

**Berkeley Unified School District
Office of the Superintendent
2134 Martin Luther King Jr. Way
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BOARD OF EDUCATION – MEETING AGENDA*

Wednesday, August 22, 2007

Call to Order The Presiding Officer will call the Meeting to Order at **5:30 p.m.**, recess to Closed Session at **5:35 p.m.** and reconvene in Public Session by **7:30 p.m.**

Roll Call

Members Present:

Joaquin J. Rivera, President
John Selawsky, Vice President
Karen Hemphill, Director
Shirley Issel, Director
Nancy Riddle, Director

Administration:

Superintendent Michele Lawrence, Secretary
Eric D. Smith, Deputy Superintendent
Neil Smith, Assistant Superintendent of Educational Services
Lisa Udell, Assistant Superintendent of Human Resources

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(a) and 54957) and Education Code Section 49819(c)

- a) Conference with Legal Counsel – Existing Litigation/Anticipated
- b) Consideration of Student Expulsions
Student Case No. 0607-02-052591
Student Case No. 0607-03-122891
Student Case No. 0607-25-051391
Student Case No. 0607-27-072293
Student Case No. 0607-28-071694
Student Case No. 0607-30-110190
Student Case No. 0607-53-090292
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation
- e) Public Employment /Appointment
- f) Liability Claims
- g) Property Acquisition

* Board agenda posted on District website: www.berkeley.k12.ca.us

The Berkeley Unified School District intends to provide reasonable accommodations in accordance with the Americans with Disabilities Act of 1990. If a special accommodation is desired, please call the Superintendent's Office 48 hours prior to the meeting at 510-644-6206

CALL TO ORDER

Report Closed Session actions

Approve the Regular Meeting Agenda of August 22, 2007

PUBLIC TESTIMONY

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 Board Recorder. Speakers will be selected by lottery. The Public Testimony is limited to 30 minutes – 3 minutes per speaker. Speakers with the same concerns are encouraged to select a spokesperson to address the Board.

Union Representatives' Reports
Superintendent's Report
Board Members' Reports

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.

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General Services

1.1-C
Approve Resolution No. 08-02 in Support of Walk to School and Work Day

Board Member Recommendation:
Approve Resolution No. 08-02 in Support of Walk to School and Work Day, October 3, 2007 and designate each subsequent first Wednesday of the month as Walk to School and Work Day

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Personnel Services

2.1-C
Approval of Personnel Report

Staff Recommendation:
Approve Personnel Report No. 07-13 indicating changes in personnel status by Berkeley employees throughout the District

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Educational Services

3.1-C Approval of Out of State Travel Requests and Overnight Field Trip	<u>Staff Recommendation:</u> Out-of-State Travel Requests - American Association of School Librarians/ALA Annual Conference – Reno, Nevada October 25-28, 2007; International Baccalaureata Program Workshops, Houston TX, September 28-October 1 and Savannah GA, December 7-10; and overnight field trip to Clovis, CA	25
3.2-C Approval of Local Agreements	<u>Staff Recommendation:</u> Approve contracts for General Child Care & Development Programs with California Department of Education	27
3.3-C Approval of Non-Public School Placements for Special Education Students	<u>Staff Recommendation:</u> Approve the non-public school placements for special education students	32
3.4-C Approval of Consolidated Application	<u>Staff Recommendation:</u> Approve the 2007-08 Consolidated Application for Funding Categorical Programs, Part 1	35 + under separate cover
3.5-C Ratification of a Middle School Science Grant, <i>Solar-Fusion to Function</i>	<u>Staff Recommendation:</u> Ratify the grant application for middle school science, <i>Solar- Fusion to Function</i>	37

Business Services

4.1-C Approval of Contracts/Purchase Orders for Services and Contracts	<u>Staff Recommendation:</u> Authorize the Purchasing Manager and/or Deputy Superintendent to execute contracts and purchase orders	43
4.2-C Approval of Listing of Warrants Issued in June/July 2007	<u>Staff Recommendation:</u> Approve the listing of warrants issued in June/July 2007	46

4.3-C Approval of Listing of Payroll Warrants Issued in June/July 2007	<u>Staff Recommendation:</u> Approve the listing of payroll warrants issued in June/July 2007	51
4.4-C Ratification of Agreement to Piggyback Agreement for King CDC and Franklin PN Portables	<u>Staff Recommendation:</u> Approve ratification of piggyback agreement for purchase of portables at King DCD and Franklin PN	54
4.5-C Approval to hire WLC Architects	<u>Staff Recommendation:</u> Approve hire of WLC Architects to assist the District in improving its Maintenance and Construction Standards	55
4.6-C Approval to Modify Property Management Procedures	<u>Staff Recommendation:</u> Approve modifications to District property management procedures and certain fees	56
4.7-C Ratification of three purchase orders to secure rental facilities and utilities to accommodate the Transportation Department	<u>Staff Recommendation:</u> Approve expenditures and purchase orders for rental facilities for the Transportation Department for Fiscal Year 2007- 2008	58
4.8-C Approval to Add Authorized Vendor	<u>Staff Recommendation:</u> Approve the addition of FTJ FundChoice LLC to our list of approved 403(b) vendors and require vendor to sign the appropriate Hold Harmless Agreement	59
4.9-C Approval of Temporary Internal Borrowing of Funds	<u>Staff Recommendation:</u> Approve Resolution No. 08 -01 for the temporary internal borrowing of funds for cash flow purposes	60
4.10-C Renew Excess Workers' Compensation Program	<u>Staff Recommendation :</u> Renew annual premium with CSAC EIA for the provision of excess insurance for our self insured workers' compensation program	62

ACTION ITEMS

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

Educational Services

3.1-A Approval of contract for continuing services of Ilene Lee, Floor Time for intensive autism intervention.	<u>Staff Recommendation:</u> Approve contract with Ilene Lee for a cost not to exceed \$200,000 to provide autism intervention services for students with severe needs as indicated by designated IEP needs.	63
3.2-A Approval of contract for continuing services of Dori Maxon, Pediatric Contracting Services for occupational, physical and speech therapy services.	<u>Staff Recommendation:</u> Approve contract for a cost not to exceed \$225,000 for the continuing services of Dori Maxon, Pediatric Contracting Services for occupational, physical and speech therapy services and to supply occupational therapists, physical therapist and specially adapted aquatic therapy program as indicated by IEP designated needs	65
3.3-A Approval of continuing contracts with East Bay Therapy and Career Staff Unlimited or speech and language services	<u>Staff Recommendation:</u> Approve contracts with East Bay Therapy for a cost not to exceed \$355,808.00 and Career Staff Unlimited for \$150,000 to supply speech and language contractors who provide speech therapy and assessment to students as indicated by designated IEP needs	66
3.4-A Approval of continuing contracts with Pawar Transportation Services and Welcome Transportation Group to transport students to schools outside the district.	<u>Staff Recommendation:</u> Approve contracts with Pawar Transportation Services for a cost not to exceed \$75,000 and Welcome Transportation Group for a cost not to exceed \$25,200 to provide independent transportation for students with special education services who attend school outside of Berkeley Unified School District boundaries	67

Business Services

4.1-A Approval of Implementation Plan	<u>Staff Recommendation:</u> Approve implementation plan for disposal of Hillside surplus property	68
4.2-A Approval of Revised Facilities Allocation	<u>Staff Recommendation:</u> Approve modification of facilities allocations based on projected BUSD bid dates and construction inflation costs	70
4.3-A FCMAT Special Education Implementation Plan	<u>Staff Recommendation:</u> Approve implementation plan for Special Education Transportation Plan	73
4.4-A School Bus Replacement	<u>Staff Recommendation:</u> Approve by ratification the purchase of the school bus and allow balance of funds to be applied toward other necessary vehicle purchases	76 + documents under separate cover

CONFERENCE ITEMS

These items are submitted for advance planning and to assist the Board in establishing future agenda items. The Board may, however, take action.

Personnel Services

2.1-CF Discussion of Salary Increase for Middle School Secretaries	<u>Staff Recommendation:</u> Receive for discussion letter from Merit Commission	77
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Educational Services

3.1-CF Receive Textbook for Adoption Consideration	<u>Staff Recommendation:</u> Receive <i>Essentials of Human Anatomy and Physiology</i> for adoption consideration at Berkeley High School	81
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INFORMATION ITEMS

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

Personnel Services

2.1-I Classification Study	<u>Staff Recommendation:</u> Receive report on Classification Study as information	83
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Business Services

4.1-I American Disabilities Act Facilities Report	<u>Staff Recommendation:</u> Receive report on American Disabilities Act Facilities as information	85 + under separate cover
4.2-I Maintenance and Measure BB Update	<u>Staff Recommendation:</u> Receive and accept Maintenance and Measure BB Update as information	87
4.3-I BB Financial Update Report	<u>Staff Recommendation:</u> Receive and accept BB Financial Report that updates BB expenditures from April 20, 2007 through June 30, 2007 as information	91
4.4-I Facilities Construction Financial Plan Update – 4 th Quarter	<u>Staff Recommendation:</u> Receive and accept Facilities Construction Financial Plan Update – 4 th Quarter as information	94
4.5-I Accessibility Report	<u>Staff Recommendation</u> Receive and update Accessibility Report as information	107

ADDITIONAL ACTION ITEMS

Approve Minutes of June 20, 2007
Approve Minutes of June 27, 2007

EXTENDED PUBLIC TESTIMONY ANNOUNCEMENTS

Schedule of Board of Education Meetings for 2007

September 5
September 19
October 10

October 24
November 14
November 28 – **tentative**
December 12 - **organizational**

ADJOURNMENT

**Board of Education Meetings are broadcast live on KPFB/FM 89.3
Berkeley Government Access Channel 33**

Guidelines for Speakers

You are invited to participate in 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**) and give it to the Board Secretary. Speakers will be selected by lottery. Your card must be submitted before the Presiding Officer calls for **PUBLIC TESTIMONY**.

You will be called to speak by the Presiding Officer. A Speaker has three minutes in which to make his/her remarks.

Any subject related to the District or its educational programs is welcome at the Board of Education Meetings. **However, we respectfully ask that matters pertaining to individual employees of the Berkeley Unified School District be discussed in private. 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.

MISSION AND GOALS OF THE BERKELEY UNIFIED SCHOOL DISTRICT

MISSION STATEMENT

The mission of the Berkeley Unified School District, a diverse community deeply committed to public education, is to ensure that all students discover and develop their special talents, achieve their educational and career goals, become life long learners, and succeed in a rapidly changing society by:

- empowering students, parents and staff,
- providing a strong standards based curriculum, and
- offering alternative learning experiences in a racially integrated, multilingual environment.

VISION

Berkeley Unified School District creates a system that enables every student, including those with diverse needs, to meet or exceed rigorous standards for academic performance. All students will develop the attitudes, skills and habits of mind needed to succeed in and beyond the classroom. The members of this school community share a vision of educational excellence, an appreciation for the partnerships with local government agencies, community based organizations, businesses, institutions of higher education and will work collaboratively to realize this vision.

PERFORMANCE GOALS

- 1. Increase the academic achievement of all students through effective instruction and a challenging and engaging curriculum**
- 2. Implement interventions that address barriers to student learning in order to meet the needs of the whole child**
- 3. Establish and maintain the culture and governance necessary to support an environment conducive to learning**