

Agenda Item Details

Meeting Nov 18, 2010 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 14. ATTACHMENT A - CONSENT CALENDAR

Subject 14.07 Approve Minutes of October 21, 2010, Regular Board Meeting

Access Public

Type Action (Consent)

Recommended Action It is recommended that the Board of Trustees approve the October 21, 2010, Board meeting minutes as presented.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT**Item: 14.07**

TO: Board of Trustees

FROM: Dan Moser, Interim Superintendent

SUBJECT: Approve Minutes of October 21, 2010, Regular Board Meeting

Attached are the minutes of the October 21, 2010, Regular 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 October 21, 2010, Board meeting minutes as presented.

Administrative Content

Executive Content

**EAST SIDE UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES**
APPROVED November 18, 2010




**EAST SIDE UNION HIGH SCHOOL DISTRICT
REGULAR MEETING
OF THE
BOARD OF TRUSTEES
Meeting Held at the Education Center -- Board Room
November 21, 2010
4:00 p.m.**

1. CALL TO ORDER/ROLL CALL

1.01 Roll Call

The Regular Meeting of the Board of Trustees was called to order at 4:03 p.m. by President Garcia. Vice President Nguyen, Clerk Martinez-Roach, Member Herrera and Member Biehl were present.

1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session (Government Code 54957.7)

President Garcia extended a welcome to everyone, explained the format of the meeting, noted that all Board Meetings are recorded and offered the public to comment on item(s) to be discussed in Closed Session.

There were no public speakers regarding Closed Session items.

1.03 Recess to Closed Session (Open Session will resume at the end of Closed Session in the Board Room at approximately 6:00 p.m.) See item 2 on agenda (Closed Session).

The Board of Trustees recessed to Closed Session.

2. CLOSED SESSION

2.01 Expulsion(s): A-B

Student A:

Motion by Clerk Martinez-Roach, second by Member Biehl, to approve the suspended expulsion as modified of Student A.

Vote: 5/0

Student B:

Motion by Member Biehl, second by Member Herrera, to approve the expulsion of Student B.

Vote: 5/0

2.02 Public Employment/Public Employee Appointment (Government Code Section 54957)

- *Superintendent*
- *Interim Superintendent*
- *Associate Superintendent of Administration and Business Services*
- *Associate Superintendent of Student Services and Facilities*
- *Associate Superintendent of Human Resources and Instructional Services*
- *Internal Auditor*
- *Director of Information Technology Services*
- *Interim Director of Technology Services*
- *Coordinator of Communications/Surveillance Systems*

Motion by Clerk Martinez-Roach, second by Member Biehl, to approve the appointment Mac Cage as the Interim Director of Information Technology Services – Director II.

Vote: 5/0

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

2.04 Public Employee Performance Evaluation (Government Code Section 54957)

- *Interim Superintendent*

2.05 Conference with Labor Negotiators (Government Code Section 54957.6)

Agency Designated Representatives:

Dan Moser, Interim Superintendent

Jerry Kurr, Associate Superintendent of Administration and Business Services

Cathy Giammona, Associate Superintendent of Human Resources and Instruction

Vida Branner, Director of Compensation and Classified Employee Relations

Employee Organizations:

American Federation of Teachers (AFT)

California School Employees Association (CSEA)

East Side Teachers Association (ESTA)

2.06 Conference with Legal Counsel – Existing Litigation

Subdivision (a) of Section 54956.9 of the Government Code: Three (3) Cases

- *Kinetics Mechanical Services, Inc. vs. East Side Union High School District, Santa Clara County Superior Court, Case No. 109CV141312*
- *Geraldine Forte vs. East Side Union High School District, U.S. District Court for the Northern District of California, San Jose Division, Case Number CV 10-01368 HRL*
- *Office of Administrative Hearings Case No. 201000734*

Motion by Member Biehl, second by Clerk Martinez-Roach, to approve the settlement agreement of Office of Administrative Hearings Case No. 201000734. A copy which is available upon request from the District.

Vote: 4/0, President Garcia absent

2.07 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 and Claim for Damages of R. Martinez*

Motion by Clerk Martinez-Roach, second by Member Herrera, to reject the claim for damages of R. Martinez.

Vote: 4/0, President Garcia absent

Motion by Member Biehl, second by Member Herrera, to approve the repayment agreement between the District and A. Brundson.

Vote: 4/0, President Garcia absent

2.08 Conference with Real Property Negotiators

<i>Property:</i>	<i>ESUHSD Educational Center, or portion thereof 830 N. Capitol Avenue San Jose, CA 95133</i>
<i>District Negotiators:</i>	<i>Dan Moser, Interim Superintendent Jerry Kurr, Associate Superintendent of Administration and Business Services Rogelio Ruiz, Legal Counsel Real Estate Representatives Sam Swan, Bob Hunt and Andre Hunt</i>
<i>Negotiating Parties:</i>	<i>ESUHSD, Santa Clara Development Company, and Other Parties To Be Determined</i>
<i>Under Negotiation:</i>	<i>Price and Terms</i>

OPEN SESSION AT APPROXIMATELY 6:00 P.M. – EDUCATION CENTER BOARD ROOM

3. PLEDGE OF ALLEGIANCE

4. WELCOME AND EXPLANATION TO AUDIENCE

Information explaining Board meeting procedures and how citizens can address the Board will be read. Written information is located near the entrance to the Board Room.

Vice President Nguyen extended a welcome to everyone, explained the format of the meeting and noted that all Board Meetings are recorded.

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

For consideration by the Board of Trustees.

Request by Clerk Martinez-Roach to hear item 14.02 after item 9.08.

Motion by Clerk Martinez-Roach, second by Member Biehl, for item 14.02 to be heard after item 9.08.

Vote: 4/0, President Garcia absent.

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

6.01 **Maeleen Hiatt, ESUHSD Teacher of the Year**

6.02 **Measure E Logo Contest Winners**

- **Jose Raphael Vitug – First Place Winner**
- **Zuleima Garcia – Second Place Winner**
- **Marlene Alejandra Hipolito – Third Place Winner**

6.03 **NFTE National Recognition**

- **Crystal Vo (ESUHSD Student Finalist)**
- **Ka-Ling Scoppetone (Teacher)**

7. **STUDENT BOARD LIAISONS**

7.01 **Victor Phu, ASB President – Yerba Buena High School**

7.02 **Joshua Ochoa, Student – Foothill High School**

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

Persons wishing to address the Board must fill out a gold request form, which is located at the entrance of the Board Room.

Speakers:

- *Marcelo A. Mota – School Overcrowding*
- *Angie Nunn, CSEA President – Reductions in CSEA Staff*

9. **SUPERINTENDENT/BOARD OF TRUSTEES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

9.01 **Presentation by Save Our Sports Committee – Patty Carrillo**

The Save Our Sports Committee presented the East Side Union High School District a check in the amount of \$40,000, which are as a result of the funds raised from the 5K run of April 29, 2010.

9.02 Presentation regarding Upcoming San Jose-Evergreen Community College District Measure G Bond - Jeanine Hawk, Vice Chancellor of Administrative Services - San Jose-Evergreen Community College District

Presentation by Jeanine Hawk, Vice Chancellor of Administrative Services, for San Jose-Evergreen Community College District.

9.03 Adopt Resolution #2010/2011-14 College and Career Readiness for All - Dan Moser, Interim Superintendent, Manny Barbara, Vice President of Silicon Valley Education Foundation, and Rosa De Leon, Californians for Justice

Speakers:

- *Mehdi Panahi*
- *Margarita Soria*
- *Margarita Martinez*
- *Askari Gonzalez*
- *Marisa Hanson, ESTA President*
- *Dennis Cima, Silicon Valley Leadership Group*

Motion by Member Biehl, second by Vice President Nguyen, to adopt Resolution #2010/2011-14 College and Career Readiness for All as amended to include direction to administration to establish a Saturday workshop, in cooperation with the Board, where administration and all stakeholders can participate in a discussion.

Vote: 2/2, President Garcia absent

Motion failed.

9.04 Receive and Adopt Amended Board By Law #9270 Conflict of Interest; Revolving Door Policy and #9270 Appendix A Designated Positions/Disclosure Categories – Dan Moser, Interim Superintendent

Motion by Clerk Martinez-Roach, second by Member Herrera, to receive and adopt amended Board By Law #9270 Conflict of Interest; Revolving Door Policy and #9270 Appendix A Designated Positions/Disclosure Categories.

Vote: 3/1, Clerk Martinez-Roach voting No; President Garcia absent

9.05 Approve Extension of Exclusive Right to Negotiate Agreement - Dan Moser, Interim Superintendent

Motion by Member Herrera, second by Member Biehl, to approve the extension of exclusive right to negotiate agreement.

Vote: 3/1, Clerk Martinez-Roach voting No; President Garcia absent

Patricia Martinez-Roach, Board Clerk

For the record: I am voting no because I feel the public has not been properly informed and duly noted, except for tonight.

Frank Biehl, Board Member

For the record: "The public has been duly noted. That is why we have it on the agenda tonight. This has been ongoing for more than two years. A major study was done about the potential of trading property. It is all duly noted and reported out at a public meeting. Member Roach was not a member of the Board at that time. So she may not have had the opportunity to experience that. There is no effort here to hide anything from the public and, in the end, any agreement that we are able to come to will come before the public and will be duly noted. I will pledge that will happen."

Patricia Martinez-Roach, Board Clerk

For the record: I would also like to have it on the record that it did happen two years ago and the market has changed drastically – for the worse.

9.06 Approve Board Members Attendance and Lawful Expenses to SCCSBA/SCCOE Annual Fall Dinner and Making Tough Decisions...Together Workshop - Dan Moser, Interim Superintendent

Motion by Member Biehl, second by Member Herrera, to approve Board Members attendance and lawful expenses to SCCSBA/SCCOE Annual Fall Dinner and Making Tough Decisions...Together Workshop.

Vote: 4/0, President Garcia absent

9.07 Board Audit Committee Update – Frank Biehl, Board Audit Committee Chair, and Lan Nguyen, Board Audit Committee Vice Chair

Frank Biehl, Board Member

It is the policy of this Board to ask the Audit Committee when their minutes of their meeting are approved that they be presented to the Board so that they remain in a public record. They are presented to you. If there are any questions from Members of the Board that was included in those minutes, I would be happy to respond.

No action on this item.

9.08 Employment Contract for Internal Auditor – Lan Nguyen, Board Vice President

Motion by Member Biehl, second by Member Herrera, to approve employment contract for Internal Auditor.

Vote: 4/0, President Garcia absent

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

10.01 Summary Presentation on the Report of Student Achievement 2009-2010 and Program Improvement - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, and Kirsten King, Director of Instructional Services

Presentation by Kirsten King, Director of Instructional Services.

10.02 Special Services Presentation - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, and Carole Hersom, Coordinator of Special Services

Presentation by Carole Hersom, Coordinator of Special Services, and Rich Uribe, Coordinator of Special Services.

10.03 Receive the Third Valenzuela/CAHSEE and Williams Settlement Uniform Complaint Quarterly Report for Period Covering July 1, 2010 through September 30, 2010 as required by EC 35186 (Williams Settlement Legislation SB550 and AB2727) - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, and Robert Ibarra, Coordinator of Professional Development/Migrant Education

Motion by Clerk Martinez-Roach, second by Member Herrera, to receive the third Valenzuela/CAHSEE and Williams Settlement Uniform Complaint Quarterly Report for the period covering July 1, 2010, through September 30, 2010, as required by Education Code 35186 (Williams Settlement Legislation SB550 and AB2727).

Vote: 4/0, President Garcia absent

10.04 Approved Funding Change in Contract CCAP-9081 Infant Toddler Resource Program - Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Motion by Clerk Martinez-Roach, second by Herrera, to approve the funding change in contract CCAP-9081 Infant Toddler Resource Program.

Vote: 4/0, President Garcia absent

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

No items on calendar under this section.

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

12.01 Approve Variable Term Waiver Requests for Certificated Employees - Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Motion by Member Herrera, second by Clerk Martinez-Roach, to approve the variable term waiver requests for certificated employees.

Vote: 4/0, President Garcia absent

12.02 Hold Public Hearing at Approximately 6:30 p.m. Regarding Proposed Tentative Agreement with the San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2010 – June 30, 2011, and Disclosure of Major Provisions of Tentative Agreement (AB1200) - Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Public hearing held. There were no speakers.

12.03 Ratify and Approve Tentative Successor Agreement with San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2010 - June 30, 2011 - Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Motion by Clerk Martinez-Roach, second by Member Herrera, to ratify and approve the tentative successor agreement with San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2010 – June 30, 2011.

Vote: 4/0, President Garcia absent

12.04 Approve the Classified Management Title and Job Description Director, Information Technology - Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Motion by Member Herrera, second by Member Biehl, to approve the classified management title and job description for Associate Superintendent, Business Services as amended at Director III level.

Vote: 3/0/1, Clerk Martinez-Roach abstained from vote; President Garcia absent

12.05 Adopt Resolution #2010/2011-16 Accepting Donation to District to Fund Counselor Position for Up to Four Years – Dan Moser, Interim Superintendent, and Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Speaker:

- *Marisa Hanson, ESTA President*

Motion by Member Herrera, second by Member Biehl, to adopt Resolution #2010/2011-16 Accepting Donation to District to Fund Counselor Position for Up to Four Years.

Vote: 4/0, President Garcia absent

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

13.01 Adopt Resolution #2010/2011-15 Authorizing and Approving the Borrowing of Funds for Fiscal Year 2010-11; the Issuance and Sale of a 2010-11 Tax and Revenue Anticipation Note (TRANS) - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Herrera, second by Member Biehl, to adopt Resolution #2010/2011-15 Authorizing and Approving the Borrowing of Funds for Fiscal Year 2010-11; the Issuance and Sale of a 2010-11 Tax and Revenue Anticipation Note (TRANS).

Vote: 4/0, President Garcia absent

13.02 Presentation on the Status of Phase I Solar Project - Jerry Kurr, Associate Superintendent of Administration and Business Services

Presentation by Jerry Kurr, Associate Superintendent of Administration and Business Services.

13.03 Approve Authorization to Expand the District's Usage of Recycled Water for Exterior Grounds Irrigation - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Herrera, second by Member Biehl, to approve the authorization to expand the District's usage of recycled water for exterior grounds irrigation.

Vote: 4/0, President Garcia absent

13.04 Approve Staff Member Reimbursement for District Purchase of Equipment – Jerry Kurr, Associate Superintendent of Administration and Business Services

Speaker:

- *Marisa Hanson, ESTA President*

Motion by Member Herrera, second by Member Biehl, to approve a staff member reimbursement for District purchase of equipment.

Vote: 3/1, Clerk Martinez-Roach voting No; President Garcia absent

13.05 Acceptance of Donations, Grants and Awards - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Herrera, second by Member Biehl, to accept the donations, grants and awards as presented.

Vote: 4/0, President Garcia absent

13.06 Approve Budget Transfers Presented October 21, 2010 - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Clerk Martinez-Roach, second by Member Biehl, to approve the budget transfers presented on October 21, 2010.

Vote: 4/0, President Garcia absent

13.07 Approve Purchase Orders Presented October 21, 2010 - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Herrera, second by Member Biehl, to approve the purchase orders presented on October 21, 2010.

Vote: 4/0, President Garcia absent

13.08 Approve Change Orders to Purchase Orders Presented October 21, 2010 - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Biehl, second by Member Herrera, to approve the change orders to purchase orders presented on October 21, 2010.

Vote: 4/0, President Garcia absent

13.09 Approve Contracts for Professional Services at or below \$50,000 Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Herrera, second by Member Biehl, to approve the contracts for professional services at or below \$50,000 as presented (copy attached).

Vote: 4/0, President Garcia absent

13.10 Approve Contracts for Professional Services over \$50,000 - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Herrera, second by Member Biehl, to approve the contracts for professional services over \$50,000 as presented (copy attached).

Vote: 4/0, President Garcia absent

13.11 Approve Memoranda of Understanding - Jerry Kurr, Associate Superintendent of Administration and Business Services

Motion by Member Biehl, second by Member Herrera, to approve the memoranda of understanding as presented.

Vote: 4/0, President Garcia absent

14. FACILITIES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

14.01 Approval for Use of Proposed Bond Measure E Logo Design - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, and June Francis Rono, Ph.D., Director of Facilities and Planning

Motion by Member Herrera, second by Clerk Martinez-Roach, to approve for use the proposed Measure E logo design.

Vote: 4/0, President Garcia absent

14.02 Discussion regarding Board Policy #7211 Developer Fees and Administrative Regulation #7211 Developer Fees - Jerry Kurr, Associate Superintendent of Administration and Business Services and June Francis Rono, Ph.D., Director of Facilities and Planning

Speaker:

- *Marcelo A. Mota*

First reading of Board Policy #7211 Developer Fees and Administrative Regulation #7211 Developer Fees. Discussion item only.

15. ATTACHMENT A – CONSENT CALENDAR ITEMS

Items 15.02 and 15.05 were pulled from the consent calendar for discussion. Motion to approve the remainder of the consent calendar made by Member Herrera, second by Vice President Nguyen.

Vote: 4/0, President Garcia absent

15.01 Ratify/Approve Classified Personnel Actions Presented October 21, 2010

15.03 Ratify/Approve Student Aide Personnel Actions Presented October 21, 2010

15.04 Approve School Field Trips

15.06 Approve Award of Bid for District-Wide Printers, Document Cameras and LCD Projectors (RFB-01-10-11)

15.07 Accept Warrant Register for the Month of September 2010

15.08 Approve Minutes of August 19, 2010, Regular Board Meeting

15.09 Approve Minutes of September 16, 2010, Regular Board Meeting

Items pulled for discussion from the Consent Calendar for discussion/consideration.

15.02 Ratify/Approve Certificated Personnel Actions Presented October 21, 2010

Motion by Member Biehl, second by Member Herrera, to approve the certificated personnel actions presented October 21, 2010.

Vote: 4/0, President Garcia absent

15.05 Approve Award of Bids

Motion by Member Herrera, second by Member Biehl, to approve the award of bids.

Vote: 4/0, President Garcia absent

16. WRITTEN REPORTS/RECOMMENDATIONS

No items on calendar under this section.

17. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS

17.01 Board of Trustees

Patricia Martinez-Roach, Board Clerk

I continue to meet with different groups of parents and students. It has been very successful. This coming Monday, as a request to the parents, they asked to have information regarding safety and crimes. That is going to be the topic for discussion.

Frank Biehl, Board Member

MetroED:

Things are going very well at MetroED.

I have nothing else to report at this time.

J. Manuel Herrera, Board Member

In June, we heard members of the community speak regarding Chinese as a second language. As I've been looking more closely on the issue, I have taken an interest in it. If there is no objection from the Board, I would like to ask administration to bring back a status report on the issue at the November meeting and allow the Board some discussion on this matter.

17.02 Dan Moser, Interim Superintendent

I would like to offer my congratulations to the 64 teachers that were listed as having achieved tenured status. Congratulations to those teachers.

18. REPORT CLOSED SESSION ACTION(S)

Attorney will report on Closed Session action item(s).

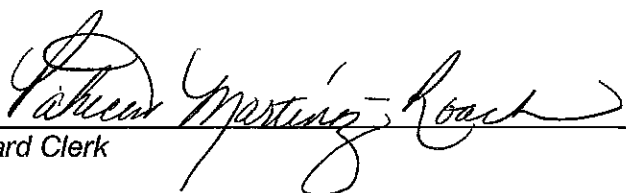
See section 2.0 for reporting out of Closed Session items.

19. ADJOURNMENT

President adjourns the meeting.

Vice President Nguyen adjourned the meeting at 11:53 p.m.

Respectfully submitted,


Board Clerk

Agenda Item Details

Meeting Oct 21, 2010 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED

Category 13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

Subject 13.09 Approve Contracts for Professional Services at or below \$50,000 - Jerry Kurr, Associate Superintendent of Administration and Business Services

Access Public

Type Action

Recommended Action It is recommended that the Board of Trustees approve and ratify the contracts for professional services at or below \$50,000 and to delegate authority to the Interim Superintendent/ Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

**Amended
Item: 13.09**

TO: Board of Trustees

FROM: Dan Moser, Interim Superintendent

PREPARED BY: Jerry Kurr, Associate Superintendent of Administration and Business Services

SUBJECT: Approve Contracts for Professional Services at or below \$50,000

The attached list of Contracts for Professional Services at or below \$50,000 are being recommended for approval and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

FISCAL IMPACT:
Various

FUNDING SOURCE:
Various

RECOMMENDATION:
It is recommended that the Board of Trustees approve and ratify the contracts for professional services at or below \$50,000 and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

[13.09 Contracts Under 50k.pdf \(47 KB\)](#)


Administrative Content

Executive Content

East Side Union High School District

Approved

Board of Trustees

October 21, 2010 

EAST SIDE UNION HIGH SCHOOL DISTRICT
Board Meeting of October 21, 2010

Item: 13.09

PROFESSIONAL CONTRACT SERVICES at or Below \$50,000

Amended

A. SCHOOL SITES/EDUCATION CENTER

	Contractor Name	Reviewed By	Contract Period	Cost/ Funding	School/Dept. Manager	Purpose
1	Corporate Audio Visual	C. Vaeth C. Giammona D. Bertrand	June 02, 2010	\$200.00 Adult Education	Adult Education Cari Vaeth	To provide technical services for Adult Education Graduation Ceremony at Independence High School Luis Valdez Theatre on June 2, 2010.
2	Donna Marcelino	M. Brazil D. Bertrand C. Giammona	July 26, 2010 – September 28, 2010	\$920.50 General Fund	Oak Grover, Martha Brazil	New Oak Grove logo creation.
3	Girl Scouts of America	S. Barajas J. Cruz C. Giammona D. Bertrand	August 31, 2010 – August 31, 2011	\$850.00 MAA	Yerba Buena, Juan Cruz	To provide Got Choices program which is a weekly, year round healthy life-style and prevention program for girls who are involved in the juvenile justice system and/or gang involved. The provider agrees to provide weekly one-hour sessions for up to 20 girls that will focus on self-esteem, gang and crime prevention, and positive and healthy life choices. Beside the life skills curriculum girls will also have an opportunity to participate in various extracurricular field trips, events, trainings, and workshop conferences.
4	Leonid A. Aizner	J. Aiello G. Castro-Stanley C. Giammona D. Bertrand	October 22, 2010 – June 30, 2011	\$15,000 Academy – Electronics	Independence, Grettel Castro-Stanley	Contractor will provide 100 days (6 periods per day) of instructional support in the areas of Mechanical Engineering & Mechatronics, Fabrication & Manufacturing, Robotics, Radio Control, and various other technology fields. Responsibilities will include operation, monitoring, and maintenance of various high-tech machinery, including the Laser Engraver, Benchtop Milling Machine, Vacuum Former, 3D Printer, and other industry-relevant equipment & tools. Projects will be used to broaden the base of students entering the Electronics Academy. Recruiting and retaining a higher number of non-traditional students (such as those with an artistic rather than technology focus).

5	Lifetouch	L. Murray C. Giammona D. Bertrand	August 1, 2010 – June 30, 2011	\$5,000.00 Title I	Foothill, Lynne Murray	To provide Student picture ID cards, yearbook prints, mug books, graduation day pictures, senior portraits, CD ID replacement.
6	Loving Hands Home Care Services	C. Hersom C. Giammona D. Bertrand	July 1, 2010 – August 31, 2011	\$23,000.00 Special Day Class	Education Center/Special Services Carol Hersom	To provide substitute services for 1:1 IEP paraeducators in the event of their absence. The services they provide will be to medically fragile students in ESUHSD. Services may include but are not limited to medical procedures and treatments as they become necessary. No solicitation process took place for this service.
7	Regents of the University of California/ Puente Project	K. King C. Giammona D. Bertrand	July 1, 2010 – June 30, 2011	(\$16,500.00) REVENUE CONTRACT	Andrew Hill, Bettina Lopez Mt. Pleasant, Teresa Marquez W.C. Overfelt, Vito Chiala	ESUHSD and Puente shall work together to provide a program at each for educationally disadvantaged students at each of the 3 schools through the use of the Puente High School Program offered by The Regents of the University of California.
8	Regents of the University of California	D. Moser D. Bertrand	July 1, 2010 – June 30, 2011	\$25,000.00 Small Learning Community	Andrew Hill, Bettina Lopez W. C. Overfelt, Vito Chiala	External Evaluation of Smaller Learning Communities. No solicitation process took place for this service at this time. This vendor has been providing these services and changing vendors at this point could affect the progress made under the SLC grant.
9	Santa Clara County Construction Careers Association (S4CA)	C. Vaeth C. Giammona D. Bertrand	July 1, 2010 – June 30, 2011	\$40,500.00 Tech Prep Demonstration Grant	Yerba Buena, Juan Cruz Cari Vaeth Career Services	To conduct summer professional development for feeder middle school consortia teachers; student follow-up study and phone interviews; Construction Technology Academy and PreEngineering Magnet; student postsecondary transitions and guidance workshops: Construction Technology Academy and PreEngineering Magnet; recruit/align industry partners for Saturday Academy for feeder schools: Consortia. Board accepted the Carl D. Perkins IV Tech Prep Demonstration Site Grant for Yerba Buena High School Grant at the May 20, 2010 Board meeting. This vendor was named in the Grant as a partner. Therefore, no solicitation process took place for this service.

10	Shelley Davis, M.A., J.D.	C. Hersom C. Giammona D. Bertrand	July 1, 2010 – June 30, 2011	\$5,500.00 Special Day Class	Education Center/Special Services Carol Hersom	To provide non-public school services for two (2) Special Education students to include one-on-one intervention in social skills and behavioral regulation as decided at both students' Individual Education Program (IEP) meetings by the IEP teams. This provider is the same service provider who has been providing these IEP required services since they started at the feeder elementary school district. Therefore, no solicitation process took place for this service do to the importance of continuity of services by a consistent provider.
11	Stanford University	C. Giammona D. Bertrand	July 1, 2010 – June 30, 2011	No Cost	District Wide Cathy Giammona	Cooperation for Professional Preparation of Teacher Candidates for the 2010-2011 Academic Year.
12	The Active Network	C. Vaeth C. Giammona D. Bertrand	October 22, 2010 – June 30, 2011	\$18,000.00 Adult Education	Adult Education Cari Vaeth	Purchase of the Blue Bear SchoolBooks - Software and on-site training as needed.
12	Willdan Financial Services	K. Poon J. Kurr D. Bertrand	July 1, 2010 – June 30, 2011	\$7,000.00 Measure G & E	Education Center/Business Services Karen Poon Jerry Kurr	To provide arbitrage services for the General Obligation Refunding Bonds (2012 Crossover) and for the GOB 2002 Election, Series F and GOB 2002 Election, Series G, Proposals were solicited from three vendors Willdan provided a complete response and was selected based on their total cost for the project.

B. FACILITIES

	Contractor Name	Reviewed By	Contract Period	Cost/ Funding	School/Dept Manager	Purpose
1	Facilities Management Planning and Operations, Inc. (FMPO)	D. Bertrand J. Rono K. Lanford S. Nguyen	April 10, 2009 -- October 31, 2012 (no change)	\$19,305.00 (increase amount) Measure E	Piedmont Hills/Facilities Traci Williams June Rono, Ph.D.	Approve Change Order #3 to Purchase Order #905238 with FMPO in the amount of \$19,3054.00 for an increase in their contracted Scope of Work to include adding a fire sprinkler system into the new building. Original Purchase Order was approved for \$242,900.00 + Change Order #1 \$23,590.15 + Change Order #2 \$9,620.00 + Change Order #3 \$19,305.00 = the new Purchase Order total of \$295,415.15

2	HP Inspections Inc.	D. Bertrand J. Rono K. Lanford	October 22, 2010 – June 30, 2013	\$49,492.00 Measure E	Santa Teresa/ Facilities John Duran June Rono, Ph.D.	To provide DSA required special inspection services for Santa Teresa High School New Multi-Purpose Building Increment 2. Project No.: E-070-001. Contract/Purchase Order contingent approval based on the award of the bid under the “Consent” Calendar. Proposals were solicited from seven vendors and four responded. HP Inspections provided a complete response and was selected based on value per unit and minimums.
3	HP Inspections Inc.	D. Bertrand J. Rono K. Lanford	October 22, 2010 – June 30, 2013	\$13,710.00 Measure E	Santa Teresa/ Facilities John Duran June Rono, Ph.D.	To provide DSA required special inspection services for Santa Teresa High School Title IX interior Modernization. Project No.: E-070-002. Contract/Purchase Order contingent approval based on the award of the bid under the “Consent” Calendar. Proposals were solicited from seven vendors and four responded. HP Inspections provided a complete response and was selected based on value per unit and minimums.
4	Moving Solutions	D. Bertrand J. Rono K. Lanford	October 22, 2010 – June 30, 2013	\$2,840.00 Measure E	Santa Teresa/Facilities John Duran June Rono, Ph.D.	To provide packing and relocation services for furniture, equipment, and miscellaneous materials for Santa Teresa High School Title IX interior Modernization. Project No.: E-070-002. Contract/Purchase Order contingent approval based on the award of the bid under the “Consent” Calendar. Proposals were solicited from six vendors and three responded. HP Inspections provided a complete response and was selected based on value per unit and minimums.
5	Seville Group Inc.	D. Bertrand J. Rono K. Lanford	Not Applicable	\$9,417.60 Measure E	Piedmont Hills / Facilities Traci Williams June Rono, Ph.D.	Approve this one time final adjustment to purchase order #905111 for the final reconciliation of their contract/purchase order to provide construction management services for Title IX compliance projects (exterior moderations). Contract is based on a % of the actual construction cost of the project which was established by the Board in the Change Charge Order #1 approved at the April 15, 2010 Board Meeting.

Agenda Item Details

Meeting Oct 21, 2010 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

Subject 13.10 Approve Contracts for Professional Services over \$50,000 - Jerry Kurr, Associate Superintendent of Administration and Business Services

Access Public

Type Action

Recommended Action It is recommended that the Board of Trustees approve the contracts for professional services as listed in the attachment and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT**Item: 13.10**

TO: Board of Trustees

FROM: Dan Moser, Interim Superintendent

PREPARED BY: Jerry Kurr, Associate Superintendent of Administration and Business Services

SUBJECT: Approve Contracts for Professional Services over \$50,000

The attached list of Contracts for Professional Services over \$50,000, are being recommended for Board approval and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

FISCAL IMPACT:
Various

FUNDING SOURCE:
Various

RECOMMENDATION:
It is recommended that the Board of Trustees approve the contracts for professional services as listed in the attachment and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

[13.10 Contracts Over 50k.pdf \(88 KB\)](#)

Administrative Content

Executive Content

East Side Union High School District

Approved
Board of Trustees
October 21, 2010



EAST SIDE UNION HIGH SCHOOL DISTRICT Board Meeting of October 21, 2010

CONTRACTS FOR PROFESSIONAL SERVICES over \$50,000

1. AchieveKids

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	September 1, 2010 through and including August 31, 2011	\$272,635.80 (estimated annual expenditure) - Tuition - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with AchieveKids for the provision of non-public school services for special education students provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/ Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP) plan.

Due to the specialized educational services required to appropriately serve students who present with severe, unique emotional and/or developmental disabilities including mental retardation, autistic spectrum disorder, mood, disruptive behavior, anxiety and psychotic disorders residing in the ESUHSD, AchieveKids is a (NPS offering such services that meet the widely, varying needs of this unique group of students.

Selection Process

There was no competitive solicitation done for this type of service. There is a determination made by the IEP team that ESUHSD is not currently able to meet particular students' educational needs. Recommendations are then presented at the students' IEP meeting. Referrals to AchieveKids were made at the students' IEP meeting by a District Program Specialist after consultation with the District's Special Services Coordinator.

AchieveKids is a NPS that offers specialized educational services for this unique group of ESUHSD students. The vendor pool for these specialized services is very small especially locally.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Achieve Kids for the contract term September 1, 2010 through and including August 31, 2011 for the provision of Non-Public School Services for Special Education Students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

2. Agape Foundation and 180 Degrees Program

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
D. Moser K. King D. Bertrand	August 1, 2010 – June 30, 2011	\$213,000.00 Total Program Costs (\$168,000.000 Revenue from Agape Foundation) \$45,000.00 from ESUHSD Title I	James Lick, G.Vander Zee Oak Grove, M. Brazil Yerba Buena, J. Cruz Piedmont Hills, T. Williams Andrew Hill, B. Lopez Independence, G. Castro- Stanley Silver Creek, T. Boac Mt. Pleasant, T. Marquez Santa Teresa, J. Duran

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to accept grant funding from Agape Foundation and approve a contract services agreement with 180° LLC, for the contract term August 1, 2010 through and including June 30, 2011 and to delegate authority to the Interim Superintendent/ Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement.

Agape Foundation has given ESUHSD \$168,000.00 grant for this program along with ESUHSD's commitment of \$45,000 to pay for the 180 Degrees Program Services.

180 Degree's mission is to passionately help youth enhance their lives by accepting personal accountability and to continuously strive toward the goal of achieving their full potential, "one degree" at a time. Their utilize comprehensive, research based and measurable approaches of intense instructional, participatory and interactive character and life skills education that is based upon 180°'s "Core Values." They will always deliver these services in the most professional, innovative and highly effective manner.

Selection Process

No solicitation process took place for this service.

RECOMMENDATION

It is recommended that the Board of Trustees Accept Grant Funding from Agape Foundation in the amount of \$163,000 and Approve a Contract Services Agreement with 180° LLC in the amount of \$218,000 for the contract term August 1, 2010 through and including June 30, 2011 and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

3. The Bay School

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	July 1, 2010 through and including June 30, 2011	\$119,350.00 (estimated annual expenditure) - Tuition - Special Education \$99,080.00 (estimated annual expenditure for transportation) - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with The Bay School for the provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students' Individual Education Program (IEP) plan which will be incorporated into the Contract Services Agreement.

Evergreen School District has served these students in this setting since their elementary school years at this school located in Santa Cruz, which specializes in the instruction of extremely involved Autistic students.

Selection Process

There was no competitive solicitation done for this service. The Bay School was selected by Evergreen School District to meet these students' needs in elementary school. It is an NPS that offers specialized educational services for Autistic students.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with The Bay School for the contract term July 1, 2010 through and including June 30, 2011 for the provision of Non-Public School Services for a Special Education Student and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

4. Beacon School

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	September 1, 2010 through and including August 31, 2011	\$946,430.00 (estimated annual expenditure) - Tuition - Special Education \$295,904.00 (estimated annual expenditure for transportation) - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Beacon School for the provision of Non-Public School (NPS) services for special education students and to delegate

authority to the Interim Superintendent/Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP) plan.

ESUHSD's relationship with this NPS goes back many years. In the ESUHSD's attempts to offer services to a growing population of Emotionally Disturbed (ED) classified Students, Beacon worked with the ESUHSD on first establishing the transitional ED classroom and then therapeutic classrooms on our comprehensive sites starting at Oak Grove High School and eventually expanding to Independence, Mt. Pleasant and Andrew Hill High Schools. Having this established relationship facilitates giving ED students the appropriate continuum of services both in the comprehensive setting and in the more restrictive off campus setting of an NPS.

Beacon is extremely proactive in returning students to the comprehensive campus when appropriate.

Selection Process

ESUHSD has single sourced this vendor based on the complexity of building a long term relationship that benefits both ESUHSD and the students.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Beacon School for the contract term September 1, 2010 through and including August 31, 2011 for the provision of Non-Public School Services for Special Education Students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

5. Beacon School, Therapeutic Services

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	September 1, 2010 through and including August 31, 2011	\$747,912.00 (estimated annual expenditure) - Tuition - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Beacon School for the provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP) plan.

ESUHSD's relationship with this NPS goes back many years. In the ESUHSD's attempts to offer services to a growing population of Emotionally Disturbed (ED) classified Students, Beacon worked with the ESUHSD on first establishing the transitional ED classroom and then therapeutic classrooms on our comprehensive sites starting at Oak Grove High School and eventually expanding to Independence, Mt. Pleasant and Andrew Hill High Schools. Having this established relationship facilitates giving ED students the appropriate continuum of services both in the comprehensive setting and in the more restrictive off campus setting of an NPS.

Beacon is extremely proactive in returning students to the comprehensive campus when appropriate.

Selection Process

ESUHSD has single sourced this vendor based on the complexity of building a long term relationship that benefits both ESUHSD and the students.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Beacon School for the contract term September 1, 2010 through and including August 31, 2011 for Therapeutic Services for Programs at Mt. Pleasant, Andrew Hill, Independence, and Oak Grove High Schools and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

6. The County of Santa Clara Probation Department

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
G. Sanchez C. Giammona D. Bertrand	July 1, 2010 through and including June 30, 2011	\$57,444.00 SARB	Education Center George Sanchez

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement the County of Santa Clara on behalf of the Probation Department for the purchase of one (1) Justice System Clerk II (JSC II). The Scope of Work includes but not limited to:

1. Screen District Attorney (DA) Referral forms, Juvenile Contact Reports, and other attendance record information and enter into CMS 2000, IJTC's database.
2. Coordinate truancy hearing date with DA and Juvenile Hearing Officer.
3. Set up court date and notify minor and parent(s) or legal guardian.
4. Enter student identification numbers and case information into tracking form, and send weekly reports to the Office of the District Attorney.
5. Prepare truancy calendar and type up waiver forms.
6. Complete all actions necessary if minor "Fails to Appear," such as, call minor and/or parent, schedule new appointment, type another abstract, and report minor's status to Department of Motor Vehicles (DMV).
7. Process case after Court, enter dispositional information into CMS 2000 and report to DMV.
8. Collect fines and monitor minor's completion of Public Service Work.
9. Report to the DMV a Failure to Comply when minor does not comply with all Court Orders or a Failure to Pay if fine is not paid by due date.
10. Send a quarterly report listing the students name and student ID to the East Side Union High School District.

Probation and ESUHSD will work collaboratively to reduce truancy in the East Side Union High School District (ESUHSD) and facilitate the processing of truancy referrals through the Informal Juvenile and Traffic Court (IJTC).

Maximum compensation paid under this AGREEMENT must not exceed **\$57,444.00**. Probation will invoice the ESUHSD on a quarterly schedule based on the actual costs of the Justice System Clerk II (JSC II) but not to exceed the revenue received for the quarter. Payment to be made as follows: Compensation for the JSC II will be deducted from fines collected by the Santa Clara County Probation Department (for ESUHSD) from participants in the Truancy Program. The report shall include the employee's name and ID. ESUHSD must authorize payment of the invoices within 30 days of receipt. The total billed amount must not exceed the maximum compensation allowed under this AGREEMENT. Probation will prepare a warrant to disburse to ESUHSD any revenue received in excess of \$57,444.00 within 90 days of the end of the fiscal year.

Selection Process

No solicitation process took place for this service.

RECOMMENDATION

It is recommended that the Board of Trustees approve the approve contract services agreement with County of Santa Clara on behalf of the Probation Department in the amount of \$57,444.00 for the contract term July 1, 2010 through and including June 30, 2011.

7. Facilities Management Planning and Operations, Inc. (FMPO)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
J. Rono J. Kurr D. Bertrand	August 20, 2009 – February 28, 2013	\$178,874.88 (increase amount) Measure E	Yerba Buena/Facilities Juan Cruz June Rono, Ph.D.

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #001069 with FMPO in the amount of \$178,874.88. The change order is issued to add funds to cover the actual construction cost of the Yerba Buena High School Modernization of Building 100 Library (Project No.: E-060-002) and reimbursable expenses not included in original amount of the purchase order.

Original Purchase Order was approved for \$68,670.00 + Change Order #1- \$178,874.88 = the new Purchase Order total of \$247,544.88.

Selection Process

The solicitation process took place prior to the original contract award. A Request for Qualification (RFQ) process was conducted by ESUHSD Administration. The recommendation for award was brought to the Board on March 10, 2009 for approval whereby a "Measures E & G Pre-Approved Construction Management Firms (CM) List" was developed. FMPO is one of the four Pre-Approved CMs.

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #001069 with FMPO in the amount of \$179,874.88 for the Yerba Buena High School Modernization of Building 100 Library (Project No.: E-060-002) Project.

8. iDimensions For Learning, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. King C. Giammona D. Bertrand	July 1, 2010 through and including June 30, 2011	\$55,000.00 Smaller Learning Communities	W. C. Overfelt, Vito Chiala Andrew Hill Bettina Lopez

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with iDimension For Learning for the purchase of project management for Smaller Learning Communities (SLC). The Scope of Work includes:

1. Coordinate operation and implementation of SLC structures & strategies at W. C. Overfelt and Andrew Hill High Schools.
2. Perform site-and cohort-based data collection and reporting.
3. Act as liaison between schools and district to maximize district support.
4. Coordinate and facilitate meetings of leadership and stakeholder groups.
5. Act as liaison and facilitator with redesign coach and external evaluators.
6. Cultivate business and community relationships to ensure continued support of SLC.
7. Cultivate alternative funding sources to ensure long-term sustainability.

Andrew Hill and W.C. Overfelt High Schools are recipients of a 5-Year Federal Smaller Learning Communities Grant. The grant requires a project manager to:

- Coordinate operation and implementation of SLC structures and strategies at W, C. Overfelt and Andrew Hill High Schools;
- Perform site and cohort based data collection for regular analysis with SLC Teams;
- Act as liaison between schools and the district;
- Coordinate and facilitate meetings of various leadership and stakeholder groups and committee with the project structure;
- Act as liaison and facilitator with External Evaluators to promote site capacity building;
- Cultivate business and community relationships to ensure continued support of the SLC programs;
- Cultivate alternative funding sources to ensure long-term financial stability of SLC structures.

Selection Process

Brenda Childress, principal of iDimensions, brings the expertise and organization necessary to make this SLC performance-based grant an asset for W, C. Overfelt and Andrew Hill High Schools. With over 30 years of experience with Career Technical Education (CTE) programs and with direct links to local, state, and federal CTE resources and agencies Mrs. Childress has assisted both schools in establishing SLC programs that meet federal compliance requirements and their school program goals. Additionally, Mrs. Childress was successful through her grant writing to bring 4 additional state Academy Programs under the SLC umbrella.

RECOMMENDATION

It is recommended that the Board of Trustees approve the approve contract services agreement with iDimensions For Learning, Inc., in the amount of \$55,000.00 for the contract term July 1, 2010 through and including June 30, 2011.

9. Maxim Health Care Services

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	July 1, 2010 through and including August 31, 2011	\$87,500.00 Special Day Class (SDC)	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Maxim Healthcare Services, Inc. for the purchase of licensed vocational nursing services and to delegate authority to the Interim Superintendent/

Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Services include licensed vocational nursing services that will be provided to ventilator dependent students in a 1:1 capacity and in accordance with the students Individual Education Program (IEP) plan.

Services provided will tend to the health and ventilator care, and maintenance for students so they are able to attend school safely and in the least restrictive environment.

Selection Process

In the beginning when ESUHSD's student required this level of care, the District contacted a few nursing agencies to request a quote to provide the 1:1 service for this student. None of the vendors contacted were able to provide the District with this type of service. Finally the District was able to receive a quote from a vendor, "Care at Home" to do this work however, at the same time the District had contacted the Director of Nurses for the Santa Clara County Office of Education (SCCOE) to see if she had any vendor recommendations. SCCOE provided us with the name of the vendor SCCOE currently has a contract to provide comparable services: Maxim.

Maxim and "Care at Home" agency offered services at the same rate. Ultimately, Maxim was chosen do to their ready availability of staff to provide this specialized service that was needed by the District.

RECOMMENDATION

It is recommended that the Board of Trustees approve the approve contract services agreement with Maxim Healthcare Services, Inc., in the amount of \$87,500.00 for the contract term July 1, 2010 through and including June 30, 2011 and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

It is recommended that the Board of Trustees approve the approve contract services agreement with Maxim Healthcare Services, Inc. in the amount not-to-exceed \$76,500.00 for the contract term July 1, 2009 through and including June 30, 2010.

10. Morgan Center

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	July 1, 2010 – August 31, 2011	\$214,385.00 (estimated annual expenditure) - Tuition - Special Education \$75,256.50 (estimated annual expenditure for transportation) - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Morgan Center for the provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/ Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP) plan.

Due to the specialized educational services required to appropriately serve the severely involved Autism Spectrum students residing in the ESUHSD, Morgan Center is a NPS offering such services that meet the widely, varying needs of this unique group of students.

Selection Process

There was no competitive solicitation done for this type of service. There is a determination made by the IEP team that ESUHSD is not currently able to meet particular students' educational needs. Recommendations are then presented at the students' IEP meeting. Referrals to Morgan Center were made at the students' IEP meeting by a District Program Specialist after consultation with the District's Special Services Coordinator.

Morgan Center is a NPS that offers specialized educational services for this unique group of ESUHSD students. Morgan Center is one of two local NPSs that offer these unique services and ESUHSD contracts with both vendors.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Morgan Center for the contract term July 1, 2010 through and including June 30, 2011 for the provision of Non-Public School Services for Special Education Students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

11. Pacific Autism Center for Education (PACE)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	September 1, 2010 through and including August 31, 2011	\$272,635.80 (estimated annual expenditure) - Tuition - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Pacific Autism Center for Education (PACE) for the provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program plan (IEP).

Due to the specialized educational services required to appropriately serve the severely involved Autism Spectrum students residing in the ESUHSD, PACE is a NPS offering such services that meet the widely, varying needs of this unique group of students.

Selection Process

There was no competitive solicitation done for this type of services. There is a determination made by the IEP team that ESUHSD is not currently able to meet particular students' educational needs. Recommendations are then presented at the students' IEP meeting. Referrals to PACE were made at the students' IEP meeting by a District Program Specialist after consultation with the District's Special Services Coordinator.

PACE is a NPS that offers specialized educational services for this unique group of ESUHSD students. PACE is one of two local NPSs that offer these unique services and ESUHSD contract with both vendors.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Pacific Autism Center for Education (PACE) for the contract term September 1, 2010 through and including August 31, 2011 for the provision of Non-Public School Services for Special Education Students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

12. Pine Hill School

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	July 1, 2010 – August 31, 2011	\$700,225.45 (estimated annual expenditure) Tuition - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Pine Hill School for the provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP) plan.

Due to the specialized educational services required to appropriately serve students who present with severe, unique emotional and/or developmental disabilities including mental retardation, autistic spectrum disorder, mood, disruptive behavior, anxiety and psychotic disorders residing in the ESUHSD, Pine Hill is a NPS offering such services that meet the widely, varying needs of this unique group of students.

Selection Process

There was no competitive solicitation done for this type of service. There is a determination made by the IEP team that ESUHSD is not currently able to meet particular students' educational needs. Recommendations are then presented at the students' IEP meeting. Referrals to Pine Hill School were made at the students' IEP meeting by a District Program Specialist after consultation with the District's Special Services Coordinator.

Pine Hill School is a NPS that offers specialized educational services for this unique group of ESUHSD students. The vendor pool for these specialized services is very small especially locally.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Pine Hill School for the contract term July 1, 2010 through and including June 30, 2011 for the provision of Non-Public School Services for Special Education Students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

13. Spectrum Center

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	September 1, 2010 through and including August 31, 2011	\$589,516.40 (estimated annual expenditure) - Tuition - Special Education \$135,000.00 (estimated annual expenditure for transportation) - Special Education	Carole Hersom, Coordinator of Special Services

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Spectrum Center for the provision of Non-Public School (NPS) services for special education students and to delegate authority to the Interim Superintendent/ Superintendent or designee to amend the term and/or funding of said contract as needed during the term of the Agreement. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP) plan.

Due to the specialized educational services required to appropriately serve students who present with severe, unique emotional and/or developmental disabilities including mental retardation, autistic spectrum disorder, mood, disruptive behavior, anxiety and psychotic disorders residing in the ESUHSD, Spectrum Center is an NPS offering such services that meet the widely, varying needs of this unique group of students.

Selection Process

There was no competitive solicitation done for this type of service. There is a determination made by the IEP team that ESUHSD is not currently able to meet particular students' educational needs. Recommendations are then presented at the students' IEP meeting.

Referrals to Spectrum Center were made at the students' IEP meeting by a District Program Specialist after consultation with the District's Special Services Coordinator.

Spectrum Center is a NPS that offers specialized educational services for this unique group of ESUHSD students. The vendor pool for these specialized services is very small especially locally.

RECOMMENDATION

It is recommended that the Board of Trustees approve a Contract Services Agreement with Spectrum Center for the contract term September 1, 2010 through and including August 31, 2011 for the provision of Non-Public School Services for Special Education Students and to delegate authority to the Interim Superintendent/Superintendent or designee to amend said contract as needed.

14. Sugimura Finney Architects

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
J. Rono J. Kurr D. Bertrand	September 18, 2009 – February 28, 2013 (no change)	\$609,881.36 (Increase amount) Measure E	Mt. Pleasant/Facilities Teresa Marquez June Rono, Ph.D.

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #001071 and Amendment #1 to the Agreement with SFA in the amount of \$609,881.36. The change order is issued for two reasons: to amend the Contract's Scope of Work to include the modified project as presented to and approved by the Board at the October 8, 2009 Board Meeting in an amount of \$587,881.36 which includes the 10% for approved reimbursable expenses; and the voluntary seismic upgrade to the Mt. Pleasant gymnasium in an amount of \$22,000.00.

Original Purchase Order was approved for \$1,040,878.82 + Change Order #1- \$609,881.36 = the new Purchase Order total of \$1,650,760.18.

Selection Process

The solicitation process took place prior to the original contract award. A Request for Qualification (RFQ) (RFQ-03-07-08) process was conducted by ESUHSD Administration. The recommendation for award was brought to the Board on June 19, 2008 for approval whereby a "Pool of District Architects for Capital Improvement and Expansion Projects" was developed. SFA is one of the eleven (11) District Architects.

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #001071 and Amendment #1 to the Agreement with Sugimura Finney Architects (SFA) in the amount of \$609,881.36 for the Mt. Pleasant High School Bldgs 200, 300, 600, 700, and 800 classroom modernizations Project.