

**BERKELEY UNIFIED SCHOOL DISTRICT**  
**2134 Martin Luther King Jr. Way**  
**Berkeley, CA 94704-1180**  
**Phone: (510) 644-6147 Fax: (510) 540-5358**

**REGULAR MEETING OF BOARD OF EDUCATION**  
**AGENDA**  
**December 5, 2001**

Call to Order            The Presiding Officer will Call the Meeting to Order at 5:00 p.m.  
The Board will recess to Closed Session at 5:00 p.m. and  
reconvene in Public Session at 7:30 p.m.

Roll Call	Terry S. Doran	Ted Schultz
	Shirley Issel	John T. Selawsky
	Joaquin J. Rivera	Sarena M. Chandler

Administration            Superintendent Michele Lawrence

**Annual  
Organizational  
Meeting**

Election of Officers            President \_\_\_\_\_  
Motion\_\_\_\_ Second\_\_\_\_ Vote\_\_\_\_

Vice President \_\_\_\_\_  
Motion\_\_\_\_ Second\_\_\_\_ Vote\_\_\_\_

Resolution No. 7295: Signatures of Board Members	<u>Staff Recommendation:</u> Approve Resolution No. 7295. Motion____ Second____ Vote____	Page 1
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Review of Board Committees	<u>Staff Recommendation:</u> Approve the representation of individual Board members on District and community committees. Motion____ Second____ Vote____	Page 3
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Review appointments  
of citizens to Board  
Committees

Staff Recommendation: Review  
citizen appointments to Board  
Committees and renew or appoint  
Membership.  
Motion\_\_\_\_ Second\_\_\_\_ Vote\_\_\_\_

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Calendar

Staff Recommendation: Approve the  
schedule of regular Board Meeting  
dates for 2002

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Motion\_\_\_\_ Second\_\_\_\_ Vote\_\_\_\_

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, 54956.9(a) and  
54957) and Education Code Section 48918(c)—  
Board Conference Room

- a) Conference with Legal Counsel—Existing  
Litigation.
- b) Consideration of Student Expulsions  
**(Separate document)**
  - 1. Case #12-02
  - 2. Case #14-02
  - 3. Case #15-02
- c) Collective Bargaining
- d) Public Employee  
Discipline/Dismissal/Release
- e) Public Employment and Appointments
- f) Property Acquisition

Report Close Action:

Consideration of Student Expulsion:  
Case #12-02  
Case #14-02  
Case #15-02  
Motion\_\_\_\_ Second\_\_\_\_ Vote\_\_\_\_

Approve Agenda

Approve the Regular Meeting Agenda of December  
5, 2001  
Motion\_\_\_\_ Second\_\_\_\_ Vote\_\_\_\_

Regular Minutes

Approval of Minutes of the Regular Meeting held on November 14, 2001  
Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_

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Approval of Resolution  
Of Appreciation for  
Outgoing President  
Terry S. Doran

REPORTS

Union Representatives' Reports  
Board Committee Reports  
Board Member Reports  
Superintendent's Report

HEARING SECTION

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 secretary. Speakers will be called in sequence. The Hearing Section is limited to 30 minutes—3 minutes per speaker. Speakers with the same concerns are encouraged to select a spokesperson to address the Board.

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 Proclamation  
in Honor of Berkeley City  
Ballet's 28<sup>th</sup> Annual  
Presentation of *The  
Nutcracker*.

Staff Recommendation: Approve  
the Proclamation in Honor of  
Berkeley City Ballet's 28<sup>th</sup>  
Annual Presentation of *The  
Nutcracker*.  
Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_

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1.2-C Acceptance of Gifts/ Donations	<u>Staff Recommendation:</u> Accept the gifts/donations to District or facilities from Individuals and/or companies, as submitted and direct staff to send a letter of appreciation. Motion_____ Second_____ Vote_____	Page 18
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Human Resources

2.1-C Acceptance of Personnel Report	<u>Staff Recommendation:</u> Accept Personnel Report 01-08 as submitted. The report includes details, assignment, terminations and employment of personnel. Certain assignments listed in this report may be contingent upon allocation of funding in the 2001-2002 State Budget Act and related Legislation. Motion_____ Second_____ Vote_____	19
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Educational Services

3.1-C Approval of Out-of-State Travel Request	<u>Staff Recommendation:</u> Approve staff request to attend and present at the PRO-NET 2000 National Professional Development Conference in Washington, D.C. Motion_____ Second_____ Vote_____	26
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3.2-C Approval of Overnight Field Trip Requests	<u>Staff Recommendation:</u> Ratify and approve overnight field trip requests to San Francisco, made by Berkeley Arts Magnet Motion_____ Second_____ Vote_____	27
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<p>3.3-C Approval of Expenditure Plan for the Academic Performance Index (API) School Site Employee Bonus Award for Thousand Oaks Elementary School</p>	<p><u>Staff Recommendation:</u> Approve the expenditure plan for School Site Employee Bonus Award for Thousand Oaks Elementary School. Motion____ Second____ Vote____</p>	<p>Page 28</p>
<p>3.4-C Approval of Revised Expenditure Plan for Governor’s Performance Award for Rosa Parks School</p>	<p><u>Staff Recommendation:</u> Approve the revised expenditure plan for the Rosa Parks Governor’s Performance Award which has been approved by the School Site Council and has been revised to meet current site needs. Motion ____ Second____ Vote____</p>	<p>30</p>
<p>3.5-C Approval of Rosa Parks Proposal for Permanent Art Work</p>	<p><u>Staff Recommendation:</u> Approve proposal for permanent art work in the form of a tile project at Rosa Parks Environmental Science Magnet School as proposed by the Rosa Parks Dedication Committee Motion____ Second____ Vote____</p>	<p>32</p>
<p>3.6-C Adopt textbook <i>Introduction to the Practice of Statistics</i></p>	<p><u>Staff Recommendation:</u> Adopt <i>Introduction to the Practice of Statistics</i> that was received for Review on November 14, 2001 Motion____ Second____ Vote____</p>	<p>34</p>
<p>3.7-C Approval of a Two-Year (2001-2002 and 2002-2003) Contract between the District and the California Department of Health, California Nutrition Network Local Incentive Awards Program</p>	<p><u>Staff Recommendation:</u> Approve the two-year (2001-2002 and 2002-2003) Contract between the District and the California Department of Health, California Nutrition Network Local Incentive Awards Program for \$1,003,018 for 2001-2002 and \$1,074,147 for 2002-2003. Motion____ Second____ Vote____</p>	<p>35</p>

3.8-C Acceptance of Adult Education Workforce Investment Act Grant Award	<u>Staff Recommendation:</u> Approve the acceptance of the Adult Education Workforce Investment Act Grant Award in the Amount of \$142, 875 to Augment the Adult Education Program. Motion____ Second____ Vote____	Page 38
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Business Services

4.1-C Approval of Purchases in Excess of \$15,000	<u>Staff Recommendation:</u> Authorize the Associate Superintendent, Business or Purchasing Agent to execute contracts and Purchase orders. Motion____ Second____ Vote____	39
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4.2-C Approve Listing of Warrants issued in September and October 2001	<u>Staff Recommendation:</u> Approve the monthly bill warrant list for September and October 2001 Motion____ Second____ Vote____	42
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4.3-C Authorization to award a contract with ABM Engineering to provide a maintenance manager for a period not to exceed five months at a cost not to exceed \$50,000	<u>Staff Recommendation:</u> Approve the contract with ABM Engineering to provide a maintenance manager for a period not to exceed five months at a cost not to exceed \$50,000. Motion____ Second____ Vote____	122
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**ACTION ITEMS**

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

Human Resources

2.1-A Approval of Resolution to Eliminate specified Classified positions	<u>Staff Recommendation:</u> Adopt Resolution 7294 to eliminate specified classified positions because of lack of funds and/or lack of work, effective January 5, 2002 Motion____ Second____ Vote____	Page 123
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Educational Services

3.1-A Approval of Placement of two Special Education Students in Non-Public Schools	<u>Staff Recommendation:</u> Approve the placement of two students in the following non-public schools: a. Briar Oaks Residential Treatment Center for The period of 11/02/01 to 06/30/02, at a cost of \$23,816.90. b. Seneca Center for the The period of 4/23/01 To 05/31/01, at a Cost of \$3,807.00 Motion____ Move____ Vote____	125
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Business Services

4.1-A Authorization to Approve The Award of Emergency Contract to Enterprise Roofing for roofing of Portable classrooms at Le Conte Elementary School	<u>Staff Recommendation:</u> Approval Approve this bid to address the health and safety issues of Le Conte Elementary School as quickly as possible and Adopt Emergency Resolution 7293 to suspend the bid requirements for contract for Le Conte Elementary School.	126
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**CONFERENCE**

Human Resources

2.1-CF  
Second Reading of Revision  
of Board Policy 4030:  
Non-Discrimination in  
Employment

Staff Recommendation: Accept the 129  
second reading the proposed  
revision of Board Policy 4030:  
Non-Discrimination in Employment.  
Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_

**INFORMATION**

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

General Services  
1.1-I  
Report on Small Schools

Staff Recommendation: The progress  
and development of research and  
activities around the development  
Of small schools will be presented.

1.2-I  
Board Committee  
Appointments/Reports

**ANNOUNCEMENTS**

Next Regular Meeting  
December 19, 2001  
7.30p.m. Board Room  
of the District Office.

**ADJOURNMENT**

Time\_\_\_\_\_

Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_



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.