

**16.08 Approve Minutes of May 21, 2009, Special Board Meeting**

Meeting: 06/18/2009 ESUHSD REGULAR BOARD MEETING - 4:00 P.M.  
Category: 16. Consent Calendar Items - ATTACHMENT A  
Agenda Type: Action (Consent)  
Public Access: Yes

Agenda Item Content



**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**TO:** Board of Trustees  
**FROM:** Bob Nuñez, Superintendent  
**SUBJECT:** Approve Minutes of May 21, 2009, Special Board Meeting

Attached are the minutes of the May 21, 2009, Special Board meeting for review and approval by the Board of Trustees.

**FISCAL IMPACT:** None

**FUNDING SOURCE:** None

**RECOMMENDATION:** It is recommended that the Board of Trustees approve the May 21, 2009, Board meeting minutes as presented.



BA\_2009521\_Minutes.pdf

Additional Executive Content

Our adopted rules of Parliamentary Procedure, Robert's Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Most of the items listed under the consent agenda have gone through Board subcommittee review and recommendation. Documentation concerning these items has been provided to all Board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.

Created on 06/09/2009 at 09:45 AM by Mary Guillen. Last update on 06/14/2009 by Mary Guillen.

East Side Union High School District  
**Approved as Amended**  
Board of Trustees  
June 18, 2009 *M. Guillen*

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Minutes of the Special Meeting of the Board of Trustees**  
**Meeting Held at Independence High School – Large Gymnasium**  
**May 21, 2009**

**AMENDED**

**1. CALL TO ORDER/ROLL CALL**

The Regular Meeting of the Board of Trustees was called to order at 4:20 p.m. by President Martinez-Roach. Vice President Herrera, Clerk Biehl, Member Nguyen and Member Garcia were present.

**CALL TO ORDER**

**2. CLOSED SESSION**

**2.01 EXPULSIONS**

***Student A:***

***Motion by Member Garcia, second by Clerk Biehl the Board on a vote of 5/0 approved the expulsion of Student A.***

***Student B:***

***Motion by Clerk Biehl, second by Member Garcia the Board on a vote of 5/0 approved the expulsion of Student B.***

***Student C:***

***Motion by Clerk Biehl, second by Member Nguyen the Board on a vote of 5/0 approved the suspended expulsion of Student C.***

**CLOSED SESSION**

**2.02 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/  
RELEASE (*Government Code Section 54957*)**

**2.03 CONFERENCE WITH LABOR NEGOTIATORS  
(*Government Code Section 54957.6*)**

***Agency Designated Representatives:***

***Bob Nuñez, Superintendent***

***Jerry Kurr, Associate Superintendent of Administration  
and Business Services***

***Dan Moser, Associate Superintendent of Instructional  
Services and Human Relations***

***Cathy Giammona, Director of Human Resources***

***Vida Branner-Siders, Director of Compensation and  
Classified Employee Relations***

***Employee Organizations:***

***American Federation of Teachers (AFT)***

***California School Employees Association (CSEA)***

***East Side Teachers Association (ESTA)***

**2.04a CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

*Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code:*

*Four (4) potential cases*

***The Board on a vote of 4/0 with Vice President Herrera absent voted to reject the two claims of Kinetics Mechanical Services (Andrew Hill High School and Independence High School).***

***The Board on a vote of 5/0 voted to reject the claim of Bernice Singer.***

**2.04b CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

*Subdivision (a) of Section 54956.9 of the Government Code:*

*One (1) Case*

***The Board on a vote of 5/0 approved the settlement agreement with Johanna Max Francoeur.***

**2.05 CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

**2.06 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)**

**2.07 PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957)**

**3. PLEDGE OF ALLEGIANCE**

**PLEDGE OF ALLEGIANCE**

**4. WELCOME AND EXPLANATION TO AUDIENCE**

*President Martinez-Roach extended a welcome to everyone, explained the format of the meeting and noted that all Board Meetings are recorded.*

**WELCOME AND EXPLANATION**

**5. CONSIDERATION OF PROPOSED AMENDMENTS TO AGENDA**

**CONSIDERATION OF AMENDMENTS**

*None*

**6. BOARD SPECIAL RECOGNITION(S)**

**SPECIAL RECOGNITION(S)**

*None*

**7. STUDENT BOARD LIAISONS**

**STUDENT BOARD LIAISONS**

*None*

**8. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD OF TRUSTEES**

**ORAL COMMUNICATIONS**

- *Valli Sharpe-Geisler – Adult Education Program*
- *Blanca Diaz – OAC Facilities*
- *Lakota harden – CTC*
- *Marisa Hanson – Laid Off Teachers*
- *Kathy Lair – Laid Off Teachers*
- *Robert Suhr – Laid Off Teachers*
- *Katia Lopez –Laid Off Teachers*
- *Ralph Giannini – Laid Off Teachers*
- *Eleanor Aguirre – Layoffs*
- *Becky Saldivar – General Comments*
- *Alice Crowther – Elimination of Special Ed Director Position*
- *Jerry Segura – Harassment*
- *Frank Cava – Budget Cuts and Critical Decisions*
- *Chadanika Lu – Adult Education Program*
- *Phuong Tran – Adult Education Program*
- *Lee Truong – Adult Education Program*
- *Joy Liu – Adult Education Program*
- *Selena Ni – Adult Education Program*
- *Milton Cadena – Adult Education Program*
- *Glennis Cameron – Adult Education Program*
- *Minh Ngoc – Adult Education Program*
- *David Ochoa – Adult Education Program*
- *Aman Dhillon – Adult Education Program*
- *Eric Bellis – Adult Education Program*
- *Leroyia Lewis – Adult Education Program*
- *Teresa Reen – Adult Education Program*
- *Blanca Diaz – Tier III Categorical Programs*
- *Bob Bell – Adult Education Program*
- *Julio Pardo – CSEA*
- *Marisa Hanson – Parcel Tax*
- *Rebecca Palmer – Parcel Tax*
- *Tere Barbella – Arts Ed*
- *Bob Bell – Parcel Tax*
- *Wylie York – Sports Funding*
- *Kevin Murphy – Sports*
- *Sue McAllister – Athletics Funding*
- *Patricia Carrillo – Sports Funding*
- *Ramon Martinez – MACSA Charter*
- *Debra Watkins – District/School Goals*
- *Valli Sharpe-Geisler – Adult Education Program*
- *Jennifer Lewis - Tier III*

**9. SUPERINTENDENT – OPERATIONAL ITEMS/  
BOARD DISCUSSION AND/OR ACTION**

**SUPERINTENDENT -  
OPERATIONAL ITEMS/  
BOARD DISCUSSION  
AND/OR ACTION**

**9.01 Possible Parcel Tax Measure - Bob Nuñez,  
Superintendent**

*Motion for the Board to authorize and direct the administration to:*

- *Study the feasibility of placing a parcel tax on the ballot which would meet the challenges of the district's instructional programs, materials, equipment, sports program, and all the programs that are part of educating a whole child in the development of each of our students*
- *The intent is to seek a parcel tax that addresses the district's needs for serving the whole child*
- *Investigate amount of parcel tax; should be less than \$100*
- *Who is exempt; seniors over 65 years of age should be exempt*
- *Parcel tax needs to be for a fixed period of time*
- *Needs an oversight committee*
- *Administration will forward their recommendation to the Board of Trustees*

*made by Vice President Herrera, second by Member Nguyen.*

**Vote: 5/0**

**9.02 Discussion and/or Action regarding the District's Sports/Athletics Program for the 2009-2010 School Year; Direction to the Superintendent – Bob Nuñez, Superintendent**

*Motion to adopt a resolution (attachment A) to restore high school athletics, including a short-term immediate plan to include in next year's budget and a long-term plan to make sure high school athletics continues in the year's thereafter made by Clerk Biehl, second by Member Herrera.*

**Vote: 4/1; President Martinez-Roach voting No**

**9.03 Receive Second Reading to Amend Board By Law 9270 Conflict of Interest – Patricia Martinez-Roach, Board President**

*Motion to receive second reading to amend Board By Law 9270 Conflict of Interest made by President Martinez-Roach, second by Member Garcia.*

**Vote: 5/0**

**9.04 Electronic Board Guidelines – Patricia Martinez-Roach, Board President**

*The Board discussed electronic board (marquee) guidelines for use at East Side Union High School District schools.*

*Discussion item only; no action taken.*

**10. INSTRUCTIONAL SERVICES – OPERATIONAL ITEMS/  
BOARD DISCUSSION AND/OR ACTION**

**INSTRUCTIONAL SVCS -  
OPERATIONAL ITEMS/  
BOARD DISCUSSION  
AND/OR ACTION**

**10.01 Authorization to Issue Notice of Remedy to  
MACSA Academia Calmecac Charter School – Dan  
Moser, Associate Superintendent of Instruction and  
Human Relations**

*Motion for authorization to issue Notice of Remedy to  
MACSA Academia Calmecac Charter School made by  
Member Nguyen, second by President Martinez-Roach.  
Vote: 4/0; Clerk Biehl ~~out of room~~ recused himself  
due to a conflict of interest*

**10.02 Adopt Resolution #2008/2009-34 to Grant Continuance  
of Agreement with the Child Development Program and  
CDE – CRPM-8150 – Dan Moser, Associate  
Superintendent of Instruction and Human Relations**

*Motion to adopt Resolution #2008/2009-34 to grant  
continuance of agreement with the Child Development  
Program and CDE – CRPM-8150 as amended to reflect  
the correct amount of \$46,000 in line one of the Board  
memo made by Vice President Herrera, second by  
Member Nguyen.  
Vote: 5/0*

**10.03 Present District/School Goals – Dan Moser, Associate  
Superintendent of Instruction and Human Relations,  
Juan Cruz, Principal, Yerba Buena High School and  
Grettel Castro-Stanley, Independence High School**

*Presentation on the district's/schools' goals made by  
Principal Juan Cruz and Principal Grettel Castro-Stanley.*

**11. STUDENT SERVICES – OPERATIONAL ITEMS/  
BOARD DISCUSSION AND/OR ACTION**

**STUDENT SERVICES -  
OPERATIONAL ITEMS/  
BOARD DISCUSSION  
AND/OR ACTION**

**11.01 Accept 2009-2010 Comprehensive School Safety Plan –  
Alan Garofalo, Associate Superintendent  
of Student Services and Facilities**

*Motion to accept the 2009-2010 Comprehensive School  
Safety Plan made by Vice President Herrera, second by  
Member Nguyen.  
Vote: 4/0; Member Garcia out of room*

**11.02 Approve Designation of California Interscholastic Federation Representatives to League for 2009-2010 – Alan Garofalo, Associate Superintendent of Student Services and Facilities**

*Motion to approve the designation of California Interscholastic Federation Representatives to League for 2009-2010 made by Vice President Herrera, second by Member Nguyen.*

**Vote: 4/0; Member Garcia out of room**

**11.03 Update on Sports/Athletics Program – Alan Garofalo, Associate Superintendent of Student Services and Facilities**

*Updated on Sports/Athletics Program made to the Board.*

*Discussion item only; no action taken.*

**11.04 Acceptance of Donations, Grants and Awards – Bob Nuñez, Superintendent**

*Motion to accept the donations, grants and awards made by Clerk Biehl, second by Vice President Herrera.*

**Vote: 5/0**

**12. HUMAN RESOURCES – OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION**

**HUMAN RESOURCES - OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION**

**12.01 Approve Classified Job Description and Salary Range for Child Care Assistant II – Jerry Kurr, Associate Superintendent of Administration and Business Services**

*Motion to approve the classified job description and salary range for Child Care Assistant II made by Vice President Herrera, second by Member Nguyen.*

**Vote: 5/0**

**12.02 Approve Certificated Administrative Job Description and Reduction in Salary Range for Dean of Students – Dan Moser, Associate Superintendent of Instruction and Human Relations**

*Motion to approve the certificated administrative job description and reduction in salary range for Dean of Students made by Vice President Herrera, second by Clerk Biehl.*

**Vote: 5/0**

**12.03 Declaration of Need for Fully Qualified Educators as Needed – Dan Moser, Associate Superintendent of Instruction and Human Relations**

*Motion to approve the Declaration of Need for Fully Qualified Educators as needed made by Clerk Biehl, second by Member Garcia.*

**Vote: 5/0**

**12.04 Approve Student/Certificated/Classified/Management Calendar for the 2009-2010 School Year – Dan Moser, Associate Superintendent of Instruction and Human Relations**

*Motion to approve the student/certificated/classified management calendar for the 2009-2010 school year made by Clerk Biehl, second by Vice President Herrera.*

**Vote: 5/0**

**12.05 Approve Adult Education Calendar for the 2009-2010 School Year – Dan Moser, Associate Superintendent of Instruction and Human Relations**

*Motion to approve the adult education calendar for the 2009-2010 school year made by Vice President Herrera, second by Member Garcia.*

**Vote: 5/0**

**13. BUSINESS SERVICES – OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION**

***BUSINESS SERVICES - OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION***

**13.01 Hold Public Hearing at 7:30 p.m. regarding the Usage of Tier III Categorical Program Funds as Unrestricted Funds - Jerry Kurr, Associate Superintendent of Administration and Business Services and Dan Moser, Associate Superintendent of Instruction and Human Relations**

*Public hearing regarding the usage of Tier III categorical program funds as unrestricted funds held.*

**13.02 Adopt Resolution #2008/2009-35 An Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546 - Jerry Kurr, Associate Superintendent of Administration and Business Services**

*Motion to adopt Resolution #2008/2009-35 an Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546 made by Vice President Herrera, second by Member Garcia.*

**Vote: 5/0**



**13.03 Approve Purchase Orders Presented on May 21, 2009 - Jerry Kurr, Associate Superintendent of Administration and Business Services**

*Motion to approve purchase orders presented on May 21, 2009, made by Member Garcia, second by Member Nguyen.*

**Vote: 5/0**

**13.04 Approve Budget Adjustments – Jerry Kurr, Associate Superintendent of Administration and Business Services**

*Motion to approve the budget adjustments made by Vice President Herrera, second by Member Biehl.*

**Vote: 5/0**

**13.05 Approve Contracts for Professional Services (ATTACHMENT B) - Jerry Kurr, Associate Superintendent of Administration and Business Services**

*Motion to approve the contracts for professional services made by Vice President Herrera, second by Member Nguyen.*

**Vote: 5/0**

**13.06 Approve Memoranda of Understanding – Jerry Kurr, Associate Superintendent of Administration and Business Services – ATTACHMENT C**

*Motion to approve memoranda of understanding made by Member Nguyen, second by Clerk Biehl.*

**Vote: 5/0**

**13.07 Approve Second Reading and Adoption of Board Policies 3000 Series - Jerry Kurr, Associate Superintendent of Administration and Business Services**

*Motion to approve the second reading and adoption of Board Policies 3000 series as amended:*

- *Few minor typographical errors and two words omitted in two areas (provided to Associate Superintendent Kurr)*
- *Discussion in the future for review the following:*
  - *Board's relationship in the development of the budget with the consideration of having two Board Members become a Budget Committee or observers of the Superintendent's Budget Committee*

- *The formation of an Audit Committee of two Board Members who are not officers to serve in the capacities that have been outlined in these Board Policies.*

*made by Clerk Biehl, second by Member Garcia.*

**Vote: 5/0**

**14. FACILITIES – OPERATIONAL ITEMS/  
BOARD DISCUSSION AND/OR ACTION**

**None**

**15. ADULT EDUCATION – OPERATIONAL ITEMS/  
BOARD DISCUSSION AND/OR ACTION**

**15.01 Adult Education Program Presentation – Richard Uribe,  
Director of Adult Education**

*Adult Education Program presentation by Rich Uribe,  
Director of Adult Education.*

**16. ATTACHMENT A – CONSENT CALENDAR ITEMS**

***Motion to approve the entire consent calendar made by  
Member Garcia, second by Vice President Herrera.***

**Vote: 4/0; Member Nguyen out of room**

- 16.01 *Ratify/Approve Classified Personnel Actions/Retirements  
Presented May 21, 2009*
- 16.02 *Ratify/Approve Certificated Personnel Actions Presented  
May 21, 2009*
- 16.03 *Ratify/Approve Student Aide Personnel Actions Presented  
May 21, 2009*
- 16.04 *Approve School Field Trips*
- 16.05 *Approve CAHSEE Local Waivers for Special Education  
Students*
- 16.06 *Approve New Courses: Carpentry 1 and 2*
- 16.07 *Approve Updated Course Descriptions: Business, Career  
Technical Education and Industrial Education*
- 16.08 *Approve New Textbooks and Novels: Carpentry, American  
Technical Publishers; Modern Cabinetmaking, Goodheart -  
Wilcox; Ender's Game, Heyday Books; A Lesson Before  
Dying, Knopf Publishing Group*
- 16.09 *Approve the Amended General Child Care & Development  
Program Agreement with CDE – CCTR-8404*
- 16.10 *Approve the Child Development Program Agreement with  
CDE – CIMS-8634*

**FACILITIES -  
OPERATIONAL ITEMS/  
BOARD DISCUSSION  
AND/OR ACTION**

**ADULT EDUCATION -  
OPERATIONAL ITEMS/  
BOARD DISCUSSION  
AND/OR ACTION**

**ATTACHMENT A**

- 16.11 *Approve the Child Development Program Agreement with CDE – CSCC-8343*
- 16.12 *Approve the Child Development Program Agreement with CDE – CCAP-8412*
- 16.13 *Approve Change Order #1 for Independence High School, Vocational Ed Modernization Project (Beals Martin, Inc)*
- 16.14 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (American Steel & Stairways, Inc.)*
- 16.15 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (BCI Builders, Inc.)*
- 16.16 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (Dolan Concrete Construction)*
- 16.17 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (George E. Masker, Inc.)*
- 16.18 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (Jensen Corporation Landscape Contractors)*
- 16.19 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (Ray L. Hellwig Mechanical Company, Inc.)*
- 16.20 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (Reinhart Roofing, Inc.)*
- 16.21 *Approve Change Order #1 for W.C. Overfelt High School Phase IV New Science Building Increment II Project (Sasco Electric)*
- 16.22 *Notice of Completion for James Lick High, Yerba Buena and Piedmont Hills High Schools Restroom Modification Project (Rodan Builders, Inc.)*
- 16.23 *Approve Minutes of January 24, 2009, Special Board Meeting*
- 16.24 *Approve Minutes of February 7, 2009, Special Board Meeting*
- 16.25 *Approve Minutes of February 19, 2009, Regular Board Meeting*
- 16.26 *Approve Minutes of March 2, 2009, Special Board Meeting*
- 16.27 *Approve Minutes of March 10, 2009, Regular Board Meeting*
- 16.28 *Approve Minutes of April 9, 2009, Regular Board Meeting*
- 16.29 *Approve Minutes of April 21, 2009, Special Board Meeting*

**17. WRITTEN REPORTS/RECOMMENDATIONS**

*None*

**18. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS**

**18.01 Board of Trustees**

▪ **J. Manuel Herrera, Vice President**

*I want to be sure my position is understood with regards the earlier vote on sports. I am so mindful of the impact on our instructional programs, classified staff and teacher positions lost, classroom sizes increased, Librarians are gone, Community Liaisons, Computer Techs, Career Techs, Bookroom Clerks, Repro staff, Receptionists, administrators; it has been devastating. Everything that I am seeking to do right now with regards to sports does not have to do with general fund dollars. I really believe that the ambitious goals for fundraising on behalf of sports can be achieved if we step up the game and strengthen the partnership and that sports, in fact, will survive and continue, perhaps, in basic form without resorting to the general fund. That is my commitment and my intent in everything that I am doing with regards to sports at this time. I just wanted to be clear about that.*

▪ **Frank Biehl, Member**

*MetroED – The MetroED report is very short. We are struggling with the same issues at MetroED that we are struggling with here with going through our layoff procedure, etc. That is basically where they are at.*

*My other report relates to my trip this weekend. I was at the California School Boards Association Delegate Assembly meeting in Sacramento. I have written report (Attachment B) that I will distribute to the Board and I request that it be included in the record.*

*The interesting thing that was happening there was that we had presentations by the Bay Area Council and presentation from California Forward on this proposal for a State constitutional convention. I must tell you that I was mildly skeptical before I saw their presentations and now at this point I believe it is something that definitely needs to be considered. The State is in such a dysfunctional mess that it may be time for an initiative from the people. Hopefully, in a limited way that will go back in and take a look at the basic structure of California government; the two-thirds rule, etc.*

**WRITTEN REPORTS**

**BOARD/SUPERINTENDENT COMMENTS**

*There is going to be a conference in July, which all Board Members are welcomed to attend. I am planning on attending. It is a cities, counties and schools task force and they have prepared a draft set of principles for reform. We recognize this is something that is going to take a couple of years, but we believe it is something that needs to be investigated. CSBA has not taken a formal position on this yet, but they've opened up the discussion and I am going to be participating in that.*

*The second thing is I will be participating in the Cortese bus trip to Sacramento on June 1. I've done this for three years. I found it to be a very viable opportunity to speak to all members of the local legislative delegation, as well as representative of State Superintendent of Instruction, representatives of the Governor's office, and CTA lobbyist. This year to do it a little differently I, with permission of the Superintendent, contacted each of our schools and have two students that will attend with me on the bus from Independence, two students from Oak Grove, two from Yerba Buena and two from Overfelt.*

*I thought it would be very important to have these articulate young students speak directly to the Legislators, both for the Legislators to hear how their decisions are affecting our students and also for a very good mentoring and learning opportunity for these very highly qualified students. I will be doing that on June 1<sup>st</sup>. Other Board Members are welcomed to join me if you have the time, but otherwise, I will report back at the next meeting the results of that.*

*Thank you.*

• **Eddie Garcia, Member**

*I keep looking over here in the corner and sometimes we don't say enough the folks on our school sites, the administrators, Principals, Vice Principals, APEDs. I just personally want to say "thank you."*

• **Patricia Martínez- Roach, President**

*I want to thank Independence High School for having us here, to the Custodians, to the Police Officers for keeping us safe. I want to thank the IT Department for doing this fabulous job of bringing everything; this is a big job.*

*I have had the privilege of going around to so many functions in the district that it has just been overwhelming to see the wonderful things we are doing. That is really something that I can't just emphasize enough to the Board. All the invitations; I try to go to as many as I possibly can and I know that the Superintendent attends many of them. The reward that*

*I get from those, last night, for example, it was a Migrant Ed student achievement and the night before was the African American students, the Latino Parents, the Asians students. I just think that our schools are doing so much and sometimes we don't take pause to acknowledge the hard work that our teachers are doing in the classroom and classified staff, the custodians, the cooks. I just want to thank you from the bottom of my heart because I know you work really hard.*

*Lastly, I just wanted to comment on the State of the District data that was presented. I really hope that you take time to look at it because this is who we are. This is what we are doing. This is what we've done and this is going to give us a really good template on where to move forward.*

**18.02 Superintendent**

**Bob Nuñez, Superintendent**

*There are two Board meetings in June. We may be looking at asking the Board to consider a third Board meeting based on when we receive information from the State.*

**19. REPORT CLOSED SESSION ACTION(S)**

*See section 2.0*

**20. ADJOURNMENT**

*Motion by Clerk Biehl, second by Member Nguyen to adjourn the meeting at 10:20 p.m.*


*Respectfully submitted,*



Board Clerk

**REPORT CLOSED  
SESSION ACTION(S)**

**ADJOURNMENT**

East Side Union High School District  
**Approved as Amended**  
Board of Trustees  
June 18, 2009 

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
of  
SANTA CLARA COUNTY, STATE OF CALIFORNIA**

**RESOLUTION 2008-2009-38**

**TO RESTORE FUNDING TO HIGH SCHOOL ATHLETICS**

**WHEREAS**, over 6,200 East Side Union High School District students participated in athletics along with bands, cheerleaders, student body officers; and,

**WHEREAS**, athletics is an integral part of the high school experience providing students opportunities for self-discipline, teamwork, leadership; and

**WHEREAS**, athletic participation provides incentive to maintain good grades and opportunities for college scholarships and provides adult supervised after school activities; and

**WHEREAS**, the community has demonstrated its support for the continued funding of the athletic program by organizing and participating in a variety of fundraising programs, including the 5K Run, that in its first year netted over \$120,000 to support high school sports; and

**WHEREAS**, the Governing Board is responsible for providing direction to the Superintendent in the development of budget priorities;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Board of the East Side Union High School District hereby direct the Superintendent to include a comprehensive plan for the continuation of high school athletics in the 2009-2010 fiscal year budget and to present said budget recommendation at the next scheduled meeting of the Board and further direct the Superintendent to develop and present to the Board a long-term plan for the continued funding of athletics no later than August 2009 Board meeting.

**PASSED AND ADOPTED** this 21st day of May 2009 by the Governing Board of the East Side Union High School District at its special meeting held at 830 N. Capitol Avenue, San Jose, State of California.

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTENTIONS: \_\_\_\_\_

I certify that the foregoing resolution was duly introduced, passed, and adopted by the East Side Union High School District Board of Trustees at a meeting held on May 21, 2009.

\_\_\_\_\_  
Frank Biehl, Clerk  
ESUHSD Board of Trustees

**Attachment A**

# Attachment B

Date 5/20/2009

To: East Side Union High School District Board of Trustees

From: Frank Biehl, Trustee

Subject: CSBA Delegate Assembly Meeting, Sacramento, May 15- 17, 2009

## **Meeting highlights:**

### **Report from the Educational Legal Alliance**

#### **Briefing on State Budget and Fiscal Reform (State Constitutional Convention)**

Presentation by the Bay Area Council

Presentation by California Forward

#### **Cities, Counties and Schools (CCS) Task Force DRAFT principles for Reform**

#### **Restoring Local Control is the Key Reform**

#### **General**

Alignment of Resources, Responsibilities and Accountability

#### **Local Governments**

Responsive and Accountable Local Governments

Majority Rule

Enhanced protection from State Mandates

Focus on Outcomes in State Funding of Locally Delivered Services

#### **State Government**

Modernize State Budgeting

Majority Rule

Diverse, Stable and Broad Revenues; Pay-As-You Go for New Ballot Measures

Government and Responsiveness

Oversight and Reauthorization of Existing Programs

10-Year Period for Reauthorization of Programs

#### **CCS Conference scheduled for July 17-18 in Sacramento**

Legislative Report

Federal Issues Update

Executive Director's Report