

BERKELEY UNIFIED SCHOOL DISTRICT
MINUTES, REGULAR MEETING
Wednesday, September 11, 2002
District Administrative Offices
Board Meeting room
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180

ADOPTED MINUTES
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CALL TO ORDER

President Shirley Issel called the Regular Board of Education Meeting to order at 6:00 p.m.

BOARD ROLL CALL

MEMBERS PRESENT: President Shirley Issel
Vice President Joaquin J. Rivera
Director Terry S. Doran
Director Ted Schultz
Director John T. Selawsky
Student Director Andy Turner*

Administration Superintendent Michele Lawrence, Secretary

Prior to Closed Session, as necessary, staff/employee comments are taken per Government Code Section 54957

No one addressed the Board at this time.

Recess to Closed Session (Government Code Sections 3549.1(d), 54956.9, 54956.9(a) and 54957 and Education Code Section 48918(c))

- a) Conference with Legal Counsel—Existing Litigation
- b) Consideration of Student Expulsion
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal/Release
- e) Public Employment and Appointments
- f) Liability Claims
- g) Property Acquisition

*The Student Director does not attend Closed Session.

The Board recessed to Closed Session at 6:00 p.m. and reconvened in Public Session at 7:30 p.m.

At 7:30 p.m., the Board declared a moment of silence in memory of citizens who lost their lives as a result of the tragic event of September 11, 2001, and to recognize those heroic men, women and children who served so tirelessly during our national crisis. Each Board Member expressed their deep sorrow regarding this national crisis.

Superintendent Lawrence reported that throughout the District, our students and staff memorialized this tragedy.

BOARD ROLL CALL: President Shirley Issel
Vice President Joaquin J. Rivera
Director Terry S. Doran
Director Ted Schultz
Director John T. Selawsky
Student Director Andy Turner

All Board Members were present

Report Closed Session Action

President Issel stated that in Closed Session, the Board dealt with item (c) Collective Bargaining.

Agenda Approval

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

That items 4.1-C: Approval of Contracts/Purchase Orders in Excess of \$15,000 and item 1.5-C: Resolution to Honor Diane J. Lipton, Children's Advocate, be pulled for discussion.

Approval of Minutes

Motion: Directors Doran/Rivera and approved unanimously on voice vote:

That the minutes of June 19 and 26, 2002 and August 21, 2002, are approved.

PUBLIC TESTIMONY

Four speakers addressed the Board.

REPORTS

Union Representatives' Reports

Ms. Stephanie Allen, Union 39, addressed the Board.

Mr. Barry Fike, President, Berkeley Federation of Teachers (BFT), read the letter, which he sent to BFT members, wishing them a successful and rewarding school year.

Advisory Councils' Report

Mr. Derick Miller, PTA Council President, thanked everyone for the successful Annual PTA Council Reception and commended staff for the updated District web page.

Ms. Yolanda Huang, representing the Maintenance Advisory Committee, highlighted three motions, which the Maintenance Advisory Committee approved. President Issel requested that these motions be submitted to the Board in memorandum form, from the Chairperson of the Maintenance Advisory Committee. She also requested that the Maintenance Advisory Committee consult with the Chairperson of the Construction Advisory Committee regarding the motions.

Ms. Mary Reiter, BSEP (Berkeley Schools Excellence Project) Planning and Oversight Committee, said the first meeting of the Planning and Oversight Committee will be held on September 24, 2002, at 7:30 p.m., Superintendent Lawrence will be the guest speaker.

Superintendent's Report

Superintendent Lawrence recognized staff for a smooth opening of school. She gave special recognition to the Berkeley custodians, bus drivers, food service workers, and teachers. Superintendent Lawrence said enrollment is below projection at the elementary level and will result in combining/decreasing some classes. She gave an update regarding the scheduling challenges at Berkeley High School due mainly to the change from a seventh period day to a sixth period day. Superintendent Lawrence reiterated that we are still in a financial crisis.

Board Members' Reports

Student Director Turner reported that Berkeley High School is "looking good." He said "it is clean and a nice place to attend school." Student Director Turner said the students are not aware of the safety/security policy. He inquired about the Student Activities Coordinator position and if it will be refilled.

Board Members' Reports

Director Doran congratulated staff on a successful opening of school. He apologized to the parent who spoke during Public Testimony regarding his daughter's denial of the opportunity to salute the Flag and that there was no Flag in the classroom. Director Doran reported on his attendance at the Berkeley High School Site Committee Meeting and CNAC (Child Nutrition Advisory Committee) Meeting.

Director Schultz complimented students, staff, and parents on a successful opening of school. He said he shares Director Doran's sentiments regarding the parent who spoke about Pledge to the Flag.

Director Selawsky responded to comments made by Ms. Stephanie Allen. He urged students, parents, staff and Berkeley community to participate in the Walk to School Day, which will be held October 2, 2002.

President Issel thanked Angela Harris for her donation of a Viola and Marilyn Kaplan for a computer and hardware. She acknowledged members of the Berkeley Rotary Club for their donation of \$5,000, which will be used for supplies in the Reading Recovery Program and also, for painting the press box, rebuilding the bleachers and installing a drinking fountain in the press box at Berkeley High School.

CONSENT ITEMS

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

That the Consent Items are approved, as amended. The amendments are that items 1.4-C and 1.5-C are pulled for further clarification.

- 1.1-C: Acceptance of Gifts/Donations
- 1.2-C: Designations of CIF (California Interscholastic Federation) League Representatives for 2002-2003
- 1.3-C: Multi-School Team Status for 2002-2003, with Berkeley High School
- 1.4-C: Nominations for CSBA (California School Boards Association)

No action was taken on this item.

- 1.5-C: Resolution to Diane J. Lipton, Children's Advocate

Please see page 6 of these minutes for action on this item.

- 1.6-C: Walk to School Day Resolution
- 2.1-C: Acceptance of Personnel Report
- 3.1-C: Overnight Field Trip Requests
- 3.2-C: Out-of-State Travel
- 3.3-C: Renewal of One-Year Contracts for 2002-2003 with Community-based Agencies and Berkeley Unified School District School-Linked Programs
- 4.1-C: Approval of Contracts/Purchase Orders in Excess of \$15,000
- 4.2-C: Approve Payroll payments made in August 2002
- 4.3-C: Amendment of Agreement to bid Schedule 1326 for custodial supplies

CONSENT ITEMS (continued)

1.5-C:

Resolution to Honor Diane J. Lipton, Children's Advocate

President Issel read the resolution.

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

Approval of the Resolution to Honor Diane J. Lipton, Children's Advocate.

4.1-C:

Approval of Contracts/Purchase Orders in Excess of \$15,000

Director Selawsky requested clarification regarding page 49, item 9. Dr. David Gomez, Associate Superintendent, Human Resources, requested that this item be deleted.

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

Approval of Contracts/Purchase Orders in Excess of \$15,000, as amended. The amendments are that item 8 at the bottom of page 8 is to be corrected to read FY 2002-2003 and item 9 on page 49 is to be deleted.

INFORMATION

General Services

1.1-I

Overview of Berkeley Unified School District's Spring 2002 STAR Testing Results

Mr. Peter Bloomsburgh, Director, Research and Evaluation, gave an overview of the STAR Test results. He reported that the District's test results were better than the state results in almost all areas—English and Language Arts; Mathematics; and Science and History. Mr. Bloomsburgh noted, however, that according to the California Department of Education's web site, about 13% of the District's elementary and middle school students did not take the SAT9 tests vs. about 7% to 8% statewide; similarly, about 37% of the District's high school students did not take SAT9 tests vs. about 12% statewide.

EXTENDED PUBLIC TESTIMONY

There was no Public Testimony at this time.

At 9:33 p.m., the Board recessed to Closed Session. The Board returned to Public Session at 11:35 p.m. President Issel stated that there was nothing to report from Closed Session.

ADJOURNMENT

President Issel declared the Regular Meeting of September 11, 2002 adjourned at 11:35 p.m.

APPROVED:

ATTEST:

President, Board of Education
Berkeley Unified School District

Secretary, Board of Education
Berkeley Unified School District

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