

**BERKELEY PUBLIC SCHOOLS**  
**Board of Education**  
**1231 Addison St., Berkeley, CA 94702**  
**510-644-6206**

**Official Minutes**  
February 8, 2017

President Alper called the meeting to order at 7:00 p.m. He reported that the Board convened to closed session at 5:30 p.m.

**Roll Call**

Board of Education:

Ty Alper, President – Present,  
Josh Daniels, Vice President – Present  
Beatriz Leyva-Cutler, Director/Clerk – Present  
Karen Hemphill, Director – Present  
Judy Appel, Director -- Present  
Petra Silvey, Student Director, BHS – Present  
Alaunte Keys, Student Director, BTA – Absent

Administration:

Donald E. Evans, Ed. D, Superintendent  
Javetta Cleveland, Deputy Superintendent  
Pasquale Scuderi, Assistant Superintendent, Educational Services  
Evelyn Tamondong-Bradley, Assistant Superintendent, Human Resources  
Lyz Chairez, Recorder

**REPORT CLOSED SESSION**

President Alper reported out on closed session:

**Consideration of Student Expulsion (Ed. Code Section 48919 (c))**

**Case no. 1617-07-040203**

Motion to approve staff recommendation:

Appel/Hemphill and approved 4-0  
Ty Alper, President – *yes*  
Josh Daniels, Vice President – *abstained*  
Beatriz Leyva-Cutler, Director/Clerk – *yes*  
Karen Hemphill, Director – *yes*  
Judy Appel, Director -- *yes*

**Case no. 1617-15-101804**

Motion to approve staff recommendation:

Leyva-Cutler/Appel and approved 4-0

Ty Alper, President – *yes*  
Josh Daniels, Vice President – *abstained*  
Beatriz Leyva-Cutler, Director/Clerk – *yes*  
Karen Hemphill, Director – *yes*  
Judy Appel, Director -- *yes*

**Case no. 1617-08-101803**

Motion to approve staff recommendation:  
Leyva-Cutler/Hemphill and approved 4-0  
Ty Alper, President – *yes*  
Josh Daniels, Vice President – *abstained*  
Beatriz Leyva-Cutler, Director/Clerk – *yes*  
Karen Hemphill, Director – *yes*  
Judy Appel, Director -- *yes*

**Case no. 1617-05-042800**

Motion to approve staff recommendation:  
Hemphill/Appel and approved 4-0  
Ty Alper, President – *yes*  
Josh Daniels, Vice President – *abstained*  
Beatriz Leyva-Cutler, Director/Clerk – *yes*  
Karen Hemphill, Director – *yes*  
Judy Appel, Director -- *yes*

**Case no. 1617-09-121302**

Motion to approve staff recommendation:  
Alper/Hemphill and approved 4-0  
Ty Alper, President – *yes*  
Josh Daniels, Vice President – *abstained*  
Beatriz Leyva-Cutler, Director/Clerk – *yes*  
Karen Hemphill, Director – *yes*  
Judy Appel, Director -- *yes*

**Case no. 1617-10-121302**

Motion to approve staff recommendation:  
Alper/Appel and approved 4-0  
Ty Alper, President – *yes*  
Josh Daniels, Vice President – *abstained*  
Beatriz Leyva-Cutler, Director/Clerk – *yes*  
Karen Hemphill, Director – *yes*  
Judy Appel, Director -- *yes*

**Public Employee Discipline/Dismissal/Release (Government Code Section 54957)**

Motion to accept resignation of employee no. 011233:  
Hemphill/Alper and approved unanimously approved 5-0

## **Public Employee Appointment (Government Code Section 54957)**

### **Certificated Site Administrator**

Motion to approve the appointment of Erin Schweng as the Principal of Berkeley High School:

Alper/Appel and unanimously approved 5-0

### **Compliance Officer and Title IX Coordinator**

Motion to approve the appointment of Dana Clark as Compliance Officer and Title IX Coordinator:

Hemphill/Leyva-Cutler and unanimously approved 5-0

## **OPEN SESSION**

### **APPROVAL OF REGULAR MEETING AGENDA**

Motion to approve agenda

Appel/Leyva-Cutler and unanimously approved 6-0:

### **PUBLIC TESTIMONY**

A total of 13 people addressed the Board:

A parent shared her son's experience in advanced math at BHS.

A student asked the Board for their support in light of the passage of Measure Y1.

Four student members of BHS Stop Harassing read aloud a peer's story.

Two parents commented on the math curriculum.

A community member asked the Board to consider a non-profit exemption to the developer fees proposal.

A BHS student urged the Board to respond to the BHS stop harassing requests.

Two parents commented on unresolved complaints.

A BHS parent commented on restorative justice.

### **UNION COMMENTS**

BFT President Cathy Campbell spoke in support of the RTI and developer fees items on tonight's agenda.

### **COMMITTEE COMMENTS**

Co-Chairs of the PAC shared an update on their past meetings.

PTA council president commented on the sexual harassment complaints.

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

Director Silvey read aloud a statement on behalf of the BHS student leadership. She thanked and expressed her support for the students who spoke out tonight.

Director Leyva-Cutler thanked the students who spoke out tonight and reassured the public that their concerns are heard and taken seriously.

Director Hemphill thanked the students who spoke out tonight. She will hold office hours on Saturday, Feb.18 at 10:30 at Café Leila.

Director Appel expressed how much it meant to her for students to come out and speak. She appreciated the BHS community for its patience during the transition in leadership. She acknowledged the incredible acts of resistance to current administration.

Vice President Daniels announced that a special board meeting will take place on Feb 15 for the redesign of BHS. The PAC will be meeting next Thursday at 6pm in Room 126. The policy committee will convene this Friday at 1pm in Room 126. He acknowledged the students who spoke on Measure Y1 and said he looks forward to working with them.

Superintendent Evans thanked the brave students who spoke out tonight and said he is looking forward to addressing the systems in place in an effort to respond to complaints in a timely manner.

### **CONSENT CALENDAR**

Motion to approve the Consent Calendar:

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

### **ACTION ITEMS**

**Public Hearing (8:00pm), Approval of Developer Fees Justification Study and Approval of Resolution 17-051 for the Adoption of School Facilities Fees**

*Allotted time: 20 min*

*Actual time: 33 min*

President Alper opened the public hearing at 8:40 p.m.

Two people provided public comment about the developer fee proposal.

President Alper closed public hearing at 8:45 p.m.

Director of Facilities Tim White explained that the recommendation is for the Board to approve the collection of \$3.48 per square feet for residential development and \$0.56 per square feet for commercial and industrial development. Questions and discussion followed.

President Alper went down the line to gauge the level of support from each Board member.

Motion to adopt resolution 17-051 with the amendment that fees are effective 90 days following Board approval and with direction for staff to come back with a proposal for an exemption for affordable housing and clarification of the process by which individual projects can appeal the application of the fees: Alper/Appel and unanimously approved 6-0.

### **DISCUSSION ITEMS**

#### **Update on Response to Intervention (RTI) Processes in Berkeley Schools**

*Allotted time: 60 min*

*Actual time: 73 min*

Director of K-8 Schools Maggie Riddle, Emerson principal Susan Hodge, and several teachers presented an overview of how systems of intervention come together to support student learning. Her presentation highlighted the RTI work taking place at several sites. Questions and discussion followed.

### **ADJOURNMENT**

President Alper adjourned open session at 10:34 p.m.