

BERKELEY UNIFIED SCHOOL DISTRICT

MINUTES, REGULAR MEETING
Wednesday, November 15, 2000
District Administrative Offices
Board Meeting Room
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180

CALL TO ORDER

President Rivera called the meeting to order at 6:03 p.m., and the Board recessed to Closed Session.

1. **BOARD ROLL CALL:** President Joaquin J. Rivera
Vice President Terry S. Doran
Director Pamela M. Doolan
Director Shirley Issel
Director Ted Schultz
Student Director Niles Xi'an Lichtenstein*

Administration: Superintendent Jack McLaughlin, Secretary

2. Recess to Closed Session (Board Conference Room)
- a. Discussion with Legal Counsel—Existing Litigation (Government Code Section 54956.9(a)).
Case name unspecified: Disclosure would jeopardize:
Service of Process Existing Settlement Negotiations
 - b. Discussion with District Counsel—Anticipated Litigation (Government Code Section 54956.9(c)).
Specify number of potential cases: One
 - c. Conference with Real Property Negotiator (Government Code Section 54956.8)
Property: Urban Ore, Gilman Street, Berkeley, CA
Names of Negotiation Party: Catherine E. James and Judson Owens
Under Negotiation: Price Terms of Payment Both
 - d. Collective Bargaining Session (Government Code Section 3549.1(d))
 - e. Public Employment Discipline/Release/Transfer/Assignment (Government Code Section 54557)
 - f. Public Employment—Consideration of Employment Contracts (Government Code Section 54957):
Titles: Superintendent; Associate Superintendent, Instruction; and Associate Superintendent, Business.
 - g. Public Employment (Government Code Section 54957):
Certified Transactions:
 - (1) Appointment
 - (2) Leave of absence without pay
 - (3) Resignation

*The Student Director does not attend Closed Session.

2. Recess to Closed Session (Board Conference Room) (continued)

Classified Transactions:

- (1) Substitutes, if and as needed: Intramural Director; Volleyball Coach; School Safety Officer; Instructional Specialist; Instructional Technician; Noon Director; Clerical Assistant; Instructional Assistant
 - (2) Noon Director
 - (3) Student Worker
 - (4) Supervisor of California Nutrition Network
 - (5) Tutor
 - (6) Professional Expert
 - (7) Rehire from layoff
 - (8) Resignation
- Monthly Report Certificated:
- (1) Stipends
 - (2) Extra Duty: Curriculum Development

RECONVENE IN PUBLIC SESSION

The Board reconvened in Public Session at 7:48 p.m.

SPECIAL ORDER OF BUSINESS: ACTION ITEM

3. Board of Directors Election Results

Superintendent McLaughlin congratulated Director Joaquin J. Rivera on his re-election to the Board and John T. Selawsky on his election to the Board.

4. Bond Election Results

Superintendent McLaughlin reported that Measures AA and BB passed overwhelmingly. Dr. McLaughlin and Board Members thanked the citizens of Berkeley for their continued support of bond measures which benefit our students.

5. Parcel Tax Election Results

Superintendent McLaughlin reported on the Parcel Tax Election results.

6. Special Presentation and Approval of Resolution of Appreciation for Outgoing Board Member Pamela M. Doolan

President Rivera read a Resolution of Appreciation for outgoing Board Member Pamela M. Doolan.

Motion: Directors Rivera/Issel and approved 4-(1)-1 on voice vote:

Approval of this Resolution.

AYES: Directors, Doran, Issel, Rivera, Schultz, (Lichtenstein)
ABSTAIN: Director Doolan

SPECIAL ORDER OF BUSINESS: ACTION ITEM (continued)

6. Special Presentation and Approval of Resolution of Appreciation for Outgoing Board Member Pamela M. Doolan (continued)

At this time, Superintendent McLaughlin presented a "thank you" plaque to Director Doolan. Director Doolan also received a Lifetime Activities pass, which was presented by Mrs. Queen Graham, Executive Assistant.

7. Special Recognition for Outstanding Leadership in the Passage of Measures AA and BB

The Board gave the following people a "thank you" plaque as Special Recognition for their Outstanding Leadership in the passage of Measures AA and BB:

- Stephanie Allen, Co-Chair
- Bruce Wiscanis, Co-Chair
- Ann Aoyagi
- Tom Bates
- Mia Gittlen
- Fred Lupke
- Nancy Riddle
- Hank Silver
- Eric Weaver

Director Ted Schultz received a "Good Apple" award for his contributions to the successful passage of Measures AA and BB.

AGENDA REORDER

REPORT OF ACTION TAKEN IN CLOSED SESSION

At this time, President Rivera stated that there was nothing to report from Closed Session.

AGENDA REORDER

COLLECT "REQUESTS TO ADDRESS THE BOARD OF EDUCATION" CARDS

President Rivera collected the "Requests to Address the Board of Education" cards.

PUBLIC TESTIMONY

No one addressed the Board at this time.

UNION REPRESENTATIVES

No one addressed the Board at this time.

ADVISORY COUNCILS

Ms. Stephanie Allen, Maintenance Advisory Committee, addressed the Board.

SUPERINTENDENT'S REPORT

Please see page 2 of these minutes for comments made by the Superintendent.

At this time, Dr. Frank Lynch, Principal, Berkeley High School, gave an update of what has been happening at Berkeley High School.

BOARD MEMBERS' COMMENTS

Board Members thanked outgoing Board Member Pamela M. Doolan for being "an excellent board member, for her integrity, enthusiasm and passion for public education."

They again thanked the citizens of Berkeley for the passage of Measures AA and BB.

AGENDA REORDER

PRESENTATION

9. Presentation of the Findings from the Student Advisory Board on Education Conference held October 23-24, 2000.

Mr. Sean Dugart, a Berkeley High School student, reported on the Student Advisory Board on Education Conference, which he attended.

AGENDA REORDER

APPROVAL OF CONSENT CALENDAR, ACTION ITEMS

The Board pulled, for separate consideration, Items 12 and 13.

Motion: Directors Doran/Issel approved unanimously on voice vote:

That the remainder of the Consent Calendar, Action Items, be approved.

11. Approval of Minutes: May 3, 2000

12. Approval of Personnel Recommendations

Please see page 8 of these minutes for action on this item.

13. Approval of Purchases in Excess of \$15,000.

Please see page 8 of these minutes for action on this item.

14. Approval of Resolution No. A318: Approval to accept the base bid and alternate of Younger-Wunar for the conduit to support TCI Project in the amount of \$52,090.

15. Approval of Resolution No. A319: Approval to accept the base bid of Community Playground, for the playground and landscape at Thousand Oaks Elementary School

APPROVAL OF CONSENT CALENDAR, ACTION ITEMS (continued)

16. Approval of Resolution No. 7245: Authorization to Re-advertise for bids for Security Camera System at Berkeley High School
17. Approval of the 2000-2001 Consolidated Application for Funding Categorical Programs, Part II
- 17.a. Approval of Proposal for Education Technology Staff Development Program Grant
19. Approval of FY 2000 Unaudited Actual Financial Report
20. Approval of Contract with Berkeley Mental Health for Counseling and Case Management Services at:
 - Emerson Elementary School
 - Le Conte Elementary School
 - Malcolm X Arts & Academic Magnet School
 - Washington Elementary School
 - Longfellow Arts & Technology Magnet Middle School
 - Willard Middle School
21. Adoption, at Second and Final Reading, of K-5 Science Instructional Materials

AGENDA REORDER

DISCUSSION/INFORMATION/REPORT

24. Status Report: Berkeley High School Food Service

The Board had before it an 18-page report, "Status Report: Berkeley High School Food Service" prepared for the Berkeley School Board by the Center for Ecoliteracy's Food Systems Project. Three representatives, Mr. Tom Bates, Mr. Jared Lawson, and Ms. Joy Moore, from the Food Committee, presented this item. They summarized by saying that:

"The School Board has commissioned the Food Systems Project to produce a report outlining the various plans and assist in the implementation of the chosen plan. An interim report of the opportunities, challenges and remaining questions follows. Specifically, there are four plans, so far, that the School Board will consider:

1. International Food Court in Community Theatre with six carts selling pre-packaged food from vendors who have sold wholesale to BUSD Food Service.

DISCUSSION/INFORMATION/REPORT (continued)

24. Status Report: Berkeley High School Food Service (continued)

2. International Food Court in temporary tents out in the courtyard and/or other open areas around campus with no Food Service intermediary.
3. Food Carts and/or Mobile Food Preparation Units on campus selling directly to students with no Food Service intermediary.
4. Good Food Cafe, the high school's culinary vocational training classes, selling directly to students in cooperation with BUSD Food Service.
5. A combination of 1, 2, and 3 above."

AGENDA REORDER

8. Acceptance of Gifts

- a. Barbara & Arthur Goodman: A donation of a CD-Radio-Cassette for the students at Martin Luther King Middle School.
- b. Sarah Anderson: A donation of new carpeting for the second floor classrooms at Oxford Elementary School.
- c. Denise Choye, Administrative Assistant, Fair Employment & Housing Commission: A donation of a Selex copier, chair, and miscellaneous office supplies, to be used at Martin Luther King Jr. Middle School.
- d. Cynthia Frenz: A donation of a laptop computer, hard drive and a Canon ink jet printer for the students at Rosa Parks Environmental Science Magnet Elementary School.
- e. Peter Bruzzi, Vice President, Rubber Stampede, Inc.: A donation of 21 pallets of assorted ink pads and binders to be used for educational purposes in our schools and not for resale.

President Rivera read the list of gifts and thanked the people for their gifts to the District.

Motion: Directors Rivera/Doran and approved unanimously on voice vote:
To accept the gifts.

AGENDA REORDER

PUBLIC HEARING AND APPROVAL

10. Public Hearing and Approval of General Waiver Request for waiver of deadline for filing of Waiver for Instructional Time (Staff Development Days)

President Rivera opened the Public Hearing at 9:32 p.m.

Superintendent McLaughlin explained that this is the next step in the waiver request process.

President Rivera declared the Public Hearing closed at 9:33 p.m.

Motion: Directors Scultz/Issel and approved unanimously on voice vote:

Approval of General Waiver Request for waiver of deadline for filing of Waiver for Instructional Time (Staff Development Days).

APPROVAL OF ACTION ITEMS

22. Approval of Facilities Construction Plan Guidelines

Mr. Lewis Jones, Manager of Facilities Planning, recommended the following process be used to develop the Yearly Facilities Plan:

- a. Direct staff on how to proceed on the items in the Yearly Facilities Construction Plan at the November meeting.
- b. Examine the financial impacts of the changes at a December meeting and direct staff to make these changes or others that the Board believes are appropriate.
- c. A final Facilities Plan will be compiled based upon these meetings for adoption at a January Board meeting.

Mr. Jones recommended ten financial factors be considered and modified, if appropriate, prior to an update of the Yearly Financial Plan.

Board discussion included the following:

- What about the B Building at Berkeley High School? There is no mention of it in this report.
- What are the costs per year to replace roofs?
- The King project (transitional housing) should be revisited.
- Emerson and the City of Franklin should also be included.

Motion: Directors Scultz/Issel and approved unanimously on voice vote:

That this item be approved.

AGENDA REORDER

12. Approval of Personnel Recommendations

Motion: Directors Scultz/Doran and approved 4-0-1-(1)-0 on voice vote:

Approval of Personnel Recommendations except g.4.

AYES: Directors Doolan, Doran, Rivera, Scultz

NOES: None

ABSTAIN: Director Issel, (Student Director Lichtenstein, who does not vote on personnel).

13. Approval of Purchases in Excess of \$15,000

Motion: Directors Scultz/Doolan and approved unanimously on voice vote:

Approval of purchases in excess of \$15,000.

AGENDA REORDER

23. Approval to Purchase Urban Ore

Ms. Catherine James, Associate Superintendent, Business, reported that this property is located at 6th and Gilman and is a potential home for the Transportation Department. She said the District staff has made an offer on the property.

Motion: Directors Scultz/Schultz and approved unanimously on voice vote:

Approval to purchase Urban Ore.

ADDITIONAL PUBLIC TESTIMONY

There was no Additional Public Testimony at this time.

BOARD MATTERS

25. Board Committee Appointments/Reports

- Berkeley School Financing Corporation
- Citizens Advisory Committee on Diversity
- Citizens Budget and Finance Advisory Committee
- Citizens Construction Program Advisory Committee
Bruce Wiscanis was re-appointed.
- Facilities Maintenance and Security Advisory Committee
- Music Program Committee
- Peace and Justice Commission
- Student Assignment Advisory Committee
- Surplus Facilities Advisory Committee
- Two-by-Two Committee
- Youth Commission

There were no other appointments or reports at this time.

BOARD REQUESTS

There were no Board requests at this time.

The Board recessed to Closed Session at 10:29 p.m.

The Board reconvened to Public Session at 12:00 midnight.

President Rivera stated that there was nothing to report from Closed Session.

ADJOURNMENT

President Rivera declared the Regular Meeting of November 15, 2000 adjourned at 12:00 midnight.

APPROVED:

ATTEST:

President, Board of Education
Berkeley Unified School District

Secretary, Board of Education
Berkeley Unified School District

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