

**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, October 22, 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 – **excused absence**
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
Student Case No. 0809-02-052792
Student Case No. 0809-03-100294
Student Case No. 0809-04-072293
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation
- e) Public Employment /Appointment
- f) Liability Claims
Claim No. 08-30
Claim No. 09-09
Claim No. 2005042119
- g) Property Acquisition & Disposal
- h) Case Review/Planning

* 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

Approve Regular Meeting Agenda of October 22, 2008

RECOGNITION

Queen Graham, President, In Dulci Jubilo

TEACHING AND LEARNING PRESENTATION

Rita Kimball, Principal, Washington Elementary: Support for English Learners at Washington School

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
Approval of Resolution No. 09-19
In Support of Library Bond Measure

Staff Recommendation:
Approve Resolution No. 09-19 in
support of Library Bond Measure

8

Personnel Services

2.1-C Approval of Personnel Recommendations	<u>Staff Recommendation</u> Approve Personnel Report No. 08-17 which tracks personnel changes throughout the District	11
2.2-C Approval of Memorandum of Understanding	<u>Staff Recommendation:</u> Approve Memorandum of Understanding between BUSD and ACOE	22

Educational Services

3.1-C Approval of Out of State Travel	<u>Staff Recommendation:</u> Approve out of state travel consistent with District policies	27
3.2-C Approval of National Civic Education Program Grant	<u>Staff Recommendation:</u> Approve the submission of the National Civics Education Program application for Berkeley Adult School	28

Business Services

4.1-C Approval of Contracts and Purchase Orders	<u>Staff Recommendation:</u> Authorize the Purchasing Manager and/or Deputy Superintendent to execute contracts and purchase orders	29
4.2-C Approval of Listing of Warrants	<u>Staff Recommendation:</u> Approve listing of warrants issued in September 2008	31
4.3-C Approval of Payroll Warrants	<u>Staff Recommendation:</u> Approve listing of payroll warrants issued in September 2008	34
4.4-C Acceptance of Gifts and Donations	<u>Staff Recommendation:</u> Accept the donations and gifts to the district and request staff to extend letter of appreciation	37
4.5-C Approval of Resolution No. 09-14 Authorization for BUSD to Apply for Funds from Bay Area Quality Management District	<u>Staff Recommendation:</u> Approve Resolution No. 09-14 authorizing BUSD to apply for funds from the Bay Area Air Quality Management District (BAAQMD) for Diesel Emissions Reduction Retrofits on District buses	38

4.6-C Approval of Resolution No. 09-15 Temporary Borrowing between Funds Borrowing	<u>Staff Recommendation:</u> Approve Resolution No. 09-15 for the temporary borrowing between funds	40
4.7-C Approval of Resolution No.09-16 Tax Sheltered Annuities	<u>Staff Recommendation:</u> Approve Resolution No. 09-16 for 403(b) Plan Adoption Agreement and 403(b) Written Plan Procedure	42
4.8-C Approval of BayCES Independent Contract	<u>Staff Recommendation:</u> Approve independent contract agreement between BayCES and King Middle School for 2008-09	74
4.9-C Approval of Berkeley-Albany YMCA Contract	<u>Staff Recommendation:</u> Approve Berkeley-Albany YMCA Head Start Enhancement Services Contract for 2008-09	80
4.10-C Approval of Supplemental Services MOU's	<u>Staff Recommendation:</u> Approve the Supplemental Educational Services (SES) Contract for 2008-09	101

Facilities

5.1-C Approval to accept the C Building Fire Alarm Project at Berkeley High School	<u>Staff Recommendation:</u> Approve acceptance of the C Building Fire Alarm Project at Berkeley High School	112
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ACTION ITEMS

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

Educational Services

3.1-A Public Hearing on CELDT Apportionment Waiver	<u>Staff Recommendation:</u> Conduct a public hearing and approve the waiver request for the CELDT apportionment	114
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Business Services

4.1-A
Approval of Resolution No. 09-17
2008 TRANS

Staff Recommendation:
Approve Resolution No. 09-17
authorizing the issue of Tax
Revenue Anticipation Notes
(TRANS) in the amount of \$12.7
million for cash flow purposes

116

CONFERENCE ITEM

These items are submitted for advance planning and to assist the Board in establishing future agenda items. The Board may, however, take action.

Educational Services

3.1-CF
Approval of National External Diploma
Program

Staff Recommendation:
Approve the National External
Diploma Program at Berkeley Adult
School as a pilot for 2008-09

127

INFORMATION ITEMS

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

General Services

1.1-I
Updated Administrative Regulations

Staff Recommendation:
Receive updated Administrative
Regulations 6164.2, 6178 and
6179 as information

129

Educational Services

3.1-I
Report on Annual Measurable
Achievement Objectives for English
Learners

Staff Recommendation:
Receive report on Annual
Measurable Achievement
Objectives for English
Learners as information

140

Business Services

4.1-I
45-Day Revise to the California State
Budget

Staff Recommendation:
Receive information relating to the
45-day revision to the District's
Budget

144

Facilities

5.1-I
Facilities Construction Financial Update

Staff Recommendation:
Receive and accept Facilities
Construction Financial
Update

147

ADDITIONAL ACTION ITEMS

Approve Minutes of September 10, 2008
Approve Minutes of September 24, 2008

EXTENDED PUBLIC TESTIMONY

2008 Board of Education Meeting Dates

<p>October 29 November 12 December 10 - organizational</p>

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**