

**BERKELEY PUBLIC SCHOOLS**

**Board of Education**

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

**Phone: (510) 644-6206**

**Official Minutes**

October 28, 2015

President Appel called the meeting to order at 7:33 p.m. She reported that the Board convened to Closed Session at 5:45 p.m.

**Roll Call: 7:35 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

Angelo Paraiso-Arroyo, Student Director, BHS – Present

Alaunte Keys, Student Director, BTA – 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**

President Appel reported out on Closed Session:

**Public Employee Discipline/Dismissal/Release/Evaluation (Government Code Sections 54954.5(e), 54957)**

Suspension of Classified Employee

Motion to suspend classified employee #9000:

**Leyva-Cutler/Alper** and unanimously approved 4-0

Judy Appel, President – Yes

Beatriz Leyva-Cutler, Vice President – Yes

Karen Hemphill, Director/Clerk – Not present for vote

Josh Daniels, Director – Yes

Ty Alper, Director – Yes

Settlement Agreement for Classified Employee

Motion to approve settlement agreement for classified employee #9069:

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

**Collective Bargaining Government Code Section 54957.6(a) (Lead Negotiator Legal Counsel Roy Combs) BCCE and Local 21 Negotiations**

The Board received legal counsel on this matter; no action was taken.

**Workers Comp Claims (Government Code Section 54961)**

Intercare Claim #120500107

Motion to approve Intercare Claim #120500:

**Alper/Daniels** and unanimously approved 3-0

Judy Appel, President – Yes

Beatriz Leyva-Cutler, Vice President – Not present for vote

Karen Hemphill, Director/Clerk – Not present for vote

Josh Daniels, Director – Yes

Ty Alper, Director – Yes

Intercare Claim #10BSD0097

Motion to approve Intercare Claim #10BSD0097:

**Alper/Daniels** and unanimously approved 3-0

Judy Appel, President – Yes

Beatriz Leyva-Cutler, Vice President – Not present for vote

Karen Hemphill, Director/Clerk – Not present for vote

Josh Daniels, Director – Yes

Ty Alper, Director – Yes

**OPEN SESSION**

**APPROVAL OF REGULAR MEETING AGENDA**

Motion to approve regular meeting agenda:

**Hemphill/Keys** and unanimously approved 7-0

**PUBLIC TESTIMONY**

A total of three people addressed the Board:

Monsir Ed, President of the Berkeley NAACP addressed BUSD employee complaints received by NAACP.

Valeri Tray Han addressed the application process for a teaching position in the African American Studies department at Berkeley High.

Lynette Robinson requested that IEP information be provided to Instructional Assistants before beginning to work with assigned students.

### **BOARD MEMBER AND SUPERINTENDENT COMMENTS**

**Director Keys** announced that BTA's unity week will conclude Friday with a Halloween carnival at the King Child Development Center.

**Director Alper** announced his office hours: last Sunday of the month from 4:00 to 6:30 at Casa Latina.

**Director Daniels** commended Director Beery for organizing an amazing BSEP event at Malcolm X. He reported that he attended a Restorative Justice meeting hosted by PCAD on Saturday. He also attended the P&O Committee meeting last night, where volunteers who help oversee the BSEP measure were acknowledged. He announced tomorrow night's Bond Oversight Committee meeting at 1701 Oregon St. at 6pm. He also reported that there was a Policy Committee meeting today where much of its discussion centered on student discipline. He announced that the next Policy Committee meeting is on November 18 at 3:30 p.m. He then went on to point out that the Board Policies listed on the agenda as information items will come back to the Board for approval at the next meeting on November 4. With respect to information item 14.4, Class Size Report, he reported that we are meeting our target numbers; current class sizes are 20:1 for TK-3, 26:1 for 4-5, and 28:1 for 6-12. He concluded his comments by wishing all seniors a happy unity week. Office hours: Saturday, October 31 from 1:30 pm to 3 pm at Take One Café.

**Director Paraiso-Arroyo** reported that unity week has been running smoothly at BHS and said that it will culminate with unity day on Friday. He announced that there is a community meeting on public education, where President Appel will be speaking, on December 10th at BTA from 6pm to 8pm.

**Director Hemphill** said that a booklet detailing one's rights when stopped by the police was distributed at the restorative justice workshop she attended, and suggested that this booklet be made available to all of our students. As part of the Martin Luther King Committee, she announced they will be kicking off the process by which students will be honored this year. Elementary and middle school students can enter a contest by submitting an essay or a piece of art illustrating the life of Martin Luther King. At the high school level, students who exemplify what King stood for can be nominated.

**Vice President Leyva-Cutler** reported that the first BSEP event was well attended and engaging. With respect to the student discipline policy, she suggested asking the public council to join the policy committee meeting for the discussion around the role of police in our schools. She announced that there

is a Special Education meeting at Rosa Parks tomorrow night from 6:30pm to 8pm. As the Latino Heritage Month comes to an end, she said she will visit Emerson's altar for Dia De Los Muertos. She concluded by alerting DELAC members, as well as members of the public, to the discussion on the English Learners Master Plan that will take place at the next Board meeting on November 4. Office hours: second Thursday of the month, 4:30pm to 6pm at Casa Latina.

**President Appel** congratulated Robert McCarthy, an exemplary math teacher at Willard, for his recognition by a production company that will document his work in integrating music and math. She also congratulated Leyva-Cutler who was recognized at last night's City Council meeting for her 35 years of service to children. She added that the Policy Committee will begin an in-depth look at the values relative to suspensions and expulsions, as well as alternatives to suspensions and out of class placements. She said they have already reached out to City Council for support in developing these policies. Office hours: November 21, 1pm at MoJoe's Café.

**Superintendent Evans** assured viewers and attendees that BUSD is working closely with the students to enforce safety precautions in light of the attempted abductions. He reported that he attended the labor management institute on Oct. 21-22

### **APPROVE CONSENT CALENDAR**

Motion to approve consent calendar:

**Hemphill/Alper** and unanimously approved 7-0

### **ACTION ITEMS**

#### **Request for Approval to Contract with Consultant to Perform Mitigation Impact Fees Analysis**

Director White encouraged the Board to approve contract with consultant to perform mitigation impact fees analysis. Questions and discussion followed.

Motion to approve contract with consultant to perform mitigation impact fees analysis:

**Alper/Daniels** and unanimously approved 7-0

### **DISCUSSION ITEMS**

#### **Response to Intervention (RTI)**

Director of Schools K-8, Maggie Riddle presented the tiers of Response to Intervention (RTI). Her presentation provided an overview of the process by which students are referred to RTI, and how staff reviews and works together to respond to the referrals and conduct tier placement. Questions and discussion

followed.

**Indicators of Progress to Reduce Disproportionality**

Debbie D'angelo's presentation centered on focal areas of disproportionality and the factors impacting student learning time. Her presentation also included a three-year look at progress in the key areas of special education, chronic absenteeism and suspension in relation to student enrollment. Questions and discussion followed.

**ADJOURNMENT**

President Appel adjourned the meeting at 10:19 p.m.