

BERKELEY UNIFIED SCHOOL DISTRICT

Minutes, Regular Meeting

OFFICIAL MINUTES

Wednesday, November 9, 2011
Berkeley Unified School District
2134 Martin Luther King Jr. Way
Berkeley CA 94704

Roll Call 6:00pm

Members Present:

Beatriz Leyva-Cutler, President
John T. Selawsky, Vice President /Clerk
Karen Hemphill, Director
Leah Wilson, Director
Josh Daniels, Director
Maddy Roberts, Student Director

Administration: Superintendent William Huyett, Secretary
Javetta Cleveland, Deputy Superintendent
Neil Smith, Assistant Superintendent of Educational
Services
Delia Ruiz, Assistant Superintendent of Human
Resources

President Leyva-Cutler called the meeting to order at 7:45 pm.

Report Closed Session Actions

The Board heard Human Resource issues and received updates on collective bargaining. The Board heard updates on BHS construction and building. The Board heard updates on BCCE v. BUSD.

The Board voted in closed session to ratify a settlement between the District and Berkeley Council of Classified Employees in Case No. RG10543258, alleging District violations of the merit rules pertaining to the filling of limited term positions. The settlement expressly states that there is no admission of wrongdoing by the District. In exchange for the dismissal of the suit, the District agreed to certain procedures pertaining to the filling of limited terms positions, to future compliance with relevant provisions of the Education Code, and to contribute to BCCE attorney fees and costs in the suit.

Daniels/Selawsky and approved on a vote of 5-0

Student Services

Student Case No. 0910-28-032296

Wilson/Daniels and approved on a vote of 5-0

APPROVAL OF REGULAR AGENDA

Selawsky/Wilson and approved on a vote of 4-0 (Hemphill absent)

3.2-C pulled by Wilson

5.5-C pulled by Daniels

5.6-C pulled by Daniels

1.1-A moved to consent

2.1-A moved to consent

3.3- I moved to consent

RECOGNITION

Jan Davis, Music Educator of the Year selected by Berkeley Symphony Orchestra

Public Testimony

A parent that addressed the Board at a previous meeting reported back to the Board that the job site at BHS is now very active and many workers are on the job. A parent from Thousand Oaks Elementary School asked the Board to reconsider the consolidation of the TWI program. A parent of a deaf/hard of hearing student requested to have a deaf program reopened in Berkeley at John Muir Elementary School. A parent of a student at John Muir requested the Board direct administration to reopen the Special Day Class at John Muir. A community member spoke to item 5.1-A (Willard Cafeteria renovation). Parents would like to see more than cosmetic improvements to the Willard cafeteria/auditorium.

UNION REPORT

Paula Phillips, BCCE President, extended a warm thank you to the Board for approving the agreement between BCCE and BUSD. She believes it is a step in the right direction in building a better working relationship. She also thanked Supt. Huyett for facilitating union issues.

Board Members' Reports

Student Director: Maddy Roberts gave a report on events and activities at BHS. She reported student opinion on the grading policy related to unexcused absences.

Director Daniels: Director Daniels is holding a forum on December 10th from 3:00 to 5:00 pm in the Community Room at the Central Branch, Berkeley Public Library. His website has additional information.

Director Hemphill: Reported on the last PCAD meeting. They are currently focusing on the college admissions process. She attended Washington Elementary School's PTA meeting.

Director Wilson: Attended the King Middle School SGC meeting. The SGC is very focused on their data and progress on the goals they had set.

Director Selawsky: Attended the Safety Forum at BHS. He thought the meeting was very productive. He welcomed back Mark Coplan, District PIO. Thanked Roy Doolan for serving on the Merit Commission.

President Leyva-Cutler: Requested that the Superintendent write a letter to the City in regards to the unauthorized operation of a marijuana collective within 600 feet of a school. She thanked Roy Doolan for his service on the Merit Commission. She sent well wishes to Terry Doran.

Superintendent's Report

Supt. Huyett attended a ceremony at Sun Power in Richmond in partnership with Kyoto USA. He thanked Tom Kelly for supporting BUSD's efforts to install solar panels on our schools. He informed the Board about the NCLB waiver that is being proposed right now at the federal government level. He is working with the SELPA regarding the deaf and hard of hearing program. The District has started the process to gain parent feedback regarding the restructuring of the Parent and Community Partnerships Office. He asked to extend the timeline to report back to the Board regarding the restructuring to January. The BHS WASC team would like to present to the Board at the December 14th meeting. The Policy Committee has put the Bullying Policy on the District website for feedback. A draft of the policy will be submitted to the Board by the end of winter. The Superintendent's Budget Advisory Committee will meet on November 15th at 5:30. The report to the Board regarding preschool funding will be made to in January after we receive budget updates from the state in January.

APPROVE CONSENT CALENDAR as amended

1.1-A added to consent

2.1-A added to consent

3.3-I added to consent

Selawsky/Leyva-Cutler and approved unanimously 5-0

5.5-C (pulled by Daniels)

Prequalification of Contractors for BHS Phase II Project

Daniels/Selawsky and approved unanimously 5-0

5.6-C (pulled by Daniels)
Facilities Financial Plan Update for Measure AA and Measure I
Daniels/Wilson and approved unanimously 5-0

3.2-C (pulled by Wilson)
Approval of BTSA Consortium Memorandum of Understanding
Wilson/Leyva-Cutler and approved unanimously 5-0

ACTION ITEMS

1.1-A
Amendment to K-12 SGC & BSEP P&O Bylaws: Alignment of Conflict of Interest Statement
Moved to Consent

2.1-A
New Position for Specialist: Data Integrity
Moved to Consent

4.1-A
Approval of Public Disclosure of Collective Bargaining Agreement Documents
Wilson/Selawsky and approved unanimously 5-0

5.1-A
Yearly Review of Facilities Allocations
Friendly Amendment by Daniels: *Staff will consider moving up the four preschool facilities*

Hemphill/Selawsky and approved unanimously 5-0

INFORMATION ITEMS

1.1-I
Board Policy 7310 – Naming Facilities
Received for Information

1.2-I
Board Policy and Administrative Regulation 5121 – Grades/Evaluation of Student Achievement
Received for Information

3.1-I
Report on Adult School Benchmarks
Received for Information

Further Direction: The Board requested a report by March of 2012 to review the Adult School budget, attendance and impact of increased fees.

3.2-I
Class Size Report
Received for Information

3.3-I
Williams Case Settlement Quarterly Report for July 1-Sept. 30, 2011
Moved to Consent

5.1-I
Berkeley High School Update – Closure of Old Gym
Received for Information

5.2-I
Facilities Plan Update
Received for Information

ADDITIONAL ACTION ITEMS

Approve Minutes of 10-26-11

Selawsky/Wilson and approved as amended unanimously 5-0

EXTENDED PUBLIC TESTIMONY

None

President Leyva-Cutler adjourned the meeting at 10:54 pm.

John T. Selawsky, Clerk
Board of Education