

BERKELEY PUBLIC SCHOOLS

Board of Education

1231 Addison St., Berkeley, CA 94702

510-644-6206

Official Minutes

April 11, 2018

President Daniels called the meeting to order at 8:05 pm. He reported that the Board convened to Closed Session at 5:32 pm.

Roll Call

Board of Education:

Josh Daniels, President – Present,

Judy Appel, Vice President – Present

Beatriz Leyva-Cutler, Director/Clerk – Present

Karen Hemphill, Director – Present

Ty Alper, Director -- Present

Uma Nagarajan-Swenson, Student Director, BHS – Present

Administration:

Donald E. Evans, Ed. D, Superintendent

Pasquale Scuderi, Associate Superintendent, Educational Services

Pauline Follansbee, Interim Assistant Superintendent, Business Services

Evelyn Tamondong-Bradley, Assistant Superintendent, Human Resources

Lyz Chairez, Recorder

REPORT CLOSED SESSION

President Daniels reported out on closed session:

Conference with Legal Counsel—Anticipated Litigation (Government Code Section 54956.9) – One (1) Potential Case

The Board discussed and gave direction to staff relative to this matter; no action taken.

Parent/Student Challenge to Content of Pupil Records (Ed Code Section 49070(c))

Motion to expunge suspension from pupil's records:

Alper/Hemphill and unanimously approved on a 4-0 vote:

Josh Daniels, President – Yes

Judy Appel, Vice President – *Recused*

Beatriz Leyva-Cutler, Director/Clerk – Yes

Karen Hemphill, Director – Yes

Ty Alper, Director – Yes

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

Employee requested to address the Board regarding charges against him in open session.

Assistant Superintendent of Human Resources stated that the administration is seeking the dismissal of employee ID No. 8471. She proceeded to read aloud the statement of charges against him.

The employee addressed the Board regarding statements and charges against him.

President Daniels asked if there was anyone present to give public comment.

Three people came forward and addressed the Board in support of the employee.

The Board recessed back into closed session to deliberate on this matter and to address the remaining closed session items. President Daniels noted that the Board's vote on this matter would take place at the time of open session.

Vote during open session:

Alper moved to table this item and provide direction to staff consistent with the Board's discussion in closed session. Motion seconded by Appel. Motion passed on a 4-1 vote:

Josh Daniels, President – Yes

Judy Appel, Vice President – Yes

Beatriz Leyva-Cutler, Director/Clerk – Yes

Karen Hemphill, Director – No

Ty Alper, Director – Yes

Conference with Real Property Negotiators (Government Code Section 54956.8)

District Negotiator: David A. Soldani, Legal Counsel; Negotiating Party: City of Berkeley;
Property: 1231 Addison; Under Negotiation: Status Update

The Board did not discuss this item.

Collective Bargaining Government Code Section 54957.6(a) (District Negotiator: Evelyn Tamondong-Bradley) BCCE Negotiations

The Board discussed and gave direction to staff. No action was taken.

OPEN SESSION

APPROVAL OF REGULAR MEETING AGENDA

Motion to approve agenda:

At the request of Appel, item 17 was postponed to the next meeting; Appel/Daniels and unanimously approved 6-0.

PUBLIC TESTIMONY

A total of six people addressed the Board:

- One comment regarding REALM.
- One comment thanking the Board for its support of the MEET program.
- Two comments regarding BHS math.
- One comment regarding staff shortage within the AA studies program at BHS, requesting funds for the 50th anniversary.
- One comment in support of the hiring of a math coordinator at BHS.

UNION COMMENTS

BCCE President Paula Phillips commented on failure to reach agreement with BUSD for an ongoing raise in compensation for classified employees. She referenced the sunshine statement which states BUSD's disposition to reach an agreement. She will confer with BCCE members to see how they will move forward in their pursuit of increased compensation.

BOARD MEMBER AND SUPERINTENDENT COMMENTS

Director Hemphill announced that planning for the 50th anniversary of the African American studies department is in progress. She also announced the college fair hosted by the OFFE.

Vice President Appel will hold office hours on the 21st. She thanked the folks who met with her to talk about the math program.

Director Leyva-Cutler announced the Chavez-Huerta commemorative period will conclude with an essay/poetry contest on April 24th.

President Daniels acknowledged Emerson Elementary for being named a distinguished school. He also acknowledged that the Superintendent was recently given an award by the California Association of African-American Superintendents & Administrators (CAAASA).

CONSENT CALENDAR

Motion to approve the Consent Calendar:

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

Update: Development of Restorative Justice in BUSD – Discussion

Allotted time: 45 min

Actual time: 40 min

Associate Superintendent Scuderi provided an update on the restorative justice (RJ) efforts in BUSD. He reported that the first retreat on RJ focused on prevention and school culture. He

noted that there has been some foundational work done by the matrix committee which met throughout 2017. It provides a guide to Intervention supports and a draft road map for implementation. Thus far a full time credentialed counselor has been added at the middle school and high school. He provided an update on current and ongoing work.

He remarked that one of the challenges in developing a comprehensive RJ plan was how to address some of the behaviors that in the past have resulted in suspension. Questions and discussion followed

Public Hearing for REALM Charter School's Request for Material Revision (Time Certain: 9pm)

Allotted time: 15 min

Actual time: 22 min

Interim Associate Superintendent Follansbee noted that the material revision request is separate from the notice of violation.

REALM's Executive Director Victor Diaz presented multi year projections in the event that schools are consolidated. He explained that this would result in a positive ending balance. He reported that they have secured a location whose lease and other associated costs are reflected in the budget.

President Daniels opened public hearing on this item at 9:40pm:

One comment regarding the culture of administration at REALM.
President Daniels closed hearing at 9:43pm.

Questions and discussion followed.

Solicit Answers to Trivia Question

Continued Discussion on Recommended Ongoing and One-Time Budget Proposals for 2018-19 from Base Grant (Unrestricted General Fund)

Allotted time: 30 min

Actual time: 52 min

Interim Assistant Superintendent of Business Services Follansbee and Associated Superintendent Scuderi presented additional recommendations for ongoing and one-time funding. Newly added is a request for one-time funding of \$25,000 applied to the 50th annual celebration of the African American studies program.

Proposed new ongoing:

Bilingual sub teacher long term (120k)

Clerical support for title IX office (60k)

Clerical support for K-8 schools director

Much of the discussion centered around whether the proposed bilingual long-term sub position should be site-specific or district wide.

Alper suggested implementing it as a pilot to have an opportunity to measure its value and determine how to proceed at the end of the year.

With respect to one-time funding:

Daniels proposed looking at TO program transition support.

These additional considerations will come back for action.

Daniels moved to extend open session until 11:10pm. Motion seconded by Appel and approved without objection.

2018 Quarter 1 School Board Self-Reflection

This item was postponed.

Public Hearing for and Approval of Successor Agreement Between the District and Berkeley Council of Classified Employees (Time Certain: 10pm)

Motion to approve successor agreement between BUSD and BCCE:

Appel/Leyva-Cutler approved 5-0

ADJOURNMENT

11:10