

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

Official Minutes
June 28, 2017

President Alper called the meeting to order at 7:30pm. He reported that the Board convened to Closed Session at 6:00pm.

Roll Call

Board of Education:

Ty Alper, President – Present,
Josh Daniels, Vice President – Present
Beatriz Leyva-Cutler, Director/Clerk – Present
Karen Hemphill, Director – Present via phone
Judy Appel, Director -- Present

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:

Parent/Student Challenge to Content of Pupil Records (Ed Code 4898(c))

Case No. 1617-SUS3-060900

Motion to accept staff recommendation to expunge student record:

Appel/Leyva-Cutler and approved 3-0

Ty Alper, President – Yes

Josh Daniels, Vice President – Absent

Beatriz Leyva-Cutler, Director/Clerk – Yes

Karen Hemphill, Director – Absent

Judy Appel, Director –Yes

Case No. 1617-09-121302

Motion to accept staff recommendation to expunge student record:

Alper/Leyva-Cutler and approved 3-0

Ty Alper, President – Yes

Josh Daniels, Vice President – Absent

Beatriz Leyva-Cutler, Director/Clerk – Yes
Karen Hemphill, Director – Absent
Judy Appel, Director –Yes

Case No. 1617-10-121302

Motion to accept staff recommendation to expunge student record:
Alper/Leyva-Cutler and approved 3-0
Ty Alper, President – Yes
Josh Daniels, Vice President – Absent
Beatriz Leyva-Cutler, Director/Clerk – Yes
Karen Hemphill, Director – Absent
Judy Appel, Director –Yes

Public Employee Discipline/Dismissal/Release/Evaluation (Government Code Sections 54954.5(e), 549957)

Employee ID No. 5000

Motion to accept staff recommendation:
Alper/Appel and approved 3-0
Ty Alper, President – Yes
Josh Daniels, Vice President – Absent
Beatriz Leyva-Cutler, Director/Clerk – Yes
Karen Hemphill, Director – Absent
Judy Appel, Director –Yes

Public Employee Appointment (Government Code Section 54957)

Professional Development Coordinator

Motion to approve the appointment of Suzanne Reed as the new Professional Development Coordinator:
Daniels/Alper and approved 4-0
Ty Alper, President – Yes
Josh Daniels, Vice President – Yes
Beatriz Leyva-Cutler, Director/Clerk – Yes
Karen Hemphill, Director – Absent
Judy Appel, Director –Yes

Public Employee Appointment—Authorize the Superintendent to Appoint Certificated Administrators During the Board’s Summer Recess (Government Code Section 54957)

Motion to authorize the Superintendent to appoint certificated administrators during the Board’s summer recess:
Daniels/Alper and approved 4-0
Ty Alper, President – Yes
Josh Daniels, Vice President – Yes
Beatriz Leyva-Cutler, Director/Clerk – Yes
Karen Hemphill, Director – Absent

Judy Appel, Director –Yes

**Collective Bargaining: Lead Negotiator: Evelyn Tamondong-Bradley—
LOCAL 21 Negotiations (Government Code Section 54957.6)**

The Board received an update and gave direction to staff. No action was taken.

**Collective Bargaining: Lead Negotiator: Evelyn Tamondong-Bradley—UBA
Negotiations (Government Code Section 54957.6)**

The Board received an update and gave direction to staff. No action was taken.

OPEN SESSION

APPROVAL OF REGULAR MEETING AGENDA

At the request of President Alper, action item 12.5 was moved to follow item 12.2. Item 11.10 was pulled from consent and moved to action. Items 11.16 and 14.4 were pulled altogether.

Motion to approve agenda as amended:
Daniels/Appel and unanimously approved 5-0

PUBLIC TESTIMONY

A total of 12 people addressed the Board:

Nine parents and a teacher spoke in support of the bilingual program at Thousand Oaks.

Two parents spoke in support of the proposed name change for LeConte

A teacher commented in opposition to the proposed BFT contract.

BOARD MEMBER AND SUPERINTENDENT COMMENTS

Director Leyva-Cutler thanked those who spoke in support of the bilingual program at Thousand Oaks. She looks forward to the conversation among the Board. She also looks forward to the renaming of LeConte.

Director Hemphill congratulated all 2017 graduates. Her next office hours are on the last Saturday of October. She commented that the low math 1 scores of African American students are indicative of a crisis. She suggested that the Superintendent create an intervention program to address this issue. She added that this is a crisis. She asked that the Board direct the superintendent to create a program to address this crisis.

Director Appel thanked the parents who have been coming out week after week. She addressed the T.O. community saying that regardless of what the

outcome is tonight, the Board hears them and knows how important it is for parents to come out and advocated for their children's needs. In reflecting on the school year, she added that the Board has been functioning well and staff has ben working hard in making important decisions. She takes her position as a representative very seriously. She wished everyone a happy summer.

Vice President Daniels alerted the public to AR 7310 which outlines the process for the naming of a school facility. He clarified that the first part of the process is to dename the school. Once the denaming of a school is Board approved, the Superintendent appoints a committee to recommend a new name to the school Board. At least $\frac{3}{4}$ of committee members must agree on the name before bringing it to the Board for approval. Ultimately, the final decision lies with the Board.

Superintendent Evans thanked the TO community and for meeting with him last week. He added that this has been a very hard decision ultimately informed by enrollment numbers. He acknowledged the LeConte community for coming forward with the proposed name change. He congratulated all graduates.

President Alper added that in the information item on tonight's agenda, there is so if the need arises for a longer timeline, it can be granted. Although the Board ultimately makes the decision, the process should be school site driven. He apologized to the TO meeting due to an accident. He thanked them all for coming out tonight.

CONSENT CALENDAR

Motion to approve the Consent Calendar:

Leyva-Cutler/Daniels and unanimously approved.

ACTION ITEMS

Public Disclosure of Collective Bargaining Agreements (AB1200)

Motion to approve:

Alper/Daniels and unanimously approved 5-0.

Approval of Tentative Agreement with Berkeley Federation of Teachers (BFT)

Motion to approve:

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

Approval of Recommendation Regarding Thousand Oaks Bilingual Program

Assistant Superintendent of Educational Services Pasquale Scuderi gave a quick overview of the challenges that have informed tonight's proposed decision

with respect to the future of the Thousand Oaks bilingual program. The recommendation is to phase out the existing program into a heritage program with strong language components. The transition will heavily involve community input. A committee will be appointed in July and will convene in early August. The goal is to present a final plan for Board approval in November of 2017 and to initiate the new program in the fall of 2018. Questions and discussion followed.

Leyva-Cutler moved to redefine the bilingual program at Thousand Oaks. No one seconded.

Appel moved to eliminate existing program and to set parameters around the community process to develop a heritage program that is not a continuation of current program. No one seconded.

Alper moved to approve staff recommendation to phase out bilingual program with an amendment to charge the committee with proposing a school wide Latino heritage program, along with an alternative plan for the Board to consider. Motion seconded by Hemphill. Motion passed on a 4-1 vote:

Ty Alper, President – Yes

Josh Daniels, Vice President – Yes

Beatriz Leyva-Cutler, Director/Clerk – No

Karen Hemphill, Director – Yes

Judy Appel, Director – Yes

Approval of Local Control Accountability Plan (LCAP)

Motion to approve the 17-18 LCAP:

Daniels/Appel and approved unanimously 5-0.

Motion to approve the final LCAP

Approval of Adopted Budget for FY 2017-18

Allotted time: 20 mins

Actual time: 13 mins

Daniels said that there was consensus to begin discussion around budget cuts. He requested that when the Superintendent brings back recommended cuts, that they include at least \$1.5 million in ongoing cuts.

The Board agreed to bring an action item for this matter in August.

Motion to approve adopted budget for FY 2017-18:

Daniels/Appel and unanimously approved 5-0.

Approval of Suicide Prevention Policy

Appel explained that she pulled this item because of the amount of mental services and support called in the policy that are not currently supported in our schools. This policy shows how much we need mental health services in our schools.

Motion to approve the suicide prevention policy:
Appel/Daniels and approved 5-0.

Approve Revisions to BP 4119.11 Sexual Harassment (Personnel) and BP 5145.3 Nondiscrimination/Harassment (Student)

Motion to waive second reading:
Alper/Daniels and unanimously approved 5-0.

Motion to approve revisions:
Appel/Daniels and unanimously approved 5-0.

Approval of Contracts and Purchase Orders for Service Contracts

Alper said that he pulled this item in order to get additional information with respect to consulting services with UCB.

Tim White explained that the \$80,000 is a not-to-exceed amount to conduct survey among our employees that will inform the kind of housing that is constructed and how to accommodate the needs of our staff. The second analysis would be to begin the second phase of gender neutral facilities. White amended his recommendation to only include the first analysis that will not exceed \$30,000 and to come back to the Board in August for direction on how to proceed with respect to gender neutral facilities.

Motion to approve staff recommendation as amendment Tim white:

Alper/Daniels and approved 4-1:

Ty Alper, President – *Yes*

Josh Daniels, Vice President – *Yes*

Beatriz Leyva-Cutler, Director/Clerk – *Yes*

Karen Hemphill, Director – *Yes*

Judy Appel, Director – *No*

DISCUSSION ITEMS

Board Policy Regarding Student Interviews by District Counsel for First Reading

The Board discussed and reviewed proposed language. This policy will come back for further discussion.

Motion to extend open session to 11:15p.m.:
Alper/Daniels and unanimously approved 5-0.

Extended Public Comment:

Six people spoke in support of the Thousand Oaks bilingual program.

ADJOURNMENT 11:15 p.m.