plan for West Campus	<u>Staff Recommendation:</u> Review the rehabilitation option, consider the advantages and disadvantages of the two options, and provide feedback to staff who will prepare a recommendation to proceed at the September 10 meeting	221
5.2-I Facilities Plan Update	<u>Staff recommendation:</u> Receive and accept facilities plan update as information	242

ADDITIONAL ACTION ITEMS

Approve Minutes of:

- June 11, 2008
- June 18, 2008
- June 25, 2008
- August 11, 2008

EXTENDED PUBLIC TESTIMONY

2008 Board of Education Meeting Dates

September 10 September 24 October 22	October 29 November 12 December 10 - organizational
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ADJOURNMENT

**Board of Education Meetings are broadcast live on KPFB/FM 89.3
Berkeley Government Access Channel 33**

Guidelines for Speakers

You are invited to participate in Meetings of the Board of Education and make your views known at these meetings.

WHEN YOU WANT TO TALK ABOUT AN AGENDA ITEM OR A NON-AGENDA ITEM:

Please fill in a **REQUEST TO ADDRESS THE BOARD OF EDUCATION CARD**) and give it to the Board Secretary. Speakers will be selected by lottery. Your card must be submitted before the Presiding Officer calls for **PUBLIC TESTIMONY**.

You will be called to speak by the Presiding Officer. A Speaker has three minutes in which to make his/her remarks.

Any subject related to the District or its educational programs is welcome at the Board of Education Meetings. **However, we respectfully ask that matters pertaining to individual employees of the Berkeley Unified School District be discussed in private. There is an established procedure for making such complaints.** You may obtain information about this procedure from a school or from the Superintendent's Office.

MISSION AND GOALS OF THE BERKELEY UNIFIED SCHOOL DISTRICT

MISSION STATEMENT

The mission of the Berkeley Unified School District, a diverse community deeply committed to public education, is to ensure that all students discover and develop their special talents, achieve their educational and career goals, become life long learners, and succeed in a rapidly changing society by:

- empowering students, parents and staff,
- providing a strong standards based curriculum, and
- offering alternative learning experiences in a racially integrated, multilingual environment.

VISION

Berkeley Unified School District creates a system that enables every student, including those with diverse needs, to meet or exceed rigorous standards for academic performance. All students will develop the attitudes, skills and habits of mind needed to succeed in and beyond the classroom. The members of this school community share a vision of educational excellence, an appreciation for the partnerships with local government agencies, community based organizations, businesses, institutions of higher education and will work collaboratively to realize this vision.

PERFORMANCE GOALS

- 1. Increase the academic achievement of all students through effective instruction and a challenging and engaging curriculum**
- 2. Implement interventions that address barriers to student learning in order to meet the needs of the whole child**
- 3. Establish and maintain the culture and governance necessary to support an environment conducive to learning**