

**Berkeley Unified School District
Berkeley Adult School
1701 San Pablo Avenue, Room 21
Berkeley CA 94702
Phone: (510) 644-6206 Fax: (510) 540-5358**

SPECIAL BOARD OF EDUCATION – MEETING AGENDA*

Monday, May 12, 2008

Call to Order The Presiding Officer will call the Meeting to Order at 7:30 pm, and recess to Closed Session and reconvene in Public Session **at or no later than 8:30pm**

Roll Call

Members Present:

John T. Selawsky, President
Nancy Riddle, Vice President
Joaquin J. Rivera, Director
Karen Hemphill, Director
Shirley Issel, Director
Rio Bauce ** - 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
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation
Certificated employee dismissal/discipline
- e) Public Employment /Appointment
- f) Liability Claims
- g) Property Acquisition

* 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

SPECIAL MEETING AGENDA

CALL TO ORDER

Report Closed Session actions

Approve Special Meeting Agenda of May 12, 2008

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

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.

ACTION ITEM

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

PAGE

Personnel Services

2.1-A
Approval of Reduction in Particular
Kinds of Services

Staff Recommendation:
Adopt decision of the
Administrative Law Judge
reducing the particular kinds
of services and authorizing
layoff of 2.0 full time
equivalent employees

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CONFERENCE ITEMS

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

INFORMATION ITEMS

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

**EXTENDED PUBLIC TESTIMONY
ANNOUNCEMENTS**

2008 Board of Education Meeting Dates

May 14 May 28 June 11 June 25 August 20 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**

BERKELEY UNIFIED SCHOOL DISTRICT

TO: Board of Education
FROM: William Huyett, Superintendent
DATE: May 12, 2008
SUBJECT: Consider adoption of decision of the Administrative Law Judge in OAH Case No. 2008020506, reducing the particular kinds of service in authorizing the layoff of 2.0 full-time, equivalent employees.

BACKGROUND INFORMATION

On March 12, 2008 the Board approved Resolution #08-36 "Reduction In Particular Kinds of Services."

On April 16, 2008, a Lay off Hearing was held in which Judge Perry O. Johnson presided as the Administrative Law Judge. Education Code section 44955 requires that copies of the Proposed Decision of the Administrative Law Judge be served on the Governing Board, affected employees and their attorneys before May 15, 2008. At today's Board meeting, the Board will consider adoption of the decisions of the Administrative Law Judge in OAH Case No. 2008020506, reducing the particular kinds of service and authorizing the layoff of 2.00 full-time equivalent employees.

After the legal notices have been sent to affected certificated employees, to comply with Education Code requirement of timely notification, laid off employees will be brought back as funding becomes available.

POLICY/CODE

Education Code Section 44955

FISCAL IMPACT

To be determined.

STAFF RECOMMENDATION

Adopt decision of the Administrative Law Judge in OAH Case No. 2008020506, reducing the particular kinds of services and authorizing the lay off of 2.0 full-time, equivalent employees.