

BERKELEY UNIFIED SCHOOL DISTRICT

Minutes, Regular Meeting
November 16, 2005
District Administrative Offices
2134 Martin Luther King Jr. Way
Berkeley, CA 94704-1180

ADOPTED MINUTES

CALL TO ORDER

President Nancy Riddle called the meeting to order at 600 p.m. and the Board recessed to Closed Session.

ROLL CALL

MEMBERS PRESENT

President Nancy Riddle
Vice President Terry Doran
Director John T. Selawsky
Director Shirley Issel
Director Joaquin J. Rivera
Student Director Teal Miller

Administration: Superintendent Michele Lawrence, Secretary

PUBLIC HEARING

Convened by President Nancy Riddle at 7:23 p.m. for Youth Commission interview

Sophie Bridgers was interviewed for one of the vacant Youth Commission appointments. Director Rivera appointed Calvin Young as his representative; Sophie Bridgers was appointed to Youth Commission at large position.

Motion: Selawsky/Rivera and approved unanimously on voice vote

Public Hearing adjourned at 7:29 p.m.

Convene Public Session

The Board convened in Public Session at 7:30 p.m.

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(a) and 54957 and Education Code Section 49819(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 Appointment
- f. Liability Claims
- g. Property Acquisition

Report Closed Session Actions

The Board discussed expulsions, employee discipline/dismissal/release, liability claims and property acquisition. They made the following decisions:

Approve two day suspension without pay for custodian

Motion: Selawsky/Issel and approved unanimously on voice vote

Approve dismissal of food service satellite operator

Motion: Rivera/Selawsky and approved unanimously on voice vote

Approve dismissal of food service satellite operator

Motion: Selawsky/Issel and approved unanimously on voice vote

Approved dismissal of instructional assistant

Motion: Rivera/Selawsky and approved unanimously on voice vote

Approve dismissal of general maintenance worker

Motion: Selawsky/Issel and approved unanimously on voice vote

All dismissed were classified employees per Education Code 45304

Approved a suspended expulsion with a behavioral modification plan for student case no. 0506008091491

Motion: Rivera/Selawsky and approved unanimously on voice vote

Approved expulsion of student case no. 0500609062192

Motion: Rivera/Selawsky with Director Issel and Vice President Doran abstaining, approved on voice vote

Approved expulsion of student case no. 05061020891

Motion: Issel/Selawsky and approved unanimously on voice vote

The Board discussed a liability claim and gave authorization for settlement

Discussion of property acquisition

Approve Agenda

Superintendent Lawrence asked that the following names be pulled from Item 2.1.C: Rich Ayers, Matt Carton, Anne Johnston and Miriam Stahl

Director Rivera requested that Item 2.2.-C be pulled for discussion

Director Issel asked that Item 2.1-A – SELPA Resolution be moved to consent calendar

Vice President Doran had an editorial change for Item 1.1-C – on page 8, second to last paragraph, “women” should be changed to “woman.”

Motion: Rivera/Selawsky and approved unanimously on voice vote

Teaching and Learning Presentation

Jesse Ramos, Principal of Thousand Oaks Elementary School, presented on the Implementation of Lesson Study at Thousand Oaks. Lesson study is an ongoing professional development activity that is implemented in the classroom. It enables teachers to collaboratively plan, teach, observe, reflect, re-teach and

share quality lessons in all subject areas that are designed to provide rich experiences for their students.

Public Testimony

Five community members spoke on the historical importance of proclaiming December 1 as Rosa Parks Day in Berkeley Unified School District.

Superintendent's Report

Superintendent Lawrence extended her congratulations to John Muir Elementary School for being a Blue Ribbon Award recipient.

She attended a Legislative Committee meeting sponsored by ACSA today and reported on two big initiatives. There is a move toward Special Education reform and the Preschool for All Initiative. She acknowledged the celebration of Rosa Parks Day adding that she would not be able to attend and asked Vice President Doran to extend her regards to the school. She noted that there is another public health forum on health and nutrition slated for December 6 at Malcolm X's library.

Board Members' Reports

Student Director Teal Miller had nothing to report.

Director Issel also acknowledged John Muir's extraordinary award. She attended the SARB this week and is encouraged by the new level of professionalism in our Student Services Department.

Vice President Doran congratulated John Muir on their award. As the author of the Rosa Parks Resolution, he shared his gratitude on working with the school to bring the passing of this Resolution to fruition.

Director Rivera glowed in the aftermath of the special election results. He asked that his re-nomination for the CSBA Delegate Assembly be placed on the December 7 agenda.

Director Selawsky thanked Vice President Doran for authoring the Rosa Parks Resolution. He attended the John Muir celebration with Director Issel and congratulated the staff, parents, and the community for being one of only 34 schools in California to win this prestigious award. He reminded the Board that he will hold a community meeting on Monday, November 21 at 6 p.m. in the Berkeley Library, 3rx floor.

President Riddle shared her pleasure with the outcome of the recent special election. She thanked the students at King Middle School for their hospitality during Prince Charles' recent visit to the Edible Schoolyard.

CONSENT CALENDAR

Motion: Rivera/Issel and approved unanimously on voice vote

Item 3.1-I MPR Report

Karen Levesque, Robert Fitzgerald and Robin Hence of MPR presented their report on BUSD students’ progress in meeting California education standards. The team compiled and analyzed available state and district assessment data to compile this report.

Item 2.2-C – Re-appointment of Classified Employee Organization’s Personnel Commissioner

This item is tabled until a later date. Vice President Doran requested that the language be changed from “confirm” appointment to “acknowledge appointment.”

Motion: Selawsky/Rivera and approved unanimously on voice vote to table item until a later date

ACTION ITEMS

1.1-A – Surplus Facilities Committee

There was discussion among Board members about whether this is a Brown Act Committee and if it would be a standing committee. Director Selawsky expressed trepidation about approving the formation of the committee if it does not represent business and neighborhood interests community wide. A motion was made to modify the recommendation to read “approve the candidates recommended for the formation of the Surplus Facilities Committee and establish the committee as a standing committee for one year.”

Motion: Issel/Doran and approved on voice vote with Director Selawsky abstaining

4.1-A – Measure BB Annual Plan

The plan will be on the agenda in December for final approval.

Motion: Doran/Issel and approved unanimously on voice vote

CONFERENCE ITEMS

Item 1.1-CF – Suspension/Expulsion Due Process Board Policy 5144.1

Item 1.2-CF – Purchasing Board Policy 3310

Item 1.3-CF – Donations, Gifts, Bequests Board Policy 3290

Item 1.4-CF – Independent Study Board Policy 6158.1

Item 1.5-CF – Alternative Schools Board Policy 6181

The Board requested a clearer definition of alternative schools be included

Motion: Rivera/Selawsky and approved unanimously on voice vote to accept for first reading and move to second reading

INFORMATION ITEMS

Item 1.1-I – Administrative Regulation, Home & Hospital Instruction 6183

Remove three asterisks on page 76, end of first paragraph

Item 1.2-I – Administrative Regulation, Independent Study 6158

On page 76, fourth paragraph, second sentence, remove the word “continuously”

Item 3.2-I – Enrollment

Board members expressed concern about the drop in ADA from last year and asked that Superintendent Lawrence check on possible reasons why there has been such a drastic reduction. President Riddle requested that the report show detail by school.

ADDITIONAL ACTION ITEM

Minutes of November 2, 2005

Motion: Rivera/Selawsky and approved unanimously on voice vote with changes

EXTENDED PUBLIC TESTIMONY

None

ANNOUNCEMENTS

None

ADJOURNMENT

President Riddle adjourned the meeting at 10:25 p.m.

ATTEST:

Terry Doran, President
Board of Education

ATTEST:

Michele Lawrence, Secretary
Board of Education