

**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, March 28, 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  
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
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal /Release/Evaluation  
**Superintendent**
- 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 Agenda

Approve the Regular Meeting Agenda of March 28, 2007

### TEACHING AND LEARNING

Betty Delaney, Principal and teachers Maggie Riddle and Lisa Rossi of Jefferson Elementary School on After School Learning Program (ASLP)

### 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.

	<b>PAGE</b>
<b><u>General Services</u></b>	
1.1-C Resolution No. 07-48 Approve Resolution Endorsing the Sixth Annual Peace Lantern Ceremony	<u>Board Member Recommendation:</u> <b>9</b> Approve Resolution Endorsing the Sixth Annual Peace Lantern Ceremony
<b><u>Personnel Services</u></b>	<b>11</b>
2.1-C Personnel Report	<u>Staff Recommendation:</u> Approve Personnel Report No. 07- 05 that tracks personnel changes throughout the District
<b><u>Educational Services</u></b>	
3.1-C Approval of Adult Education Grant: Workforce Investment Act, Adult Education and Family Literacy Funds	<u>Staff Recommendation:</u> <b>16</b> Approve Adult Education Workforce Investment Act Grant

3.2-C Approval of Overnight Field Trips and Out of State Travel Requests	<u>Staff Recommendation:</u> Approve the overnight field trips and out of state travel requests consistent with district policies	<b>28</b>
3.3-C Approval of Participation in NSF Grant on Teaching Energy in Grade 4-8 Science	<u>Staff Recommendation:</u> Approve participation in NSF Grant on Teaching Energy in Grade 4-8 Science	<b>31</b>
3.4-C Approval of 21 <sup>st</sup> Century Grants	<u>Staff Recommendation:</u> Approve the 21 <sup>st</sup> Century Grants which provides funds for after school programs	<b>33</b>
3.5-C Approval of Nell Soto Grant	<u>Staff Recommendation:</u> Approve the Nell Soto Grant which provides funds for parent/teacher involvement	<b>35</b>
<b><u>Business Services</u></b>		
4.1-C Approval of Contracts/Purchase Orders for Services and Contracts	<u>Staff Recommendation:</u> Authorize the Deputy Superintendent and/or Purchasing Manager to execute contracts and purchase orders	<b>39</b>
4.2-C Approval of Listings of Warrants issued in February 2007	<u>Staff Recommendation:</u> Approve the listing of warrants issued in February 2007	<b>43</b>
4.3-C Approval of Listing of Payroll Warrants issued in February 2007	<u>Staff Recommendation:</u> Approve the listing of payroll warrants issued in February 2007	<b>46</b>
4.4-C Resolution No. 07-41 Establishment of the 2007-08 tax rate for the Berkeley Schools Facilities Safety and Maintenance Act (FSMOC) of 2000 (Measure BB, November 2000)	<u>Staff Recommendation:</u> Adopt Resolution No. 07-41 authorizing a COLA increase for the Berkeley Schools Facilities Safety and Maintenance Act of 2000 (Measure BB) tax rate	<b>49</b>
4.5-C Approval to hire architect to design the Pre-Kindergarten projects	<u>Staff Recommendation:</u> Approve hire of architect to design the Pre-Kindergarten projects	<b>52</b>
4.6-C Resolution No. 07-47 Authorization to reject and re-advertise to solicit bids for the King Dining Equipment	<u>Staff Recommendation:</u> Approve authorization to reject and re-advertise to solicit bids for the King Dining Equipment	<b>54</b>

<p>4.7-C Resolution No. 07-45 Approval to Advertise to Solicit Bids for the modernization of King Gym</p>	<p><u>Staff Recommendation:</u> Approve the advertisement to solicit bids for the modernization of King Gym</p>	<p><b>56</b></p>
<p>4.8-C Resolution No. 07-46 Approval to Advertise to Solicit Bids for the Heating, Ventilation and Air Conditioning at Oxford and BAM Elementary Schools</p>	<p><u>Staff Recommendation:</u> Approval to advertise to Solicit Bids for the Heating, Ventilation and Air Conditioning at Oxford and BAM Elementary Schools</p>	<p><b>58</b></p>
<p>4.9-C Resolution No. 07-44 Approval to Advertise to Solicit Bids for Jefferson Kitchen Phase II</p>	<p><u>Staff Recommendation:</u> Approval to Advertise to Solicit Bids for Jefferson Kitchen Phase II</p>	<p><b>60</b></p>

**ACTION ITEMS**

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

**Educational Services**

<p>3.1-A Approval of Special Education Local Plan Area (LEA)</p>	<p><u>Staff Recommendation:</u> Approve Special Education Agency Plan (LEA) Assurances</p>	<p><b>62</b></p>
<p>3.2-A Elimination of Sixth Grade at BAM</p>	<p><u>Staff Recommendation:</u> Approve elimination of 6<sup>th</sup> grade at BAM</p>	<p><b>70</b></p>

**Business Services**

<p><b>8:30 p.m.</b> 4.1-A Accept Actuarial Report on Workers Compensation and Property and Liability Insurance and Establishment of Rates for the 2007-08 Fiscal Year</p>	<p><u>Staff Recommendation:</u> Accept Actuarial Report on Workers Compensation and Property and Liability Insurance and Establishment of Rates for the 2007-08 Fiscal Year</p>	<p><b>71 + under separate cover</b></p>
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**9:00 p.m.**  
Open Public Hearing on Five Year Deferred Maintenance Plan

**M** \_\_\_\_\_ **S** \_\_\_\_\_ **A** \_\_\_\_\_

Close Public Hearing

**M** \_\_\_\_\_ **S** \_\_\_\_\_ **A** \_\_\_\_\_

4.2-A Approval of Five Year Deferred Maintenance Plan	<u>Staff Recommendation:</u> Approve Five Year Deferred Maintenance Plan to be eligible for Deferred Maintenance funds from the State	<b>73</b>
4.3-A Approve Extension of Independent Auditor's Contract for Fiscal Years 2006-07 and 2007-08	<u>Staff Recommendation:</u> Approve extension of contract with the firm of Vavrinke, Trine, Day & Co, LLP, to provide Independent Audit Services for the Berkeley Unified School District for Fiscal Years 2006-07, 2007-08, and 2008-09	<b>75</b>
4.4-A Type I Bus Replacement Schedule	<u>Staff Recommendation:</u> Approve bus replacement schedule and continue funding school bus and vehicle replacement at the 2006-2007 fiscal year level	<b>79</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 3552 Peanut/Nut Policy on Allergies	<u>Staff Recommendation:</u> Accept for First Reading or Approval Board Policy 3552 on Peanut/Nut Allergies	<b>84</b>
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**Educational Services**

3.1-CF Proposal to Re-Enroll Students in Grades 6 and 9	<u>Staff Recommendation:</u> Accept for First Reading or approve proposal to re-enroll students in grades 6 and 9	<b>86</b>
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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.

**Educational Services**

3.1-I Monthly School Enrollment and Average Daily Attendance Report	<u>Staff Recommendation:</u> Receive the Monthly School Enrollment and Average Daily Attendance Report as information	<b>90</b>
3.2-I After School Education and Safety (ASES) and 21 <sup>st</sup> Century Community Learning Centers (21st CCLC) Grant Evaluations	<u>Staff Recommendation:</u> Receive the ASES and 21st CCLC Grant Evaluations as information	<b>114+ under separate cover</b>
3.3-I IEP Compliance Report March 2007	<u>Staff Recommendation:</u> Receive IEP Compliance Report as information	<b>115</b>

**Additional Action Item:**

Approve Minutes of March 14, 2007

**EXTENDED PUBLIC TESTIMONY ANNOUNCEMENTS**

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

April 11	June 27
April 25	August 22
May 9	September 5
May 23	September 19
June 6	October 10
June 20	October 24
	November 14
	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**