

**Berkeley Unified School District  
Office of the Superintendent  
2134 Martin Luther King Jr. Way  
Berkeley, CA 94704-1180  
Phone: (510) 644-6206 Fax: (510) 540-5358**

## **BOARD OF EDUCATION – MEETING AGENDA\***

Wednesday, June 20, 2007

Call to Order           The Presiding Officer will call the Meeting to Order at  
**5:30 p.m.**, recess to Closed Session **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  
Mateo Aceves\*\* - Student 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. 0607-63-101992**  
**Student Case No. 0607-60-090692**  
**Student Case No. 0607-59-072792**  
**Student Case No. 0607-34-070291**
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation  
**Superintendent Contract/Evaluation**
- e) Public Employment /Appointment
- f) Liability Claims
- g) Property Acquisition

\* Board agenda posted on District website: [www.berkeley.k12.ca.us](http://www.berkeley.k12.ca.us)

\*\* The Student Director does not attend Closed Session

***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 June 20, 2007

**TEACHING AND LEARNING**

Washington School and After School Programs: The Whole School/The Whole Child presented by Ann Callegari and Rita Kimball

**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.

**PAGE**

**Personnel Services**

2.1-C  
Approval of Personnel Report

Staff Recommendation  
Approve Personnel Report No.07-11 indicating changes in personnel status by Berkeley Employees throughout the District

**9**

**Educational Services**

3.1-C  
Approval of GATE Application for 2007-08

Staff Recommendation:  
Approve GATE Application for submission to State Department of Education for the 2007-08 school year

**13 +  
under  
separate  
cover**

## **Business Services**

4.1-C Approval of Contracts/Purchase Orders for Services	<u>Staff Recommendation:</u> Authorize the Purchasing Manager and/or Deputy Superintendent to execute contracts and purchase orders	<b>14</b>
4.2-C Approval of Listing of Warrants issued in May 2007	<u>Staff Recommendation:</u> Approve listing of warrants issued in May 2007 for services provided and goods received	<b>17</b>
4.3-C Approval of Payroll Warrants issued in May 2007	<u>Staff Recommendation:</u> Approve listing of payroll warrants issued to employees in May 2007	<b>20</b>
4.4-C Approval of Contract with Miller Brown & Dannis to provide Legal Services for the Bond Program	<u>Staff Recommendation:</u> Approve contract with Miller Brown & Dannis to provide legal services for the bond program	<b>23</b>
4.5-C Approval of Contract with Apple Elevator	<u>Staff Recommendation:</u> Approve contract with Apple Elevator to service and repair District elevators	<b>24</b>
4.6-C Approval of Contract with Sentry Alarms	<u>Staff Recommendation:</u> Approve contract with Sentry Alarms to provide burglar alarm monitoring, fire alarm monitoring, elevator monitoring, and burglar alarm repair services	<b>25</b>
4.7-C Approval of Contract with One Source Engineering	<u>Staff Recommendation:</u> Approve contract with One Source Engineering to inspect, service, and repair district boilers	<b>26</b>
4.8-C Approval to Enter Into an Agreement with Grainger Industrial Supply	<u>Staff Recommendation:</u> Approve agreement with Grainger Industrial Supply to purchase maintenance supplies in conjunction with the Western State Contracting Alliance bid	<b>27</b>

4.9-C Resolution No. 07-62 Approval to Award the Bid to Install Kitchen Equipment in the King Dining Commons	<u>Staff Recommendation:</u> Approve award of bid to install kitchen equipment and perform minor remodeling in the King Dining Commons	<b>28</b>  <b>30</b>
4.10-C Approval of Agreement with Ceridian	<u>Staff Recommendation:</u> Approve the agreement with Ceridian for direct billing and COBRA administration	<b>30</b>

**ACTION ITEMS**

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

**Personnel Services**

2.1-A Approval of Local 39 2006-07 Collective Bargaining Agreement	<u>Staff Recommendation:</u> Approve Local 39 2006-07 Collective Bargaining Agreement	<b>44</b>
--	---	-----------

**Educational Services**

3.1-A Approval of Measure A: Parent Outreach Program and Budget	<u>Staff Recommendation:</u> Approve the Measure A Parent Outreach Program and Budget	<b>46</b>
3.2-A Approval of Special Education Program Changes	<u>Staff Recommendation:</u> Approve Special Education Program Changes to provide a continuum of services	<b>50</b>

**Business Services**

4.1-A Approval of Mutual Release and Waiver and Agreement for Payment of Charges to/from the City of Berkeley	<u>Staff Recommendation:</u> Approve the proposed City of Berkeley Mutual Release and Waiver Agreement for payment of Municipal Charges. The Agreement settles City and District dispute of funds due each entity	<b>54</b>  <b>62</b>
4.2-A Approval of <i>Measure A</i> Administrative Services and Public Information Revenues	<u>Staff Recommendation:</u> Approve the use of two percent of revenues in keeping with <i>Measure</i> <i>A</i> ballot language for the purposes of administrative service, translation and public information	<b>62</b>

4.3-A Approval of Ratification of an Application for a PG&E Solar Grant	<u>Staff Recommendation:</u> Approve the attached resolution to OPSC.; and direct staff to develop the legal assurances and a financing agreement for the Solar pilot project at Washington school	<b>65</b>
--	---	-----------

**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.

**General Services**

1.1-CF Board Policy and Administrative Regulation 5125.1 – Release of Directory Information	<u>Board Policy Subcommittee Recommendation:</u> Receive for first reading and discussion Board Policy 5125.1 and accompanying Administrative Regulation	<b>72</b>
--	---	-----------

1.2-CF Administrative Regulation 5022 – Student and Family Rights	<u>Board Policy Subcommittee Recommendation:</u> Receive for first reading to permit passive parental consent for surveys of BUSD students	<b>76</b>
--	---	-----------

**Business Services**

<b>8:30 p.m.</b> 4.1-CF FCMAT Management Review of Special Education Transportation	<u>Staff Recommendation:</u> Accept FCMAT’s recommendations to improve the efficiency and effectiveness of the District’s purchasing function and direct staff to prepare a plan to implement FCMAT’s recommendations	<b>81 + under separate cover</b>
---	--	----------------------------------

**9:00 p.m.**  
**OPEN PUBLIC HEARING** on Item 4.2-CF – Preliminary Budget  
**CLOSE PUBLIC HEARING** on Item 4.2-CF – Preliminary Budget

4.2-CF FY 2007-08 Preliminary Budget	<u>Staff Recommendation:</u> Review in preparation for formal approval on June 27, 2007, the Preliminary Budget for Fiscal Year 2007-08	<b>83 + under separate cover</b>
---	--	----------------------------------

**INFORMATION ITEMS**

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

**Educational Services**

3.1-I School Accountability Report Cards	<u>Staff Recommendation:</u> Receive as information a sample of School Accountability Report Cards. All school reports are on BUSD web site	<b>84</b>
3.2-I Monthly School Enrollment and Average Daily Attendance Summaries	<u>Staff Recommendation:</u> Receive the monthly school enrollment and average daily attendance summaries as information	<b>85</b>

**ADDITIONAL ACTION ITEMS**

Approve Minutes of June 6, 2007

**EXTENDED PUBLIC TESTIMONY ANNOUNCEMENTS**

**Schedule of Board of Education Meetings for 2007**

June 27	October 10
August 22	October 24
September 5	November 14
September 19	November 28 – <b>tentative</b>
	December 12 - <b>organizational</b>

**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**