

**BERKELEY UNIFIED SCHOOL DISTRICT**

**BOARD OF EDUCATION**

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

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

**OFFICIAL MINUTES**

Wednesday, June 24, 2015

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President Appel called the meeting to order at 7:48 p.m. President Appel announced that the Board of Education convened to closed session at 5:45 p.m.

**Roll Call 7:50 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

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**

**Collective Bargaining: Lead Negotiator: Legal Counsel Roy Combs**

UBA, BCCE and Local 21 Negotiations - No Action

**Conference with Legal Counsel – Anticipated Litigation**

PEB Case No. SF-CE-3027-E: Brian Crowell v. Berkeley Unified - No Action

**Public Employment /Dismissal/Release/Evaluation**

Separation Agreement for Certificated Employee – No Action

**Public Employment/Appointment**

BHS Vice Principal

The Board approved the Superintendent to make appointment during the summer.

Program Supervisor – Extended Learning

Motion to approve the assignment of Aaron Jorgensen as the new program supervisor for the Extended Learning Program:

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

### **Liability Claims**

Property Claim No. PER1400876

Motion to accept Staff recommendation on this matter:

**Alper/Leyva-Cutler** and unanimously approved 3-0

Judy Appel, President - Yes

Beatriz Leyva-Cutler, Vice President - Yes

Karen Hemphill, Director/Clerk – Not yet present during this vote

Josh Daniels, Director - Not yet present during this vote

Ty Alper, Director - Yes

Property Claim # IN2053

Motion to accept Staff recommendation on this matter:

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

Workers Compensation Claim NO. 130900066

Motion to accept Staff recommendation on this matter:

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

### **OPEN SESSION**

The open session meeting was called to order at 7:48pm.

### **APPROVAL OF REGULAR AGENDA**

Director Alper asked that items 6, Approval of Schematic Design of the Portables Addition Project at John Muir, Thousand Oaks and LeConte Elementary School, Budget Update, Approval of Additional Services from Consultants; and 19, Approval and Adoption of Board Policy P 0460 and Exhibit 0460-LCAP be pulled from Consent and moved to Action. Director Daniels moved Discussion item 1, Board Bylaws 0100, 9000, 9005 and 9010— First Reading, to information.

Motion to approve agenda with Discussion Items preceding Action items, and as amended by Director Daniels and Director Alper:

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

## **PUBLIC TESTIMONY**

A total of nine people addressed the Board:

A teacher spoke in support of a full time CTE Program director to manage and oversee the work at BHS, BTA and BAS.

Four parents and a former BHS student came before the Board to thank them for their hard work throughout the year. The parents asked the Board to organize a meeting to address some of the issues surrounding BHS student athletes and their coach.

A gardening instructor addressed the Board in support of continuing the Gardening Program with an increased FTE for consultation.

A parent addressed the Board in regards to alternatives to portables.

## **UNION COMMENTS**

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

She congratulated the Board on a great year. She thanked the Board for their funding decisions--their substantial investment in restorative justice programs, for their work around the negotiation investment, for separating BTSA position from Professional Development position, for their support of the CDC program, and their investment in attracting more teachers of color.

## **BOARD MEMBERS AND SUPERINTENDENT COMMENTS**

**Director Karen Hemphill** announced that she had appointed Bahava Javaheri to the Peace and Justice Commission. She went on to express support for the gardening program and for the African American studies class. She noted that BUSD is the only district in the state with an A-G fire science program. She also addressed the Administrative Regulation for Admissions and Enrollment, noting a variety of possible scenarios that would not allow families to provide some of the documentation required by Admissions.

**Vice President Leyva-Cutler** announced that her Peace and Justice appointee will not be able to continue; she is in the process of deciding between leaving this seat vacant or proceeding to appoint someone else.

**Director Josh Daniels** addressed the Board on behalf of the Chair of the District Language Advisory Committee (DLAC) who could not be present so speak tonight, announcing that DLAC would like to forego its role as a separate ELAC committee. Director Daniels made reference to the email DLAC sent to the Board, saying that that the work that the Board was assigning to DLAC was too much. Instead they would like to have some required membership

within the existing PAC as parents and guardians of English learners. Director Daniels went on to report that there was \$150,000 and \$175,000 collected from the Soda Tax Measure in March and April, respectively.

**Director Ty Alper** no comment

**President Appel** said she was proud of all of the work of the Board and thanked the leadership, saying it had been an honor working with Superintendent Evans and his team.

**Superintendent Evans** congratulated the 700 students who walked the stage. He thanked all of the bargaining units for their work. He noted that while strides have been made in different areas, there is still much work to be done. He thanked all of the committee chairs for the number of hours they put into representing their schools. He concluded by wishing everyone a great summer.

### **APPROVE CONSENT CALENDAR**

Motion to Approve Consent Calendar with Items 6 and 19 pulled:

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

### **Action Item**

#### **1. Approval of Local Control Accountability Plan (LCAP) 2015-16**

Directors Pat Saddler and Debbie d'Angelo presented the LCAP plan with timeline, actions and allocations. Questions and discussion followed.

Motion to approve the LCAP for 2015-16:

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

#### **2. Approval of Estimated Actuals for 2014-15 and the 2015-16 Adopted Budget**

Director of Fiscal Services, Pauline Follansbee announced the Governor's budget approval. She went on to present changes since the preliminary budget, multi-year projections and other considerations. Questions and discussion followed.

Motion to Approve the Estimated Actuals for 2014-15 and the 2015-16 Adopted Budget:

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

3. **Approval of Tentative Agreement with the Berkeley Federations of Teachers (BFT) for a Successor Agreement for 2015-17**

Motion to Approve the Tentative Agreement with the Berkeley Federation of Teachers (BFT) for a Successor Agreement for 2015-17:

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

4. **Approval of Public Disclosure of Collective Bargaining Agreement Documents (AB 1200)**

Motion to Approve the Public Disclosure of Collective Bargaining Agreement Documents (AB 1200):

**Alper/Hemphill** and unanimously approved 5-0

5. **Approval of Schematic Design of the Portables Addition Project at John Muir, Thousand Oaks and LeConte Elementary School, Budget Update, Approval of Additional Services from Consultants**

Tim White, Director of Facilities, presented options and alternatives to portables. Questions and discussion followed.

Motion to approve the Schematic Design of the Portables Addition Project at John Muir, Thousand Oaks and LeConte Elementary School, Budget Update, Approval of Additional Service from Consultants, with the condition that the addition of modular structures is also explored:

**Appel/Daniels** and approved 3-2

Judy Appel, President - Yes

Beatriz Leyva-Cutler, Vice President - No

Karen Hemphill, Director/Clerk – Yes

Josh Daniels, Director - Yes

Ty Alper, Director - No

6. **Approval and Adoption of Board Policy P 0460 and Exhibit 0460-LCAP**

Director Alper prefaced this item by directing everyone to the LCAP (pg. 152). The Board discussed the language in the LCAP.

Motion to approve and adopt Board Policy P 0460 and Exhibit 0460-LCAP:

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

**EXTENDED PUBLIC COMMENT**

No one came forth.

President Appel adjourned meeting at 10:35 p.m.

Approved by the Governing Board of the Berkeley Unified School District on  
this **30<sup>th</sup> day of September, 2015.**

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Donald Evans, Ed., Secretary  
Board of Education