

BERKELEY UNIFIED SCHOOL DISTRICT

Minutes, Regular Meeting

OFFICIAL MINUTES

Wednesday, December 14, 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 7:49 pm

Report Closed Session Actions

The Board heard Human Resource issues and received updates on collective bargaining with BCCE. The Board heard updates on pending litigation.

Student Case

1112-03-060298

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

1112-04-111294

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

Employee Discipline

Reject staff recommendation – approve 20 day suspension

Selawsky/Hemphill and approved on a vote of 3-0

(Daniels voting No and Wilson absent)

Employee Dismissal:

Reject staff recommendation of dismissal- approve 30 day suspension
Hemphill/Leyva-Cutler and approved on a vote of 3-0
(Daniels voting No and Wilson absent)

Employee Contracts

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

Claims

Claim No. IN1477

Wilson/Daniels and approved staff recommendation 5-0

Facilities

Extension of Contract

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

Election of Officers:

Item 1.1-0 – President

John Selawaky elected President of the Board

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

Item 1.2-0 - Vice President

Leah Wilson elected Vice President of the Board

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

Item 1.3-0 –Clerk

Beatriz Leyva-Cutler elected Clerk to the Board

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

Item 1.4-0

Approve 2012 Meeting Schedule for Board of Education

As amended, March 14th meeting moved to March 7th. Special Meeting
added January 4th at 6:30.

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

Item 1.5.0

Board of Education Appointments

Approve each Board member's selection to serve on a Community
Advisory Committee

Leyva-Cutler/Wilson and approved on a vote of 5-0

Item 1.6-0

Board of Education Appointments

Approve each Board member's selection to serve on various Board
Committees and Commissions

Appointments to the Audit Commission: Isaiah Roter and Elizabeth have accepted appointments to serve on the Audit Commission

Hemphill/Leyva-Cutler and approved on a vote of 5-0

Item 1.7-0

Board of Education Assignments

Approve each Board member's selection for "Adopt-A-School" assignments. Director Hemphill added BHS and BTech to her school assignments and discontinued her assignment to LeConte.

APPROVAL OF REGULAR AGENDA

Leyva-Cutler/Wilson and approved on a vote of 5-0

4.1-C pulled by Hemphill

3.3-I Moved to top of the agenda following public comment

5.1-I Moved up on the agenda following 3.3-I

RECOGNITION

Beatriz Leyva-Cutler, President, Board of Education, 2010-2011

Public Testimony

An employee addressed the Board regarding internal communication difficulties. She requested more communication with the classified staff. A community member requested that the Board review and publicly discuss enrollment fraud in the District. He stated that Measure A only speaks to Berkeley residents. A TWI teacher addressed the Board in support of a consolidated TWI school. A retired Berkeley teacher spoke in support of returning a special day class for the deaf and hard of hearing to John Muir. She asked the Board to support the initiative with the North Regional SELPA at the January meeting. A parent requested the reopening of the special day class for the deaf at John Muir. The PTA president from Malcolm X spoke about concern for losing funding for the farm and gardening programs due to the school not reaching a 50% free and reduced lunch rate. She asked the District to look for alternative funding choices for the programs. A parent of three BUSD students, that all attended the TWI program, spoke in support of the TWI program and hopes that it continues. A parent of a student enrolled in the BHS Jazz Band spoke in support of the band's field trip to Cuba.

UNION REPORT

Paula Phillips, BCCE President, thanked staff and the Board for facilitating the approval of the classified calendar, allowing members to use vacation over the six day winter break. She asked the Superintendent to get the classification study and salary comparative study for Interpreters for the Deaf underway before his retirement. She

also requested that the District fill positions that have been vacant for extended periods of time.

Cathy Campbell, BFT President, addressed the Board regarding the temperature of the G and H buildings at BHS. Thousands of students and hundreds of staff are affected. Students cannot learn when they are cold. She asked the Board to take an active interest in the issue. She is asking for immediate and long terms steps for a resolution. She requested a plan for heat on Tuesday, January 3rd. She wants to know “who” owns the issue.

Board Members’ Reports

Student Director: The holiday meal at BHS was a big success.

Director Daniels: Thanked Beatriz for her service as President of the Board. He recognized BPEF for their large donation to the District. He thanked those that came to his forum. He also recognized recent retirees.

Director Hemphill: Thanked Beatriz for her service on the Board and congratulated the new President and Vice President. She is interested in hearing the report on the recruitment and retention of teachers of color.

Vice President Wilson: Thanked Beatriz. She held her office hours and attended a community meeting at Jefferson School. She heard seven or eight very distinct issues. A common theme was lack of communication from the District. She believes we need to take a look at effective communication as we enter into tough budgetary times.

President Selawsky: Wished everyone a restful and productive break.

Director Leyva-Cutler: Thanked her fellow Board members for their patience and support during her term as President. The Kindergarten Faire was well attended. Lots of good information was shared with future parents.

Superintendent’s Report

He congratulated Beatriz. He asked the Board to set aside on their calendar Friday and Saturday, March 9 and 10th. There will be training for the Board at the County. He stated that budget cuts will take place in January at the state level. He announced that Gloria Maldonado was selected by the Merit Commission to become the Personnel Coordinator for the Commission. The facilities department is working on the heat at BHS. The mechanical systems are being reviewed. Delia Ruiz conducted training with the managers regarding filling classified positions.

APPROVE CONSENT CALENDAR

Leyva-Cutler/Wilson and approved unanimously 5-0

4.1-C Approval of Contracts and Purchase Orders (pulled by Hemphill)

Further Direction: The Board requested a transportation expenditures report for the Athletic Department at BHS in Friday notes.

Hemphill/Leyva-Cutler and approved unanimously 5-0

ACTION ITEMS

2.1-A

Resolution to Authorize Teacher to Teach Out of Credentialed Area

Further Direction:

Wilson/Leyva-Cutler and approved unanimously 5-0

4.1-A

Certification of First Interim Report for the Period Ending October 31, 2011

Further Direction: The Board requested a press release stating that we do not anticipate making mid-year cuts.

Daniels/Leyva-Cutler and approved unanimously 5-0

Facilities

10:00 p.m.

Open Public Hearing – Item 5.1-A

Close Public Hearing – Item 5.1-A

5.1-A

Public Hearing and Adoption of a Resolution to Increase Retention on Certain Construction Projects

Daniels/Wilson and approved unanimously 5-0

5.2-A

Approval of Schematic Design of REALM Charter School at West Campus

Wilson/Leyva-Cutler and approved unanimously 5-0

Motion to extend meeting past 11:00

Leyva-Cutler/Daniels and approved unanimously 5-0

INFORMATION ITEMS

3.1-I

Interdistrict Permit Report

Received for Information

3.2-I

Report on Diversity Make-up of School Governance Councils

Further Direction: The Board requested to have future reports include the demographics of the school sites.

Received for Information

3.3-I

Berkeley High School Report on Progress to Achieve WASC Goals

Received for Information

5.1-I

Maintenance and Measure BB Update

Received for Information

5.2-I

First Interim FY 2011-2012 BB Financial Update Report

Received for Information

5.3-I

Facilities Plan Update

Received for Information

ADDITIONAL ACTION ITEMS

Approve Minutes of November 9, 2011

Daniels/Leyva-Cutler and approved as amended unanimously 5-0

Approve Minutes of November 16, 2011

Daniels/Leyva-Cutler and approved as amended unanimously 5-0

EXTENDED PUBLIC TESTIMONY

None

President Leyva-Cutler adjourned the meeting at 11:42 pm.

Beatriz Leyva-Cutler, Clerk
Board of Education