

**BERKELEY UNIFIED SCHOOL DISTRICT**

**BOARD OF EDUCATION**

**Meeting Location: 1231 Addison Street, Berkeley, CA 94702**

**Phone: (510) 644-8764**

**OFFICIAL MINUTES**

Wednesday, April 22, 2015

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President Judy Appel called the meeting to order at 7:40 p.m. She announced that the Board of Education convened to closed session at 6:00 p.m.

**Roll Call 7:43 p.m.**

Board of Education:

Judy Appel, President - Present

Beatriz Leyva-Cutler, Vice President - Present

Karen Hemphill, Director/Clerk – Present

Josh Daniels, Director - Present

Ty Alper, Director - Present

Jesse Barber, Student Director, BHS - Present

Carlos Ku-Ceja, Student Director, BTA – Absent

Administration:

Donald E. Evans, Ed.D, Superintendent

Javetta Cleveland, Deputy Superintendent

Pasquale Scuderi, Assistant Superintendent, Educational Services

Delia Ruiz, Assistant Superintendent, Human Resources

Lyz Chairez, Recorder

**Report Closed Session**

**Student Discipline Matters :**

Case No. 1415-11-111002 – expulsion, No Action

Case No. 1415-30-022300 – expulsion, No Action

Student Case No. OD1415-02-121099 - readmission, No Action

Student Case No. OD1415-03-071900 - admittance, No Action

-President Appel reported that the Student Discipline Matters would be discussed when the Board re-recessed into Closed Session

**Liability Claim**

Workers' Compensation Settlement – Claim No. 130900066

Motion to accept Staff recommendation on this matter:

**Daniels/Leyva-Cutler** and unanimously approved 5-0

## **Public Employment/Appointment**

Classified Employee Suspension

Motion to suspend employee for ten days:

**Alper/Appel** and unanimously approved 4-0

Judy Appel, President - Yes

Beatriz Leyva-Cutler, Vice President - Yes

Karen Hemphill, Director/Clerk – Abstained

Josh Daniels, Director - Yes

Ty Alper, Director - Yes

Classified Employee Dismissal

Public hearing was held at employee's request.

## **Collective Bargaining – Conference with Labor Negotiators:**

BFT Negotiations

Local 21 Negotiations

|UBA Negotiations

President Appel reported that this item will be discussed when the Board recessed into closed session at the end of the meeting. No action.

## **OPEN SESSION**

The open session meeting was called to order at 7:40pm.

## **APPROVAL OF REGULAR AGENDA**

Motion to approve regular agenda:

**Alper-Leyva-Cutler** and unanimously approved 5-0

## **PUBLIC TESTIMONY**

A total of 13 people addressed the Board:

Two teachers addressed teacher compensation.

A parent spoke in favor of a new coordinator position for BUSD's Instructional Technology Department.

A representative of Building Opportunities for Self Sufficiency (BOSS) invited the Board to its Youth Leadership Gala where 20 outstanding youth will be recognized for overcoming life challenges including homelessness, domestic violence, and criminal justice issues.

King Middle School's LCAP Committee representative voiced support for the changes proposed by the PAC to BUSD's draft policy.

Two students and two instructors advocated for the continuation of BUSD's Gardening Program.

A Green School Initiative representative spoke in favor of the garden and waste reduction programs.

Two Sexual Harassment Advisory Committee members thanked the Board for securing training around sexual harassment.

A parent talked about his children's expulsions and asked the Board to reconsider its disciplinary action in this matter.

A Parent spoke in support for LeConte's TWI program.

### **UNION COMMENTS**

#### **Paula Phillips, Berkeley Council of Classified Employees (BCCE)**

She said that in the past years BCCE members have been severely disciplined, denied promotional opportunities, and have received illegal wage garnishments. She stated that changes in district procedures without proper notification coupled with numerous unresolved matters have led to the union going outside of BUSD to resolve these issues. She ceded the rest of her speaking time to the President of the Berkeley Chapter of the NAACP, Mansour Id-Deen, to address the Board then reported that there have been numerous complaints from classified and certificated BUSD employees. Mr. Id-Deen added that these complaints include issues of discrimination and favoritism in employment. He emphasized the importance of ensuring fair and impartial work environments for BUSD employees and asked the Board for its prompt cooperation in addressing and resolving these matters.

#### **Cathy Campbell, Berkeley Federation of Teachers (BFT)**

She read aloud portions of a letter addressing budget priorities that BFT sent to the Board on the previous day. She submitted that, with the use of unrestricted funds, staff compensation should top these priorities. She urged the Board not to close any preschool classes and to continue to invest in children's education. With respect to Common Core Standards, she thanked Assistant Superintendent Scuderi for his proposal to invest in new science standards and asked the Board to consider prioritizing investment in the new core subject areas including ELA, science and math. In terms of the LCAP, she recommended that priority be given to middle school RTI Coordination and Literacy Coaching. Lastly, she stressed the need for a restorative practices pilot program in at least two sites, and the need for investment in the recruitment and retention of quality teachers.

### **COMMITTEE REPORTS**

### **District English Language Advisory Committee (DLAC)**

A DLAC representative came before the Board to recommend the use of ELD funds left over from 2014-15 to increase ELD support in 2015-16. In regards to the LCAP policy, he asked the Board to consider a data analysis team.

### **Parent Advisory Committee (PAC)**

A PAC member came before the Board and addressed LCAP initiatives and program evaluation.

### **BOARD MEMBERS AND SUPERINTENDENT COMMENTS**

Due to time constraints, President Appel asked the Board Members to limit their comments to one to two minutes, mainly announcing their office hours.

**Director Josh Daniels** announced that his May office hours will change to May 2<sup>nd</sup> from 2pm to 4pm at Take One Café. He provided an update on an earlier subcommittee policy meeting, reporting that the Uniform Complaint Procedure policy and Administrative Regulation as well as the Enrollment Policy and Administrative Regulation were discussed would be revisited at the next meeting on May 6.

**Director Ty Alper** announced that his office hours would be Sunday, April 26 at Casa Latina from 3pm to 5pm.

**Director Karen Hemphill** announced that her office hours would be on Saturday, April 25 at Café Leila from 10am to 11:30am. She also announced that she will not be present at the next Board meeting due to her son's college graduation.

**Student Director Jesse Barber** announced that BHS put on its annual democratic election convention and held a meet and greet with candidates that are running for election.

**Vice President Leyva-Cutler** -No office hours

**President Appel** thanked everyone who came to her office hours and said her next office hours will be at Café Leila on May 16<sup>th</sup>.

**Superintendent Evans** announced that he will be speaking tomorrow at the Berkeley Democratic Club at 7pm.

### **APPROVE CONSENT CALENDAR**

Motion to Approve Consent Calendar:

**Barber/Leyva-Cutler** and approved unanimously 5-0

## **Discussion Item**

### **1. Approval of Ongoing Funding for the Gardening Program Pre K-7<sup>th</sup>**

Superintendent Evans introduced this item by saying that the gardening program has been a one-time funded program, and that out of last year's total budget of \$677,243, \$100,000 was city funded. He reported that the city would no longer be supporting this program financially, resulting in BUSD's task to make up for a \$100,000 deficit. Consequently, there will be some administrative changes and reductions to the program.

Presenters, Pat Saddler and Jezra Thompson, presented current year expenditures and budgeting projections for 2015-16, as well as successes and the importance of continuing to fund this program. Questions and discussion followed.

### **2. Staff Recommendations on Budget Priorities**

President Appel introduced this item by reminding everyone of the decision the Board arrived at a few weeks back following Deputy Superintendent Cleveland and Assistant Superintendent Scuderi's first presentation on budget priorities. In order to make informed decisions and to better guide the district in prioritizing budget allocations, the Board agreed to more deeply explore the Early Childhood Program, Common Core, and the Gardening Program.

Superintendent Evans added that staff gave priority to items around safety and compliance and explained that the goal of this presentation was to allow the Board to item-by-item provide further budgeting direction to staff.

Deputy Superintendent Cleveland explained that in order to make meaningful and accurate multi-year budget projections, one-time funded programs should be looked at to determine whether or not they can be funded on an ongoing basis. Questions and discussions followed.

President Appel directed the Board to go through all of the items one by one and voice whether or not to fund.

#### **School Nursing**

Was already approved at a previous meeting.

#### **Compliance Officer \$120,000**

Judy Appel, President – Yes

Beatriz Leyva-Cutler, Vice President - Yes

Karen Hemphill, Director/Clerk – Wants to see job description first

Josh Daniels, Director – Lower Amount

Ty Alper, Director - Yes  
Jesse Barber, Student Director, BHS - Yes

Technology Restructure \$52,000

Judy Appel, President - Maybe  
Beatriz Leyva-Cutler, Vice President - Yes  
Karen Hemphill, Director/Clerk -Yes  
Josh Daniels, Director - No  
Ty Alper, Director - Yes

BTSA Coordinator \$277,569

Unanimously supported

Class Size Reduction \$400,000

Judy Appel, President – Needs additional information  
Beatriz Leyva-Cutler, Vice President – Needs additional information  
Karen Hemphill, Director/Clerk – Needs additional information  
Josh Daniels, Director - No  
Ty Alper, Director - Yes

Math Class Size Reduction, Middle School

Judy Appel, President - Yes  
Beatriz Leyva-Cutler, Vice President - Yes  
Karen Hemphill, Director/Clerk - Needs additional information  
Josh Daniels, Director - No  
Ty Alper, Director - Yes

BSEP Measure Planning \$93,000

Unanimously supported

Superintendent's Super Science Saturday Program \$35,000\

Unanimously supported

BHS Theatre Manager

Judy Appel, President - Yes  
Beatriz Leyva-Cutler, Vice President - Yes  
Karen Hemphill, Director/Clerk - Yes  
Josh Daniels, Director - Maybe

Gardening and Cooking Program \$542,000

Unanimously supported

ATOD Prevention and Intervention Counseling \$70,000

Unanimously supported

Child Development Staffing \$22,000

Judy Appel, President – Requested additional information  
Beatriz Leyva-Cutler, Vice President – Requested additional informational  
Karen Hemphill, Director/Clerk – Did not say  
Josh Daniels, Director – Higher Amount  
Ty Alper, Director – Higher Amount

High School Math Design Collaborative

Unanimously supported at a higher amount of \$200,000

Middle School Math Class Size Reduction

Judy Appel, President – No  
Beatriz Leyva-Cutler, Vice President – Had additional clarifying questions  
Karen Hemphill, Director/Clerk – Had additional clarifying questions  
Josh Daniels, Director – No  
Ty Alper, Director – Yes

Academic Literacy in ELA

Judy Appel, President – Higher Amount  
Beatriz Leyva-Cutler, Vice President – Higher Amount  
Karen Hemphill, Director/Clerk – Yes  
Josh Daniels, Director – Lower Amount  
Ty Alper, Director – Yes

Elementary Professional Development Coordinator

Unanimously supported

Next Generation Science Standards

Unanimously supported

Professional Development Coordinator

Unanimously supported

Director Daniels moved to extend Open Session to 11:15pm:

**Daniels/Appel** and unanimously approved 5-0

Evaluation Assessment TSA

Judy Appel, President – No  
Beatriz Leyva-Cutler, Vice President – Additional information  
Karen Hemphill, Director/Clerk – Additional information  
Josh Daniels, Director – Yes  
Ty Alper, Director – No  
Jesse Barber, Student Director, BHS – Lower amount

Instructional Technology Coordinator \$124,000

Judy Appel, President – Yes

Beatriz Leyva-Cutler, Vice President – Yes  
Karen Hemphill, Director/Clerk - Yes  
Josh Daniels, Director – No, and replace with TSA  
Ty Alper, Director – Undecided  
Jesse Barber, Student Director, BHS – Yes

Director Daniels stressed the importance of identifying items that should be cut. He said that we cannot afford to continue to increase budget allocation while also providing an increase in teacher compensation. Questions and discussion followed.

**EXTENDED PUBLIC COMMENT**

No one came forth.

President Appel adjourned open session at 11:19 and the Board recessed into Closed Session.