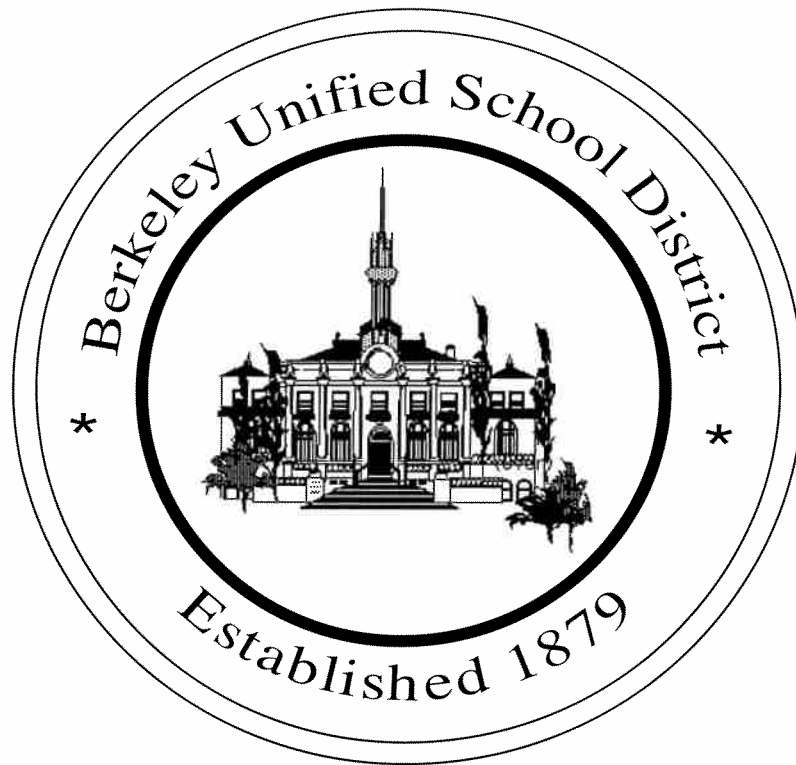


**BERKELEY UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION MEETING
AND
SUPERINTENDENT OF SCHOOLS**



BOARD OF EDUCATION MEETING

MAY 2, 2001

Queen Graham
Executive Assistant
to the Superintendent
& Board of Education

**BERKELEY UNIFIED SCHOOL DISTRICT
REGULAR MEETING OF THE BOARD OF EDUCATION – AGENDA**

Wednesday, May 2, 2001, at **4:30 p.m.**

District Administrative Offices, Board Meeting Room

2134 Martin Luther King Jr. Way

Berkeley, CA 94704-1180

CALL TO ORDER: The Meeting will be Called to Order by the Presiding Officer at **4:30 p.m.** and immediately recess to Closed Session. The Meeting will reconvene in Public Session at 7:30 p.m.

- 1, **BOARD ROLL CALL:** President Terry S. Doran
Vice President Shirley Issel
Director Joaquin J. Rivera
Director Ted Schultz
Director John T. Selawsky
Student Director Niles X'an Lichtenstein*

Administration: Stephen A. Goldstone, Ed.D., Interim Superintendent, Secretary

2. Recess to Closed Session – Board Conference Room

- a. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a):
Case name unspecified—Disclosure would jeopardize:
[] Service of Process [X] Existing Settlement Negotiations
- b. Consideration of Student Expulsion (Education Code Section 48918(c)
(K-12): Case No. 219 **Separate document**)
- c. Collective Bargaining Session (Government Code Section 3549.1(d)
- d. Conference with Real Property Negotiator (Government Code Section 54956.8)
Property: Urban Ore, Gilman Street, Berkeley, California
Names of Negotiation Party: Catherine E. James and Judson Owens
Under Negotiation [] Price [] Terms of Payment [X] Both
- e. Approval of FY 2001 Categorical Classified Reductions and Layoffs (Education Code Section 45308) (**Pages 1-2**)
- f. Public Employee Discipline/Dismissal/Release (Government Code Section 54957)
- g. Public Employment (Government Code Section 54957) (**Page 3-7**)

Certificated Transactions:

1. Appointment, Temporary Status.
2. Appointment, Adult School.
3. Resignations.
4. Retirement.
5. Leave of Absence without pay.
6. Substitutes:

*The Student Director does not attend Closed Session.

Regular Meeting of the Board of Education – Agenda
Wednesday, May 2, 2001, at 4:30 p.m.
Page 2 of 8

2. Recess to Closed Session (continued)
 - g. Public Employment (Government Code Section 54957) (continued)
Classified Transactions:
 1. Substitutes, if and as needed: Instructional Specialists; Clerical Assistant I; Custodian; Instructional Assistant; Interpreter for the Deaf; Special Education Instructional Assistant; Student Worker.
 2. Probationary: Instructional Assistant; Program Assistant; Microcomputer Technician; Instructional Technician.
 3. Resignations.

RECONVENE IN PUBLIC SESSION - 7:30 p.m.

3. **BOARD ROLL CALL:**
President Terry S. Doran
Vice President Shirley Issel
Director Joaquin J. Rivera
Director Ted Schultz
Director John T. Selawsky
Student Director Niles Xi'an Lichtenstein

REPORT OF ACTION TAKEN IN CLOSED SESSION

COLLECT “REQUESTS TO ADDRESS THE BOARD OF EDUCATION” CARDS

PUBLIC TESTIMONY: 30 Minutes Maximum—3 Minutes Per Speaker

UNION REPRESENTATIVES: 5 Minutes Each

ADVISORY COUNCILS 5 Minutes Each

SUPERINTENDENT’S REPORT

BOARD MEMBERS’ COMMENTS 5 Minutes Each

PRESENTATION: 8:30 p.m.	Placed on Agenda by	Disposition	Page(s)
4. Presentation by the Berkeley Federation of Teachers (BFT) regarding the National Board for Professional Teaching Standards (NBPTS) Certification	T.Doran 644-6550		Verbal

Regular Meeting of the Board of Education – Agenda
Wednesday, May 2, 2001, at 4:30 p.m.
Page 3 of 8

SPECIAL ORDER OF BUSINESS: ACTION	Placed on Agenda by	Disposition	Page(s)
<p>5. Acceptance of Gifts:</p> <ul style="list-style-type: none"> a. Carol L. Ingram: A donation of a computer and printer to be used at Martin Luther King Jr. Middle School b. Stephen Hischer, SUTRO & CO.: A donation of 32 computers, including keyboards and monitors. c. Bruce Strangeland: A donation of a computer and computer equipment to be used at Martin Luther King Jr. Middle School d. Dr. Lee Balance and Dr. Mary Selkirk: A donation of a computer and computer equipment to be used at Martin Luther King Jr. Middle School e. Debie Mazor: A donation of \$45.00 toward the cleaning of Rosa Parks Environmental Science Magnet School f. Richard B. Hadlock: A donation of 100 paperback children's books, to be used for first and fourth graders at Thousand Oaks Elementary School g. Keith Dubinsky: A donation of a Macintosh computer and computer equipment with an estimated value of \$545.00, to be used at Thousand Oaks Elementary School. h. Patty Bittenbender, Social Security Administration, Berkeley: A donation of 25 computers to the Berkeley Adult School and the Berkeley PTA Council. i. Sharon C. Collier, President, COLLIER & ASSOCIATES: A donation of office furniture. 	<p>T.Doran 644-6550</p>		<p>Verbal</p>

Regular Meeting of the Board of Education - Agenda
Wednesday, May 2, 2001, at 4:30 p.m., Page 4 of 8

APPROVAL OF CONSENT CALENDAR	Placed on Agenda by	Disposition	Page(s)
6. Approval of Personnel Recommendations	D.Gomez 644-6150		3-7
7. Approval of Purchases in Excess of \$15,000	G.Sirogiannis 644-8911		8-10
8. Approval of Non-Public School Placement of a Special Education Student at True to Life, Sebastopol, California, for the period of March 26, 2001 to June 30, 2001, at a cost of \$10,500	J.Biondi 644-6210		11
9. Approval of Non-Public School Placement of a Special Education Student at La Cheim, for the period of March 26, 2001 to June 30 2001, at a cost of \$9,035	J. Biondi 644-6210		12
10. Approval of Non-Public School Placement of a Special Education Student at Full Circle for the period April 18, 2001, at a cost of \$7,545.00	J.Biopndi 644-6210		13
11. Approval of Non-Public School Placement of a Special Education Student at Spectrum Center, for the period of March 21, 2001 to June 30, 2001, at a cost of \$16,956.48	J.Biondi 644-6210		14
12. Action taken regarding decision of Student Expulsion Administrative Panel: Case No. 219	C.Lim 644-6257		From Closed Session.
13. Approval of Resolution No. 7264: Authorization to Advertise for Bids for Track Resurfacing at Berkeley High School Field	C.E. James 644-6674		15-17
14. Approval of Resolution No. 7265: Resolution in the Matter of Reduction of Categorical Classified Staff	D.Gomez 644-6150		18-19
15. Approval of Resolution No. 7266: Authorizes Transportation Department Manager to seek funding from BAAQMD for school bus replacement of pre-1977 diesel buses with Compressed Natural Gas School Buses with a school district match of \$25,000 per bus	C.E.James 644-6674		20-21
16. Approval of the proposed fee increase for the elementary school After School Learning Programs	C.Lim 644-6257		22-23
17. Approval of Resolution Declaring May 5, 2001 as Cinco de Mayo Day	Board Members 644-6550 S.Goldstone 644-6147		24

Regular Meeting of the Board of Education – Agenda
Wednesday, May 2, 2001, at 4:30 p.m.
Page 5 of 8

APPROVAL OF CONSENT CALENDAR (continued)	Placed on Agenda by	Disposition	Page(s)
18. Approval of Resolution Declaring May 2001 as Asian Pacific Islander Heritage Month	Board Member 644-6550 S.Goldstone 644-6147		25
19. Approval of Resolution in Support of Senate Bill 993: The Early Education and Wage Equity Act	T.Doran 644-6550 J.Selawsky 644-6550		26-31
20. Approval of Military Recruitment and Non-Discrimination Resolution	J.Selawsky 644-6550		32
21. Approval of the Support of Assembly Bill 892: Establishing a Two-Year Pilot Program Providing Bridge Grants to Healthy Start Collaboratives	T.Doran 644-6550		33-41+ Delivered prior to mtg.
22. Approval of Berkeley High School Application for Carl D. Perkins Vocational and Technical Education Education Funding	C.Lim 644-6257		42-69
23. Approval of Oxford Elementary School Proposal for Permanent Art Work	C.Lim 644-6257		70-77

APPROVAL OF ACTION ITEMS	Placed on Agenda by	Disposition	Page(s)
24. Approval of Recommendations regarding the Future of the B Building at Berkeley High School	C.E.James 644-6674		78-80
25. Approval of Plan to Balance the FY 2001-2002 General Fund Budget—Meeting the Challenge	G.Sirogiannis 644-8911		81-96
26. Approval of Resolution Declaring May 20-26, 2001 as Classified Employees' Week	Board Member 644-6550 S.Goldstone 644-6147		97
27. Approval of Resolution Declaring May 9, 2001 as Day of the Teacher	Board Member 644-6550 S.Goldstone 644-6147		98

Regular Meeting of the Board of Education – Agenda
Wednesday, May 2, 2001, at 4:30 p.m.
Page 6 of 8

APPROVAL OF ACTION ITEMS	Placed on Agenda by	Disposition	Page(s)
28. Approval of Resolution No. 7267: Resolution Authorizing the Issuance and Sale of not to exceed \$17,000,000 of Bonds of the Berkeley Unified School District, prescribing the terms of said bonds, approving forms of and distribution of an official notice of sale with respect to said bonds, authorizing publication of notice of intention to sell bonds, delegating authorization to award bid for said bonds to an officer of the District, and authorizing execution of necessary certificates	C.E.James 644-6674		99-130
29. Approval of the Berkeley Adult School Western Association of Schools and Colleges (WASC) Report	C.Lim 644-6257		131-142

DISCUSSION/INFORMATON/REPORT	Placed on Agenda by	Disposition	Page(s)
30 First Reading for Proposed Revisions to the Board Policy on Independent Study	C.Lim 644-6257		

ADDITIONAL PUBLIC TESTIMONY:

10 Minutes Maximum

BOARD MATTERS

30. Board Committee Appointments/Reports
--

<p>Berkeley School Financing Corporation</p> <p>Citizens Advisory Committee on Diversity</p> <p>Citizens Budget and Finance Advisory Committee</p> <p>Citizens Construction Program Advisory Committee</p> <p>Facilities Maintenance and Security Advisory Committee</p> <p>Music Program Committee</p> <p>Peace and Justice Commission</p> <p>Student Assignment Advisory Committee</p> <p>Surplus Facilities Advisory Committee</p> <p>Two-by-Two Committee</p> <p>Youth Commission</p>

BOARD REQUESTS

--

ADJOURNMENT

-

11:00 p.m.

**Board of Education Meetings are broadcast live on KPFB/FM 89.3
and
Cable Television Channel 25**

Guidelines for Speakers at Board of Education Meetings

You are invited to participate in the 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** (located on the side of the Speaker's Stand) and give it to the Board Recorder. Your card must be submitted before the Presiding Officer calls for the item—**PUBLIC TESTIMONY**.

You will be called on to speak by the Presiding Officer.

A speaker has three minutes in which to make his/her remarks. (The Presiding Officer will extend the time allocation for those with special speech needs.)

Any subject related to the District or its educational programs may be discussed at Board of Education Meetings **except matters pertaining to individual employees of the Berkeley Unified School District**. 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.

Supplement to Board Agenda May 2, 2001

APPROVAL OF CONTRACTS/PURCHASE ORDERS

ROLL: Motion Recommend: That the Board Authorized the Associate Superintendent, Business or Purchasing Manager to execute the following contracts and purchase orders.

EXPENSE:

SERVICES CONTRACTS IN EXCESS OF FIFTEEN THOUSAND DOLLARS (\$15,000)

Request by	Vendor	Funding	Amount	MBE*
<hr/>				
1.C.Lim Assoc. Supt. Instruction	ACOE 313 W. Winton Avenue Hayward CA	School Links	\$49,938	
Technical services for After School Learning and Safe Neighborhood and Healthy Start Business Partnerships.				
2.E. Pecot Manager Transportation	Dooley Comm Tire Services 1348 Terminal Street West Sacramento CA	General Fund	\$20,000	
Tire materials products and services as needed for the period July 1, 2000 through June 30, 2001.				
3.E. Pecot Manager Transportation	A Z Bus Sales Inc. 3418 52 nd Street Sacramento CA	General Fund	\$19,000	
Bus parts and services as needed for the period July 1, 2000 through June 30, 2001.				
4.J. Biondi Manager Special Education	La Cheim School #1 Bolivar Drive Berkeley CA	Special Educ (increase of \$3,812)	\$20,492	
IEP required placement for student R.F. for the period December 1, 2000 through June 30, 2001.				
5.J. Biondi Manager Special Education	La Cheim School #1 Bolivar Drive Hayward CA	Special Educ (increase of \$5,280)	\$35,280	
IEP required placement for student S. P. for the period June 26, 00 through June 30, 2001 at Selpa approved rates.				
6.G. Le Ferve Director Maintenance	East Bay Conservation Corps 1021 Third Street Oakland CA	General Fund	\$19,800	
CCS staff to undertake landscaping projects at King Middle School for the period February 26, through June 30, 2001.				

APPROVAL OF CONTRACTS/PURCHASE ORDERS

7.J. Santoro Calif. Dept. of Education Child Deve. \$18,024
Director Accounting Office
Child Development P O Box 1925
 Sacramento CA

Refund for overpayment on Contract No. FCTR 9001.

8.C. James Alan Kropp & Associates, Inc. Bond \$25,000
Assoc. Supt. 2140 Shattuck Avenue
Support Services Berkeley CA

Construction observation and consultation services for the geotechnical aspects of the New Buildings at Berkeley High School project no. 801.9702.

9.G. Sirogiannis Modular Info Systems General Fund \$126,000
CFO 3160 Crow Canyon Place (increase of \$80,000)
Business Services San Ramon CA

Data Processing support services.

10.E. L. Szeto Berkeley Farms Food Services \$98,000
Manager 4550 San Pablo Avenue (increase of \$25,000)
Food Services Emeryville CA

Food items as needed for the period July 1, 2000 through June 30, 2001.

11.E. Szeto Goldstar Food Services \$95,000
Manager 2315 55th Street (increase of \$25,000)
Food Service Vernon Ca

Food items as needed for the 2000/01 School Year.

12.C. James Mercury Moving Fire \$35,000
Assoc. Supt., 3310 Adeline Street (increase of \$8,000)
Support Services Berkeley CA

Moving old library to temporary storage at East Campus.

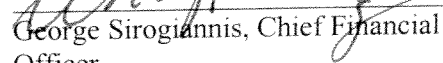
13.G. Sirogiannis Bohren and Company General Fund \$30,000
CFO 1340 Arnold Drive
Business Services Martinez CA

To perform General and Audit of Voluntary Integration for the 2000/01 fiscal year.

Prepared By:


Doris R. Davis, Purchasing Manager

Funds Available:


George Sirogiannis, Chief Financial Officer

Recommend Approval:

Steve Goldstone, Acting Superintendent

APPROVAL OF CONTRACTS/PURCHASE ORDERS

EXPENSE:

A Minority Business Enterprise (MBE) is an independent and continuing business for profit, which performs a commercially useful function and which is owned and controlled by one or more minority persons residing in the United States or its territories. A Women Owned Business (WBE) is an independent and continuing business for profit, which performs commercially useful function and which is owned and controlled by one or more woman (women) residing in the United States or its territories.

The MBE/WBE as they appear on the May 2, 2001 Board Agenda is as follows:

MBE/WBE PERCENTAGE Analysis of Purchasing CONTRACT/PURCHASE ORDERS*

	Contracts/ Purchase Orders^	Construc- tion^	BIDS^	TOTAL	Total Dollars MBE/WBE*
This Meeting	0%	. 0%	0%	0%	\$0.00
FY2001 To Date	11%	. 003%	0%	03%	\$1,113,340
Total for FY 2000	09%	0%	0%	05%	\$738,046
Total for FY 1999	11%	26%	0%	22%	\$3,537,098

***Percentages are computed based on total purchases less those purchase of which there was no option for MBE/WBE purchases. For example we must purchase electricity from PG&E.**

^Contracts/Purchase Orders are listed on this document.

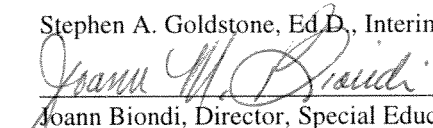
^Construction is a Resolution, not part of this document.

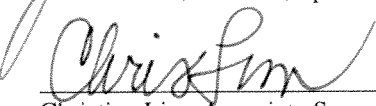
^Bids is a separate document, not a part of this document.

DATE: March 22, 2001

TO: Members, Board of Education

FROM: Stephen A. Goldstone, Ed.D., Interim Superintendent

PREPARED BY: 
Joann Biondi, Director, Special Education


Christine Lim, Associate Superintendent, Instructional Services

RECOMMENDATION: that the Board of Education approve placement of student AC (09/07/88), who is emotionally disturbed, at True to Life, Sebastopol, California.

DISCUSSION:

The student's disabilities make her a danger to herself. She was attending King until she was hospitalized and an AB3632 referral was made. The AB3632 determination has been made that a residential placement at True to Life is most appropriate at this time.

FINANCIAL IMPACT:

Time period: March 26 to June 30, 2001

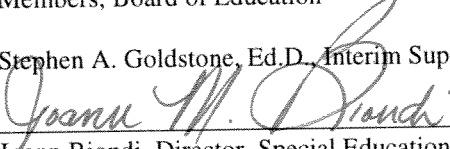
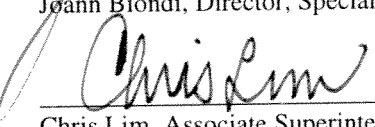
Estimated days: 65

Cost per day: \$ 150/day daily tuition rate

Transportation: \$ 15/day estimated

Total cost: \$ 10,500.00

Bdrecnew01ac01

DATE: March 19, 2001
TO: Members, Board of Education
FROM: Stephen A. Goldstone, Ed.D., Interim Superintendent
PREPARED BY: 
Joann Biondi, Director, Special Education

Chris Lim, Associate Superintendent, Instructional Services

RECOMMENDATION: that the Board of Education approve placement of student RV (02/29/88), who is emotionally disturbed, at La Cheim.

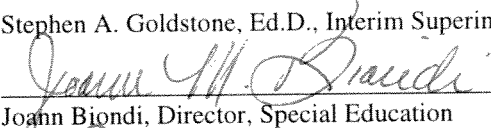
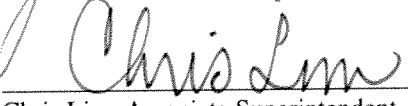
DISCUSSION:

The student's disabilities make him a danger to himself and others. He has been attending Willard while an AB3632 referral was made. The AB3632 determination has been made that day treatment at La Cheim is most appropriate at this time.

FINANCIAL IMPACT:

Time period: March 26 to June 30, 2001
Estimated days: 65
Cost per day: \$ 139/day daily tuition rate
Total cost: \$ 9,035.00

Bdrecnew01rv01

DATE: April 17, 2001
TO: Members, Board of Education
FROM: Stephen A. Goldstone, Ed.D., Interim Superintendent
PREPARED BY: 
Joann Biondi, Director, Special Education

Chris Lim, Associate Superintendent, Instructional Services

RECOMMENDATION:

That the Board of Education place student JZ (7/3/89), who is emotionally disturbed, at Full Circle for the period 4/18/01 to 6/30/01 at a cost of \$ 7,545.

DISCUSSION:

This student has been on home instruction while an AB3632 referral was made. The recommendation has been completed and the determination is for residential placement .

FINANCIAL IMPACT:

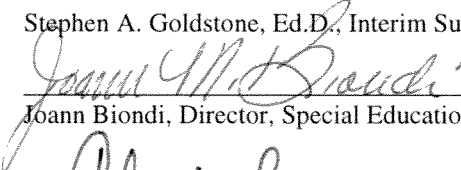
Period of service:	4/18 to 6/30/01
Number of days:	53
Daily tuition:	\$ 140.00
Services:	transportation
Total for year:	\$ 7,545.00

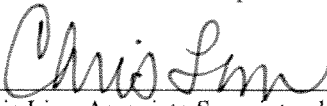
Bdrecjz01

DATE: April 17, 2001

TO: Members, Board of Education

FROM: Stephen A. Goldstone, Ed.D., Interim Superintendent

PREPARED BY: 
Joann Biondi, Director, Special Education


Chris Lim, Associate Superintendent, Instructional Services

RECOMMENDATION:

That the Board of Education place student M.H. (5/15/93) at Spectrum Center for the period 3/21/01 to 6/30/01 at a cost of \$ 16,956.48.

DISCUSSION:

This autistic student's family moved to Berkeley from Contra Costa County. This is an interim placement as he has been attending Spectrum Center and our team will be reviewing.

FINANCIAL IMPACT:

Period of service:	3/21 to 6/30/01
Number of days:	60
Daily tuition:	\$ 159.03
Services:	1:1 aide, speech, OT
Total for year:	\$ 16,956.48

Bdrecmh01

RESOLUTION NO.7264

**AUTHORIZATION TO ADVERTISE for BIDS for TRACK RESURFACING at
BERKELEY HIGH SCHOOL**

WHEREAS, in the judgement of the Board of Education of the Berkeley Unified School District of Alameda County, it is necessary to secure all labor, materials, equipment, mechanical workmanship, transportation and services required for furnishing and installation of **TRACK RESURFACING at BERKELEY HIGH SCHOOL** all in accordance with the plans and specifications for the same, prepared by Berkeley Unified School District, Facilities Planning Office, Berkeley, California, which are on file in the office of said Board and which said plans and specification are hereby approved and adopted;

NOW, THEREFORE, BE IT RESOLVED that the general prevailing rates of wages as heretofore ascertained and determined by the Director of the State Department of Industrial Relations in accordance with Labor Code Section 1770 and by said Board shall be the general prevailing rates of per diem wages for each craft or type of worker or mechanic needed to execute this contract; and

BE IT FURTHER RESOLVED, that the Secretary of the Board be and he is hereby authorized to advertise for proposals for the completion of said work in accordance with law by publishing the same in newspapers of general circulation published and circulated in said district; and

BE IT FURTHER RESOLVED, that the Notice to Contractors shall be in form as follows:

Resolution No. 7264
continued

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN, that the Board of Education of the Berkeley Unified School of Alameda County hereby calls for sealed proposals to be delivered to the Purchasing Agent of said Board at the Purchasing Office of said Board 1720 Oregon Street, Berkeley, California until **3:00 PM MAY 24, 2001** at which time and place said bids will be opened for the furnishing of all labor, materials, equipment, mechanical workmanship, transportation and services to be used and employed in the installation of **Track Resurfacing at Berkeley High School, located at 2301 Martin Luther King Jr. Way, Berkeley, California**, for the Board of Education of the Berkeley Unified School District of Alameda County.

These bids shall be presented in accordance with plans and specifications for said work prepared by Berkeley Unified School District, Facilities Planning Office, 1720 Oregon Street, Berkeley, California 94703, which are on file at the said office of said Board located at above mentioned address.

Bids must be made on bid forms obtained at the said office of the Purchasing Agent, 1720 Oregon Street, and must be signed by the bidder.

The contractor and all subcontractors under him/her must pay all laborers, workers and mechanics on said work, or any part thereof, not less than the general prevailing rate of per diem wages and not less than the general prevailing rate of per diem wages for legal holiday and overtime work, for work of a similar character in the locality in which the work is performed, to wit; said school district, which per diem wages shall not be less than the stipulated rates contained in a schedule thereof which has been ascertained and determined by the Director of the State Department of Industrial Relations in accordance with Labor Code Section 1770 and by said Board and which is now on file in the office of said Board and by reference incorporated and specified herein and made a part hereof, copies of which are available at said office of said Board, to any interested party upon requested.

Any contractor and his subcontractors shall be bound by said wage scale and shall agree to pay all wages in accordance with said wage schedule.

There will be no fax bids.

Mandatory Job Walk to be held on May 15, 2001 at 9:00 am to meet at 2301 Martin Luther King Jr. Way.

The Board reserves the right to reject any and all bids, or any or all items or alternates or propositions of such bids.

By order of Said Board of Education.

First Issue: May 6, 2001


Second Issue: May 13, 2001

Resolution No. 7264
continue

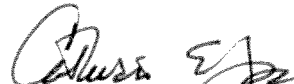
Purchase Order No. 11.00177- Send invoice to Purchasing Department
1720 Oregon Street, Berkeley CA 94703

Charge to: Bond


Prepared by:


Doris R. Davis, Purchasing Manager

Reviewed by:


Catherine James,
Associate Superintendent, Support Services

Recommend Approval:


Steve Goldstone, Interim Superintendent

PASSED AND ADOPTED by the Board of Education of the Berkeley
Unified School District this 4th day of May, 2001 by the
following called vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

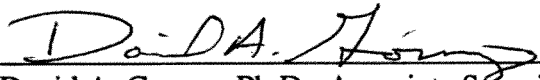
Steve Goldstone, Superintendent
Secretary of the Board of Education
of the City of Berkeley and of
Berkeley Unified School District of
Alameda County, State of California

BERKELEY UNIFIED SCHOOL DISTRICT

DATE: May 2, 2001

TO: Members, Board of Education

FROM: Stephen A. Goldstone, Ed.D., Interim Superintendent

PREPARED BY: 
David A. Gomez, Ph.D., Associate Superintendent,
Administrative Services

RECOMMENDATION:

Due to the lack of work and/or lack of funds, I am recommending to the Board that they approve the layoffs of those employees listed in Resolution No. 7265.

DISCUSSION:

Education Code Section 45117 authorizes school districts to lay off classified employees due to lack of funds and/or lack of work. This section also requires that classified employees receive a notice of layoff not sooner than 30 days prior to the effective date of their layoff. Funding reductions for 2001-02 at the school sites have resulted in program modifications and reduction of services.

FINANCIAL IMPACT:

Will provide alignment in budget analysis for 2001-02 school year.

BERKELEY UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 7265

RESOLUTION IN THE MATTER OF ELIMINATION OF CLASSIFIED STAFF

WHEREAS, due to the lack of work and/or lack of funds, this Board hereby finds that it is in the best interest of the Berkeley Unified School District that, effective the 2nd day of May, 2001, certain services not being provided by said school district be eliminated as follows:

Classification

8 Instructional Technicians from the Teacher Led Technology Challenge ("TLTC") with the following FTE

Instructional Technician	1.00 FTE
Instructional Technician	1.00 FTE
Instructional Technician	1.00 FTE
Instructional Technician	1.00 FTE
Instructional Technician	1.00 FTE
Instructional Technician	1.00 FTE
Instructional Technician	1.00 FTE
Instructional Technician	.50 FTE

NOW, THEREFORE BE IT RESOLVED that effective the 2nd day of May 2001 Classified position(s) of the Berkeley Unified School District be eliminated to the extent hereinafter set forth.

BE IT FURTHER RESOLVED that the Superintendent of the Berkeley Unified School District is authorized and directed to give notice of layoff to classified employees of the school district pursuant to district rules and regulations and applicable provisions of the Education Code of the State of California effective not less than thirty (30) days following receipt of the notice by the classified employee.

PASSED AND ADOPTED by the following called vote this 2nd day of May 2001.

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Clerk of the Board of Education
Berkeley Unified School District

BERKELEY UNIFIED SCHOOL DISTRICT

DATE: May 2, 2001

TO: Board of Education

FROM: Steven A. Goldstone, Ed.D, Interim Superintendent

PREPARED BY: Catherine James, Associate Superintendent, Support Services
Bernadette Cormier, Transportation Supervisor

RE: Authorizes Transportation Department Manager to seek funding from BAAQMD for school bus replacement of pre-1977 diesel buses with Compressed Natural Gas School Buses with a school district match of \$25,000 per bus.

RECOMMENDATION

It is recommended that the Board approve Resolution 7266 authorizing the submittal of an application to the Bay Area Air Quality Management District (BAAQMD) for school bus replacement funds.

DISCUSSION

The BAAQMD is making funding available to public school districts under the California Air Resources Board's Lower-Emission School Bus Program. This program provides funding to replace or retrofit older school buses to reduce harmful emissions of diesel particulate matter and oxides of nitrogen. BUSD has been very successful over the last 10 years in utilizing available resources and grant programs to replace an aging diesel fleet with clean and alternative fuel school buses. Transportation has three remaining pre-1977 Type I school buses in its fleet. In the past few years the grant programs have moved away from funding the total cost of buses and infrastructure to funding formulas that include matching funds.

FINANCIAL IMPLICATION

We will request 2-3 replacement buses. We will include specification options that conform to current fleet standards. The BAAQMD expects matching funds from the District at a cap of \$25,000 per bus. Total price quoted per bus, including specifications to meet fleet standards, is \$142,464.96. Pending successful application for funds from BAAQMD, total cost to district per bus would be \$35,320.32 (including increased specifications to meet fleet standards). This amount can be financed over 5 year or 7 year period.

Berkeley Unified School District

Resolution No. 7266

Resolution of the Board of Education of the Berkeley Unified School District Authorizing Submittal of Application to the Bay Area Air Quality Management District for School Bus Replacement Funds

WHEREAS, the Berkeley Unified School District provides bus transportation to students as part of the regular business operations; and

WHEREAS, the Berkeley Unified School District recognizes that air quality has an impact on the health and welfare of the people in the Bay Area, Alameda County and the City of Berkeley, and especially on children; and

WHEREAS, federal health based ground level ozone standards must be met in 2005; and

WHEREAS, ground level ozone standards are exceeded due primarily to oxides of nitrogen emissions from heavy duty vehicles; and

WHEREAS, the California Air Resources Board and Bay Area Air Quality Management District have determined that particulate matter in diesel exhaust is a toxic air contaminate; and

WHEREAS, the Berkeley Unified School District is concerned about student exposure to ground level ozone and toxic air contaminants; and

WHEREAS, the Berkeley Unified School District has demonstrated a long-term commitment to alternatively fueled vehicles; and

WHEREAS, the Berkeley Unified School District currently operates seven low emission, compressed natural gas school buses; and

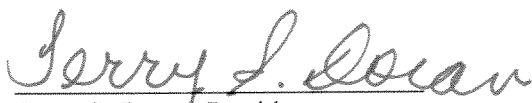
WHEREAS, the Bay Area Air Quality Management District has requested applications for funds for school bus replacement, with a requirement of a school district match of a maximum of \$25,000 per bus in return; and

WHEREAS, the Berkeley Unified School District would be eligible to receive a portion of funds awarded to the Bay Area Air Quality Management District

NOW, THEREFORE, BE IT RESOLVED THAT the Berkeley Unified School District hereby resolves to support the Bay Area Air Quality District's application to provide cost-share for the purchase of compressed natural gas school buses.

Passed and Approved this 2nd Day of May 2001.

AYES:	Directors Doran, Issel, Rivera, Schultz, Selawsky, (Lichtenstein)
NOES:	None
ABSENT:	None
ABSTENTION:	None


Terry S. Doran, President
Board of Education



Stephen A. Goldstone
Interim Superintendent

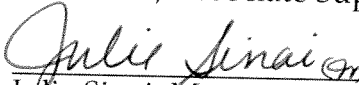
Berkeley Unified School District

DATE: May 2, 2001

TO: Members, Board of Education

FROM: Stephen A. Goldstone, Ed.D., Interim Superintendent

PREPARED BY: 
Chris Lim, Associate Superintendent, Instruction


Julie Sinai, Manager, School Linked Programs

SUBJECT: After School Learning Program Fee Schedule for 2001-2002

RECOMMENDATION: It is recommended that the Board of Education approve the proposed sliding scale fee increase for the elementary school After School Learning Programs (Rosa Parks, Thousand Oaks, City of Franklin, Cragmont, John Muir, Emerson, and Malcolm X).

DISCUSSION:

The After School Learning and Safe Neighborhood Partnership Program (ASLSNPP) require a 50% match for the funding. Since the beginning of the programs we have depended on parent fees to support our share of the match and to support a quality and enriching program. Our 21st Century Learning grants are not renewable and require a sustainability plan that encourages a sliding scale fee based program, where appropriate.

BUSD offers 5 day a week, up to 4-5 hours a day after school programming that includes academics, recreation and enrichment, including full programming on early release Wednesdays. We receive only \$5.00 per day per student for the ASLSNPP program. We are requesting a minimal fee increase for the next school year so that we can offer a broad array of programming for our students and provide adequate staff / student ratios. The highest proposed fee is still below the market rate for after school programming in Berkeley. The current market rate for Alameda County for afterschool childcare is \$393.84 according to the California Childcare Resource and Referral Market Rate Survey.

The fee is not used as a factor to reject students who are in need of the services. Any family has the opportunity to meet with the site coordinator to make other arrangements if necessary.

PROPOSED FEES FOR 2001-2002

PROPOSED MONTHLY PROGRAM FEES FOR ASLP PARTICIPATION (Fees averaged over 10-month period)			
CATEGORY	2000-2001 (First Child)	PROPOSED 2001-2002 (First Child)	2001-2002 Cost of Additional Child
Partial Scholarship	\$37.10	\$42.00	\$21.00
Low	\$55.65	\$63.00	\$31.50
Reduced	\$111.30	\$125.00	\$62.50
Moderate	\$185.50	\$210.00	\$105.00
Full Cost	\$267.12	\$300.00	\$150.00

FINANCIAL IMPACT: No financial impact to the General Fund.

BERKELEY UNIFIED SCHOOL DISTRICT
Office of the Superintendent
May 2, 2001

Resolution Declaring May 5, 2001 as Cinco de Mayo Day

WHEREAS, in a historic battle 133 years ago, a brave legion of Mexican soldiers turned back an invading French army, in what became as the *Battle of Puebla*; and

WHEREAS, the date of this conflict, *May 5, 1862*, has become more familiarly known as *Cinco de Mayo*, one of Mexico's most illustrious days of the year; and

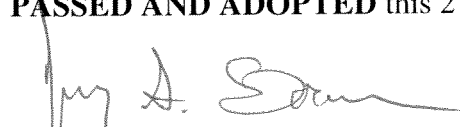
WHEREAS, each year on this date, the citizens of Mexico and people of Mexican heritage around the world celebrate the cherished ideals of liberty, independence, and self-determination; and

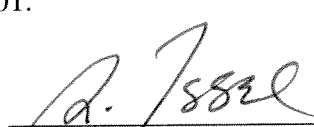
WHEREAS, since the *Battle of Puebla*, that conflict has come to symbolize the spirit, pride and determination of the Mexican people; and

WHEREAS, on this day, communities and citizens throughout our state will gather in a spirit of celebration of the principles of liberty, democracy and freedom.


NOW, THEREFORE, BE IT RESOLVED that the Berkeley Unified School District Board of Education and Superintendent of Schools do encourage staff to commemorate *Cinco de Mayo* as an opportunity to reflect upon the importance of this day and the symbolic significance that it holds.


PASSED AND ADOPTED this 2nd day of May 2001.

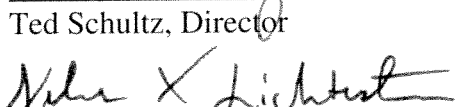

Terry S. Doran, President
Board of Education



Shirley Issel, Vice President


Joaquin J. Rivera, Director


Ted Schultz, Director


John T. Selawsky, Director


Miles Xi'an Lichtenstein, Student Director


Stephen A. Goldstone, Ed.D.
Interim Superintendent

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Office of the Superintendent
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PASSED AND ADOPTED this 2nd day of May 2001.

Terry S. Doran, President
Board of Education

Stephen A. Goldstone, Ed.D.
Interim Superintendent

BERKELEY UNIFIED SCHOOL DISTRICT
Office of the Superintendent
May 2, 2001

Resolution Declaring May 2001 as Asian Pacific Islander Heritage Month

WHEREAS, the State of California is home to over 625,000 Asian and Pacific Islander students from kindergarten through grade twelve; and

WHEREAS, the diversity of these groups include Bengali, Burmese, Cambodian, Chinese, Filipino, Hmong, Indonesia, Japanese, Koreans, Lao, Malayan, Okinawan, Pakistani, Thai, Vietnamese, Samoan, Asian Indian and others; and

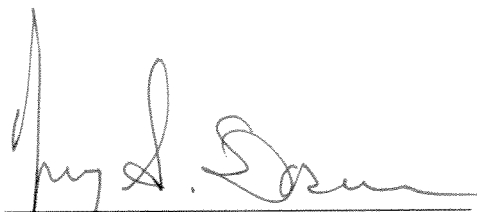
WHEREAS, despite the hardships and barriers they encountered, Asian Pacific Americans have made substantial historical and cultural contributions to the growth and development of California's government, industry and commerce, and agriculture, science, literature and the arts; and

WHEREAS, the History-Social Science Framework for California Public Schools, kindergarten through grade twelve, states that the history curriculum of community, state, region, nation and the world must reflect the experiences of men and women and of different racial, religious and ethnic groups which is integrated at every grade level; and

WHEREAS, *Asian Pacific Islander Heritage Month* is celebrated annually at the local, state, and national levels.

NOW, THEREFORE, BE IT RESOLVED that the Berkeley Unified School District Board of Education and the Superintendent of Schools do encourage staff to commemorate this occasion with appropriate instructional activities.

PASSED AND ADOPTED this 2nd day of May 2001.



Terry S. Doran, President
Board of Education



Stephen A. Goldstone, Ed.D.
Interim Superintendent

BERKELEY UNIFIED SCHOOL DISTRICT
Office of the Superintendent
May 2, 2001

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