

**BERKELEY UNIFIED SCHOOL DISTRICT**

**OFFICIAL BUT UNADOPTED MINUTES**

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**MINUTES, REGULAR MEETING**

Wednesday, October 4, 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 6:00 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. Liability Claim (Education Code Section 54956.9. (Page 1)  
(1) Claim filed by a parent on behalf of her minor child for alleged negligent supervision while attending a City of Berkeley program held at the East Campus site.
- d. 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
- e. Collective Bargaining Session (Government Code Section 3549.1(d)
- f. Public Employment Discipline/Release/Transfer/Assignment (Government Code Section 54557)
- g. Public Employment (Government Code Section 54957) (Pages 2-5):  
Certified Transactions:  
(1) Appointment of Associate Superintendent, Personnel  
(2) Appointment of Vice Principal, Willard Middle School  
(3) Appointment, Adult School  
(4) Leave of Absence  
(5) Resignation  
Classified Transactions:  
(1) Substitutes, if and as needed; Custodian; Intramural; Instructional Assistant; Intramural Director; Noon Director; Health Educator  
(2) Tutor

\*The Student Director does not attend Closed Session.

2. Recess to Closed Session (Board Conference Room) (continued)
  - g. Public Employment (Government Code Section 54957) (Pages 2-5):  
Classified Transactions (continued):
    - (3) Probationary: Instructional Technician; ECE Instructional Assistant; Instructional Specialist.
    - (4) Student Worker
    - (5) Noon Director
    - (6) Rehire from lay-off
    - (7) Resignation
    - (8) Provisional: Lead Drummer-Specialist; Instructional Technician; Instructional Specialist K-2; Instructional Specialist—Visual Art I; Instructional Specialist—PE/Conflict Resolution; Instructional Specialist/After School Homework Club Coordinator; Instructional Assistant; Custodian Supervisor; School Service Assistant.

### **RECONVENE IN PUBLIC SESSION**

The Board returned to Public Session at 7:40 p.m.

### **REPORT OF ACTION TAKEN IN CLOSED SESSION**

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

### **COLLECT "REQUESTS TO ADDRESS THE BOARD OF EDUCATION" CARDS**

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

### **PUBLIC TESTIMONY**

One speaker addressed the Board.

### **UNION REPRESENTATIVES**

No one addressed the Board at this time.

### **ADVISORY COUNCILS**

Ms. Stephanie Allen, Chair of the Facilities Maintenance and Security Advisory Committee, addressed the Board regarding Consent Calendar Item #15.

### **SUPERINTENDENT'S REPORT**

Superintendent McLaughlin responded to comments made during Public Testimony. He said at the next Board meeting staff will provide more information regarding the API (Academic Performance Index) Program.

### **BOARD MEMBERS' COMMENTS**

Board Members reported on the Minority Student Achievement Network Nationwide Conference. They highlighted their visits to the different school activities.

## APPROVAL OF CONSENT CALENDAR, ACTION ITEMS

The Board pulled, for separate consideration, Items 11, 14, 15, and 17.

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

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

3. Approval of Personnel Recommendations.
4. Approval to deny a claim against the District:
  - a. Claim filed by a parent on behalf of her minor child for alleged negligent supervision while attending a City of Berkeley program held at the East Campus site.
5. Approval of purchase in excess of \$15,000.
6. Approval of payroll issues and cancellations for August 2000: General Fund; Adult Fund; Cafeteria Fund; Child Development; State School Building Fund; Measure "A" Bond Fund; School Enrichment Fund; and Manual Issues and Cancellation.
7. Approval of non-public school placement of a Special Education student at Seneca Center, San Leandro, California for the period of September 12, 2000 to June 30, 2001, at a cost of \$28,200.
8. Approval of non-public school placement of a Special Education student at Seneca Center, San Leandro, California, for the period of September 12, 2000 to June 20, 2001, at a cost of \$28,200.
9. Approval of non-public school placement of a Special Education student at Children's Learning Center, Alameda County, California, for the period of September 18, 2000 to June 30, 2001, at a cost of \$30,000.
10. Approval of non-public school placement of a Special Education student at Spectrum Center, Berkeley, California, for the period of September 12, 2000 to June 30, 2001, at a cost of \$31,806.
11. Approval of Resolution No. 7243: Resolution establishing April 29, 2001 as Celebration of Youth Arts Day. (Please see page 4 of these minutes for action on this item.)
12. Approval of English Language and Intensive Literacy Program Grant Application, Part I.
13. Approval of a Contract for Services with the San Diego State University Foundation's sponsored program, Sports, Activity and Recreation for Kids (SPARK) as part of the California Nutrition Network Program.
14. Approval of Resolution declaring October 16, 2000 as East Bay Million Family Day Celebration. (Please see page 4 of these minutes for action on this item.)
15. Resolution of Appreciation for the Berkeley Unified School District's maintenance staff for their hard work during the summer of 2000. (Please see page 4 of these Minutes for action on this item.)
16. Approval of Middle School Demonstration Program Continuation Application: Longfellow Arts & Technology Magnet Middle School.
17. Approval of Resolution No. A313: Authorization to Reject and Re-advertise for Bids for Security Fences and Gates Project at Thousand Oaks Elementary School. (Please see page 4 of these minutes for action on this item.)

**APPROVAL OF CONSENT CALENDAR, ACTION ITEMS (continued)**

18. Approval of Resolution No. A314: Authorization to Reject and Re-advertise for Bids for Playground Project at Thousand Oaks Elementary School.
  19. Approval of Resolution No. A315: Authorization to Advertise for Bids for Conduit to Support TCI.
11. Approval of Resolution No. 7243: Resolution establishing April 29, 2001 as Celebration of Youth Arts Day.

Director Pamela Doolan read Resolution No. 7243.

Motion: Directors Doolan/Issel and approved unanimously on voice vote:  
The approval of Resolution No. 7243.

14. Approval of Resolution declaring October 16, 2000 as East Bay Million Family Day Celebration.

Vice President Doran explained this resolution and urged the Board to pass the resolution.

Motion: Directors Doran/Doolan and approved unanimously on voice vote:  
That this Resolution be approved.

15. Resolution of Appreciation for the Berkeley Unified School District's Maintenance Staff for their hard work during the summer of 2000.

Director Issel read the resolution.

Motion: Directors Issel/Doran and approved unanimously on voice vote:  
That this Resolution be approved.

17. Approval of Resolution No. A313: Authorization to Reject and Re-advertise for Bids for Security Fences and Gates Project at Thousand Oaks Elementary School.

Superintendent McLaughlin explained this item.

Motion: Directors Doolan/Issel and approved unanimously on voice vote:  
That this Resolution No. A313 be approved.

**APPROVAL OF ACTION ITEMS**

There were no Action Items at this meeting.

## DISCUSSION/INFORMATION/REPORT

### 20. Report Regarding New Teacher Program

Ms. Rosalind Sarah, Program Supervisor, New Teachers, reported that 150 teachers are receiving some teaching support. She said this program is completely funded by the State. Ms. Sarah stated that at the beginning and end of each school year, new teachers are evaluated by the students.

Board Members requested that the *New Teacher Handbook* be made available on the District's web site.

At this time Superintendent McLaughlin announced that David A. Gomez, Ph.D., has been appointed Associate Superintendent, Administrative Services, effective November 1, 2000.

### 21. Report on Ninth Grade Core Program at Berkeley High School

Ms. Michele Patterson, Vice Principal, Berkeley High School, gave a status report on Village 9. She reported that 895 students are enrolled in Village 9—431 males and 464 females. Ms. Patterson's presentation was followed by Board questions and comments.

- The Board wanted to know how college is worked into Village 9 and how is it addressed?
- How will the program be evaluated now and in the future?
- What are the parameters for high achieving students now and in the future?
- Criteria should be set and tracked.
- The Board asked staff to research and review other models in the State.
- The Board encouraged staff to explore avenues that look at more equitable distribution of teachers.
- The Board inquired about reading literacy skills of students who failed 9th grade and the students who have been referred to Berkeley Alternative High School.
- The Board requested that staff develop a literacy plan for the middle and high school students—we need a reading and literacy program for these students.

## ADDITIONAL PUBLIC TESTIMONY

There was no Additional Public Testimony at this time.

## BOARD MATTERS

### 22. Board Committee Appointments/Reports

- Berkeley School Financing Corporation
- Budget and Finance Advisory Committee
- Citizens Advisory Committee on Diversity
- Citizens Construction Program Advisory Committee
- 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

Director Pamela Doolan appointed **Robert Smith** to the Budget and Finance Advisory Committee.

Student Director Niles Xi'an Lichtenstein appointed **Andy Turner** to the Youth Commission.

## BOARD REQUESTS

There were no Board Requests at this time.

## ADJOURNMENT

President Rivera declared the Regular Meeting of October 4, 2000 adjourned at 9:24 p.m.

**APPROVED:**

**ATTEST:**

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President, Board of Education  
Berkeley Unified School District

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Secretary, Board of Education  
Berkeley Unified School District

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