

## BERKELEY UNIFIED SCHOOL DISTRICT

### RESOLUTION 20-008 TO FURTHER INVESTIGATE AND SEEK FUNDING FOR REVIEW OF DISTRICT FACILITIES

WHEREAS, Berkeley Unified School District ("District") operates 11 elementary schools, three middle schools, one high school and three preschools sites serving over 9800 students; and

WHEREAS as part of a District review of its facilities, the District evaluated the Oxford Elementary School site and any safety issues arising from Oxford Elementary being located within the Keith Avenue Landslide area. Since the 1950's the City of Berkeley studied the area around the Oxford Elementary and subsequent geological review of the area has noted that the area is a "slow-moving" landslide area that is bounded on one side by the Hayward fault. There have also been newspaper articles concerning the movement in the area, including one in the San Francisco Chronicle in 2004 describing the landslide related movement of houses in the area; and,

WHEREAS school buildings are required by State law to meet a higher level of safety than buildings that are not school buildings under the Field Act, a law passed after the 1934 Long Beach earthquake. Even though Oxford Elementary meets this higher safety requirement of the Field Act, the Board of Education has asked staff to undertake a thorough engineering investigation and determine any ramifications associated with the Keith Avenue Landslide area and any safety implications for students and staff.

WHEREAS, the District also has hired technical consultants to prepare applications for State Funding to address repair, replacement, alternate housing, and reimbursement for investigation and planning costs to alleviate any safety concerns for students and staff at Oxford Elementary; and,

NOW, THEREFORE, BE IT RESOLVED that the District's Board of Education makes the following findings:

1. That the above recitals are true and correct.
2. District staff is directed to consult and engage qualified technical consultants including structural engineers, geotechnical consultants, and landslide consultants to determine any impact the Keith Avenue Landslide area has on students and staff.
3. District staff is also directed to undertake plans for alternate housing, repair or replacement of Oxford Elementary based on the determination of the consultants the Board has authorized to review the effects of the Keith Avenue Landslide area on Oxford Elementary.
4. Applications to seek State funding under the Facilities Hardship program under the State School Facilities Program and any other available State or Federal funding applications are to be prepared. Specialists in State funding have already been retained to prepare applications, but this Resolution also authorizes the hiring of any additional consultants to prepare applications for funding.

ADOPTED, SIGNED AND APPROVED this 2nd day of October, ,2019

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President of the Board of Education for the  
Berkeley Unified School District

I Ty Alper,, Clerk of the Governing Board of the Berkeley Unified School District, do hereby certify that the foregoing Resolution was adopted by the Governing Board of said District at a meeting of said Board held on the 2nd day of October, 2019, and that it was so adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Ty Alper, Vice President  
Clerk of the Board of Education for the  
Berkeley Unified School District