

BERKELEY UNIFIED SCHOOL DISTRICT

TO: Michele Lawrence, Superintendent
FROM: Queen Graham, Executive Assistant
DATE: September 25, 2002
SUBJECT: Acceptance of Gifts/Donations

BACKGROUND INFORMATION

The Board may accept and utilize on behalf of the District any bequests or gifts of money or property for a purpose deemed to be suitable by the Board.

The following gifts have been presented to the District:

1. A gift of music instruments valued at \$805.00 to be used in the Visual & Performing Arts/Music Department Library at Longfellow Arts & Technology Magnet Middle School. Anne Jefferson, Ifshin Violins, donated these gifts.
2. A gift of two violins and a cornet, with an estimated value of \$650.00 to be used in the Visual & Performing Arts/Music Department Library at Longfellow Arts & Technology Magnet Middle School

POLICY

Board Policy DFK/KHE

FISCAL IMPACT

None

STAFF RECOMMENDATION

Accept the donation to the District and direct staff to send letters of appreciation.

1.1-C

BERKELEY UNIFIED SCHOOL DISTRICT
MINUTES, REGULAR MEETING
Wednesday, September 25, 2002
District Administrative Offices
Board Meeting Room
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180

OFFICIAL BUT UNADOPTED MINUTES
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CALL TO ORDER

President Shirley Issel called the Regular Board of Education Meeting of September 25, 2002, 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 7:40 p.m.

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

Report Closed Session Action

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

Approve Agenda

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

That item 4.1-C: Approval of Contracts/Purchase Orders, be pulled for further clarification. That items 2.1-A: Declaration of Need for Fully Qualified Educators; 3.2-A: BSEP School Enrichment Program Plan for 2003, Longfellow School; and 4.1-A: Resolution 02-36 for Issuance of General Obligation Anticipation Notes, be moved to Consent and voted on as Consent Items.

Approval of Minutes

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

That the Minutes of June 12, 2002 and September 11, 2002 are approved.

PUBLIC TESTIMONY

At this time, Mr. Robert McKnight, Chairperson, African-American Studies Department, read the following statement:

“The Board of Education and the Superintendent are committed to the maintenance of an African-American Studies Department. The 33-year history of this program will not be affected by the current negotiations. Mr. McKnight will serve as he has for many years as the head, and the identity of the department will remain intact.”

Superintendent Lawrence extended apologies to the students, parents and staff regarding the misunderstanding about the African-American Studies Department.

President Issel apologized on behalf of the Board about the misunderstanding regarding the African-American Studies Department.

Ten speakers addressed the Board in support of retaining the African-American Studies Department.

REPORTS

AGENDA REORDER

Superintendent's Report:

Berkeley High School Jacket Stadium volunteers

Superintendent Lawrence expressed appreciation to the following volunteers who worked on the Berkeley High School Jacket Stadium:

- Rhonda Bacot, Director Maintenance;
- Matt Bissell, Berkeley High School Head Football Coach;
- Nocolie Bolster-Ott, parent of a Berkeley High School Sophomore and Coordinator of the Stadium Project;
- Jill Davies, Executive Director of Rebuilding Together;
- John Ferguson, President, Berkeley Rotary;
- Lewis Jones, Manager, Facilities Planning;
- Lawrence Lee, former Berkeley High School Executive Vice Principal in charge of construction;
- Judson Owens, former Berkeley High School Facilities Manager;
- Jeff Rosenbloom, Volunteer House Manager, Berkeley High School Bleacher Project; and,
- Glenda Ruebin, Office of Community Affairs, University of California, Berkeley.

At this time, Superintendent Lawrence introduced and welcomed Ms. Shirley Herrera, Principal, Rosa Parks Environmental Science Magnet School.

AGENDA REORDER

3.1-I

Community-based Academic Mentoring and Tutoring Programs operating in the District

Ms. Julie Sinai, Manager, School-Linked Programs, and five representatives from various academic mentor programs in the District, presented an outline of their programs. The six programs which were highlighted are: Downtown Berkeley YMCA, Stiles Hall, Multi-Cultural Institute, Emerson Mentor Program, Bay Area Community Resources and Berkeley School Volunteers.

Vice President Rivera asked what kind of formal assessment in these programs are in place to ensure the needs of all the students are being met? Ms. Sinai and the representatives responded by describing their compliance reporting procedures and evaluation procedures.

AGENDA REORDER

REPORTS (continued)

Union Representatives' Reports

Ms. Carol Isen, Associate Director, International Professional & Technical Engineers, Local 21, reported that Local 21 has been certificated by PERB (Public Employees Relations Board). She stated that Local 21 represents approximately 6,000 employees in the Bay Area.

Ms. Anne Graybeal, President, Council of Classified Employees Union Local 6192, addressed the Board.

Mr. Barry Fike, President, Berkeley Federation of Teachers, addressed the Board regarding the department chair positions at Berkeley High School. He requested that the Board direct its bargaining team to continue at the bargaining table.

Advisory Councils' Reports

Ms. Yolanda Huang, representing the Child Nutrition Advisory Committee, addressed the Board.

Board Members' Reports

Student Director Turner reaffirmed his support for the African-American Studies Department.

Director Doran apologized to the students, parents and community regarding the misunderstanding regarding the African-American Studies Department. Director Doran said this Board never had a discussion about eliminating the African American Studies Department.

Director Seleawsky also apologized to the students, parents and staff regarding the misunderstanding about the African American Studies Department.

Vice President Rivera asked if the English Language Learners (ELL) Department will also remain as a unit? Superintendent Lawrence indicated her need to explore the situation further.

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 4.1-C be pulled for further clarification. That items 2.1-A and 3.2-A, be Consent Items.

- 1.1-C: Acceptance of Gifts/Donations
- 2.1-C: Acceptance of Personnel Report
- 2.2-C: AFT Local #6192 request to Negotiate Contract
- 3.1-C: Overnight Field Trip Requests
- 4.1-C: Approval of Contracts/Purchase Orders
Please see page 6 of these minutes for action on this item.

- 4.2-C: Approve Listing of Warrants issued in August 2002
- 2.1-A: Declaration of Need for Fully Qualified Educators
- 3.2-A: BSEP School Enrichment Program Plan for 2003, Longfellow School

CONSENT ITEMS (continued)

4.1-C: Approval of Contracts/Purchase Orders

Vice President Rivera requested that staff investigate the possibility of a more effective, efficient and cost-saving mode for copying services.

Director Doran said we need to have a common philosophy on how we use copying services.

Mr. Jerry Kurr, Associate Superintendent, Business and Operations, stated that item 20, on page 35 of the Board packet, the funding source should be General Funds and not Measure BB.

Motion: Directors Selawsky/Rivera and approved 4(1)-0-1-0 on voice:

Approval of Contracts/Purchase Orders.

AYES: Directors Doran, Issel, Rivera, Selawsky,
(Turner)

NOES: None

NOT SEATED: Director Schultz

ABSENT: None

ACTION ITEMS

1.1-A

Capacity Analysis for Elementary, Middle, and High School

Superintendent Lawrence said this is the first step in a series of steps in order to investigate ways in which we are using our facilities. She then deferred to Mr. Lew Jones, Manager, Facilities Planning and Ms. Betty Hansen, California Financial Services. Mr. Jones and Ms. Hansen highlighted the study and responded to Board questions.

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

To accept for consideration the first two components of the Facilities Study.

ACTION ITEMS (continued)

3.1-A
2002-2003 Single Plan for Student Achievement

Ms. Christine Lim, Associate Superintendent, Educational Services, said the California Department of Education requires all schools participating in school-based coordinated categorical programs to have a board approved Single Plan for Student Achievement. There are basic legal assurances for all of the categorical programs. Compliance with these assurances are required indicating that the school district and the site will comply with all of the requirements for the program funds included in the school plan.

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

Approval of the Single Plan for Student Achievement for Berkeley Arts Magnet, Berkeley High School, Emerson, Jefferson, King Middle School, John Muir, LeConte, Malcolm X, Oxford, Rosa Parks, Thousand Oaks and Washington schools.

INFORMATION

1.1-I
No Child Left Behind

Superintendent Lawrence presented this item. She said in light of the recent Federal Regulations cited on the enactment of the No Child Left Behind Act of 2001, it is required that military recruiters have access to the school campus and to the names and addresses of our students. Additionally, another section of this law now allows the Boy Scouts of America to also have access to facilities. Our existing Board Policy on Community Use of Property may not need to be changed in order to comply since the wording allows for changes in the law.

Ms. Christine Lim, Associate Superintendent, Educational Services, said staff is developing a waiver form, which will be included in the Student Handbook and the Red and Gold Berkeley High School booklet and bulk mailed to all high school parents.

Director Doran requested that this item be discussed further at the next Board Meeting.

INFORAMTION (continued)

3.2-I
Update on 2002/03 Student Enrollment

Ms. Christine Lim, Associate Superintendent, Educational Services, provided an update regarding the 2002-2003 student enrollment. She said our schools are presently under enrolled by a total of 380 students. The elementary schools enrollment is down by 137 students. The middle schools are under enrolled by 60 students. Berkeley High School and Berkeley Alternative High School are under enrolled by 129 students.

President Issel asked when will this data be available by ethnicity. Director Selawsky asked why the enrollment numbers are lower than we projected?

EXTENDED PUBLIC TESTIOMONY

One speaker addressed the Board.

At 11:25 p.m., the Board recessed to Closed Session. The board returned to Public Session at 1:00 a.m. President Issel stated that there was nothing to report from Closed Session.

ADJOURNMENT

President Issel declared the Regular Meeting of September 25, 2002, adjourned at 1:00 a.m.

APPROVED:

ATTEST:

President, Board of Education
Berkeley Unified School District

Secretary, Board of Education
Berkeley Unified School District