

**Agenda Item Details**

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Meeting Jan 16, 2014 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 16. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR

Subject 16.03 Approve Minutes of December 12, 2013, Annual Organizational and Regular Board Meeting

Access Public

Type Action (Consent)

Recommended Action It is recommended that the Board of Trustees approve the December 12, 2013, Annual Organizational and Regular Board Meeting minutes as presented.

**Public Content**

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**EAST SIDE UNION HIGH SCHOOL DISTRICT****Item: 16.03**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**SUBJECT:** Approve Minutes of December 12, 2013, Annual Organizational and Regular Board Meeting

Attached are the minutes of the December 12, 2013, Annual Organizational and 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 December 12, 2013, Annual Organizational and Regular Board Meeting minutes as presented.

[BA\\_20131212\\_Annual\\_Org\\_Reg\\_Minutes.pdf \(229 KB\)](#)

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
BOARD OF TRUSTEES**

**APPROVED****January 16, 2014**
**Executive Content**

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**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**ANNUAL ORGANIZATIONAL & REGULAR MEETING**  
**OF THE**  
**BOARD OF TRUSTEES**  
**Meeting Held at Education Center**  
**December 12, 2013**  
**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 4:05 p.m. by President Biehl. Vice President Herrera, Clerk Le, Member Nguyen and Member Carrasco were present.*

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

*President Biehl 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.*

*Public speaker:*

- *Angie Nunn, CSEA President – CSEA/ESUHSD Tentative Agreement*

**1.03 Recess to Closed Session in the Superintendent's Conference Room (Open Session will resume at the end of Closed Session at approximately 6:30 p.m.) See item 2 on agenda (Closed Session).**

*The Board of Trustees recessed to Closed Session in the Superintendent's Conference Room.*

**2. CLOSED SESSION**

**2.01 Expulsion(s): A-F**

*Student A:*

*Motion by Member Biehl, second by Member Le, to approve the suspended expulsion of Student A subject to satisfaction of conditions.*

*Vote: 5/0*

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

*Vote: 5/0*

*Student C:  
Motion by Member Le, second by Member Herrera, to approve the expulsion of Student C.*

*Vote: 5/0*

*Student D:  
Motion by Member Nguyen, second by Member Carrasco, to approve the expulsion of Student D.*

*Vote: 5/0*

*Student E:  
Motion by Member Biehl, second by Member Nguyen, to approve the suspended expulsion of Student E subject to satisfaction of conditions.*

*Vote: 5/0*

*Student F:  
Motion by Member Biehl, second by Member Nguyen, to approve the expulsion of Student F.*

*Vote: 5/0*

**2.02 Public Employee Performance Evaluation (Government Code Section 54957)**

- ***Superintendent (mid-year review)***
- ***Associate Superintendent of Business Services***
- ***Assistant Superintendent of Instructional Services***

**2.03 Public Employment/Public Employee Appointment (Government Code Section 54957)**

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

**2.05 Conference with Labor Negotiators (Government Code Section 54957.6)**

*Agency Designated Representatives:*

*Chris D. Funk, Superintendent*

*Marcus Battle, Associate Superintendent of Business Services*

*Juan Cruz, Assistant Superintendent of Instructional Services*

*Cari Vaeth, Director of Human Resources*

*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)

Unrepresented Organizations:

Administrators  
Managers  
Confidentials

**2.06 Conference with Legal Counsel – Anticipated Litigation**  
**Significant exposure to litigation pursuant to subdivision (d)(2) of Section 54956.9 of the Government Code**

- *Two (2) Potential Cases*

**2.07 Conference with Legal Counsel – Anticipated Litigation**  
**Initiation of litigation pursuant to subdivision (d)(4) of Government Code Section 54956.9**

- *One (1) Potential Case*

**OPEN SESSION AT APPROXIMATELY 6:30 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.**

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

**5. ANNUAL ORGANIZATIONAL MEETING**

**5.01 Board President’s Reflection**

Member Biehl shared with the Board and community the work that has transpired during his leadership as Board President, two terms for years 2012 and 2013.

Below is the “*Board President’s Reflection*” by Board Member Biehl to the Board and Community.

*7 years on Board  
2 years as President*

*We’ve been through a lot together. As an organization we have survived the worst recession since the great depression. Although we are not yet funded*

*adequately or even at prerecession levels, there is light at the end of the tunnel and our future once again is bright.*

*I would like to take a moment to say thank you to all who sacrificed during these most difficult of times.*

*All of our Certificated and Classified employees*

- *ESTA President Marisa Hanson*
- *CSEA President Angie Nunn*
- *AFT President Christopher Davis*

*Coaches and volunteers*

*Parents & students and community*

*Superintendent Chris Funk, his Council and Cabinet, including all principals and administrators*

*Senior Manager of Internal Controls, Kelly Kwong*

*Board Counsel, Rogelio Ruiz*

*Fellow Board Members, Vice President Herrera, Clerk Van Le, Audit Committee Chair Lan Nguyen and Vice Chair Magdalena Carrasco*

*I hope I didn't leave any one out. If I did it was unintentional.*

*I would like to take a moment to acknowledge some of our organizational accomplishments during these financially challenging times.*

### **Transparency**

1. *Created Audit Committee*
2. *Hired Senior Manager of Internal Controls*
3. *Established "Whistle Blower Hotline"*
4. *Revised for transparency and accountability the following Board Agenda Reports*
  - a. *Warrants Register*
  - b. *Purchase Orders over \$50k*
  - c. *Purchase Order changes*
  - d. *Construction change orders*
5. *We added Special Order of Business to the Board's agenda permitting the most important items to be heard first.*
6. *Paperless Board Agenda packets*

### **Instruction**

1. *A –G default curriculum*
2. *Significant reduction in expulsions and suspensions*
3. *Improved test scores at all high schools and within all ethnic groups*

4. *Opened Calero Alternative High School and also moved the Post Senior Program to that site*
5. *Reduced the dropout rate from 17.4% in 2010/11 to 15.2% in 2011/12*

### ***Fiscal***

1. *With shared sacrifice, we balanced all budgets during recession*
2. *We installed a 7.3 megawatt solar energy program saving \$43 million over 25 years*
3. *Passed two bond issues*
  - a. *Measure E, \$349 million*
  - b. *Measure I, \$120 million*
4. *Refinanced construction bonds, saving over \$15 million*

### ***Capital Improvement Program***

1. *Adopted formula providing for the equitable allocation of bond funds to the high schools most in need*
2. *Provided for School Site Councils to recommend project priority lists for Board approval*
3. *Completed \$200 million in construction and renovation at school sites with much more under construction or in planning*
  - a. *Developed \$30 million Measure G Program for deferred maintenance and equalization our athletic facilities with turf football fields and lighting at all sites.*
  - b. *We have begun the process of renovating our swimming pools.*
  - c. *We are Title IX compliant at all sites; assuring equity between women's and men's sports facilities.*
4. *IT investments have included*
  - a. *Expanded WIFI at all sites*
  - b. *Laptop computers for all teachers*
  - c. *New networked copy machines*
  - d. *Developing plans and building infrastructure for 1-to-1 computing*

*Forgive me if I've left off any significant projects. I assure you it was unintentional.*

### ***What challenges are ahead?***

#### ***Common Core implementation***

*We must create a meaningful education system that assures that every student is a graduate prepared for college and career empowered to thrive in a global society.*

#### ***Local Control Funding Formula***

*Consistent with our equity policy, we must assure that the students that generate the supplemental funding are provided with services equal to that funding.*

*Our resources must be focused on closing the **Achievement Gap**.*

*We must continue to work respectfully together to develop meaningful goals and objectives as we reach for this ideal.*

*As a big district, we have the resources to tailor programs to meet the needs of every student. Our size and diversity are assets, not liabilities. Our community truly represents the future of America.*

*Our challenge is a large one. The decisions and investments we make today impact more than our community. We have the opportunity to provide a model for the state and country.*

*Let us both, thoughtfully and boldly, move forward.*

*Thank you for this opportunity to have served as your Board President.*

**5.02 Nomination and Election of Board Officers: President; Vice President; Clerk**

- **President**

*Motion by Member Biehl, second by Member Nguyen, to nominate Member Herrera as Board President.*

*Vote: 5/0*

- **Vice President**

*Motion by Member Biehl, second by Member Nguyen, to nominate Member Le as Board Vice President.*

*Vote: 5/0*

- **Clerk**

*Motion by Member Le, second by Member Herrera, to nominate Member Carrasco as Board Clerk.*

*Vote: 5/0*

**5.03 Nomination and Appointment of Two Board Members to Board's Standing Audit Committee: Chairperson and Vice Chairperson**

- **Audit Committee Chair**

*Motion by Member Nguyen, second by Member Biehl, to nominate Member Carrasco as Audit Committee Chairperson.*

*Vote: 5/0*

- **Audit Committee Vice Chair**

*Motion by Member Carrasco, second by Member Nguyen, to nominate Member Biehl as Audit Committee Vice Chair.*

*Vote: 5/0*

**5.04 Nomination and Election of Representative to MetroED Board (2-Year Term)**

*Motion by Member Herrera, second by Member Le, to nominate Member Nguyen as the representative to the MetroED Board, which will serve from January 2014 through December 2016.*

*Vote: 5/0*

**5.05 Nomination and Election of Alternate Representative to MetroED Board (One-Year Term)**

*Motion by Member Biehl, second by Member Nguyen, to nominate Member Carrasco as the alternate representative to the MetroED Board, which will serve from January 2014 through December 2015.*

*Vote: 5/0*

**5.06 Nomination of One Member of the Board of Trustees to Vote in the Election of the Santa Clara County Committee on School District Organization**

*Motion by Member Nguyen to nominate Member Biehl to vote in the election of the Santa Clara County Committee on School District Organization.*

*Member Biehl indicated that there may be a possible conflict with the nomination.*

*Motion withdrawn by Member Nguyen.*

*Motion by Member Biehl, second by Member Nguyen, to nominate Member Le to vote in the election of the Santa Clara County Committee on School District Organization.*

*Vote: 5/0*

**5.07 Nomination and Election of Representative to Santa Clara County School Boards Association**

*Motion by Member Biehl, second by Member Herrera, to nominate Member Le as the District representative to the Santa Clara County School Boards Association.*

*Vote: 5/0*



**5.08 Nomination and Election of One Member to East Side Alliance Advisory Committee**

*Motion by Member Carrasco, second by Member Herrera, to nominate Member Biehl as the Board representative to serve on the East Side Alliance Advisory Committee.*

*Vote: 5/0*

**5.09 Nomination and Election of One Alternate Member to East Side Alliance Advisory Committee**

*Motion by Member Le, second by Member Herrera, to nominate Member Nguyen as the alternate Board representative to serve on the East Side Alliance Advisory Committee.*

*Vote: 5/0*

**In order to rotate the seating of the newly elected Board Officers, a five minute break was called/taken at this time.**

**5.10 Appointment of Board Secretary**

*Motion by Member Biehl, second by Member Nguyen, to appoint the Superintendent as Board Secretary.*

*Vote: 5/0*

**5.10 Call for Nominations to CSBA Delegate Assembly**

*No action on this item*

**6. ADOPTION OF AGENDA**

**For consideration by the Board of Trustees.**

*Item 19.03, #3 – Foothill Community Clinic, was pulled from the agenda. The agenda was adopted as amended.*

**7. BOARD SPECIAL RECOGNITION(s)**

**7.01 Applied Materials**

- Siobhan Kenney, Director of Global Community Affairs
- Lynda Greene, Education Liaison

**7.02 Dianne Lemke, Recipient of Community Service Award from San Andreas Regional Center for Work with ESUHSD Special Ed Parents' Advisory Committee**

- 7.03 BeautifulDay.org
- Jon Tolbert
  - Joanne Glen

8. Student Board Liaisons

- 8.01 Asim Hasan, ASB President - Andrew Hill High School

9. SPECIAL ORDER OF BUSINESS – OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

- 9.01 The Superintendent and/or Board Member(s) may request that items be considered, discussed, and acted on out of the order indicated on the agenda as per schedule.

10. PUBLIC HEARING(S) – OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

- 10.01 Hold Public Hearing at Approximately 6:50 p.m. Disclosure of Major Provisions of Proposed Tentative Agreement with California School Employees Association, Chapter 187, July 1, 2013 - June 30, 2016 (per AB1200); Discussion and/or Action – Cari Vaeth, Director, Human Resources and Vida L. Branner, Director of Compensation and Classified Employee Relations

*Public hearing held*

*Public speaker:*

- Angie Nunn, CSEA President (addressed the Board on this item earlier -- under item 1.02)

- 10.02 Discussion and/or Action to Ratify and Approve Tentative Agreement with California School Employees Association, Chapter 187, July 1, 2013 - June 30, 2016 - Cari Vaeth, Director, Human Resources and Vida L. Branner, Director of Compensation and Classified Employee Relations

*Motion by Member Biehl, second by Vice President Le, to ratify and approve the tentative agreement with the California School Employees Association, Chapter 187, July 1, 2013 – June 30, 2016.*

*Vote: 5/0*

- 10.03 Hold Public Hearing at Approximately 6:55 p.m. Disclosure of Major Provisions of Proposed Tentative Agreement with San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2013 - June 30, 2014 (per AB1200); Discussion and/or Action – Cari Vaeth, Director, Human Resources

*Public hearing held*

*There were no public speakers on this item.*

**10.04 Discussion and/or Action to Ratify and Approve Tentative Agreement with San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2013 - June 30, 2014 - Cari Vaeth, Director, Human Resources**

*Motion by Member Nguyen, second by Vice President Le, to ratify and approve the tentative agreement with the San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2013 – June 30, 2014.*

*Vote: 5/0*

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

**Members of the public may address the Board on any subject not on tonight's agenda; however, provisions of the Brown Act (Government Code section 54954.2(a) and 54954.3) preclude any action. As an unagendized item, no response is required from the Board or District staff and no action can be taken; however, the Board may instruct the Superintendent to agendize the item for a future meeting. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.**

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

*Public speaker(s):*

- *Marisa Hanson, ESTA President – Donation to Foundation in the amount of \$1,000 from ESTA for McKinney-Vento Student Event/Dinner*

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

**12.01 Discussion and/or Action to Receive and Adopt Second Reading of ESUHSD Strategic Plan - Chris D. Funk, Superintendent**

*Motion by Member Biehl, second by Vice President Le, to receive and adopt the second reading of the ESUHSD Strategic Plan.*

*Vote: 5/0*

**12.02 Discussion and/or Action to Accept A-G White Paper - Chris D. Funk, Superintendent**

*Motion by Vice President Le, second by Clerk Carrasco, to accept the A-G white paper.*

*Vote: 5/0*

**12.03 Discussion and/or Action to Approve James Lick and Overfelt High Schools to Join the New Tech Network as New Tech High Schools, pending Staff Votes - Glenn VanderZee, Principal - James Lick High School, and Vito Chiala, Principal - Wm. C. Overfelt High School**

*Motion by Member Biehl, second by Member Nguyen, for James Lick and Overfelt High Schools to join the New Tech Network as a New Tech High School, pending staff votes.*

*Vote: 5/0*

**12.04 Discussion and/or Action to Receive First Reading of Amended Board Policy #7310 Naming of a Specific Building, Facility, Area, Space or Memorial Plaque - Chris D. Funk, Superintendent**

*Received first reading of amended Board Policy #7310 Naming of a Specific Building, Facility, Area, Space or Memorial Plaque.*

**12.05 Discussion and/or Action to Receive First Reading of Amended Board Policy #1325 Advertising and Promotion - Chris D. Funk, Superintendent**

*Received first reading of amended Board Policy #1325 Advertising and promotion.*

**12.06 Discussion and/or Action to Receive and Adopt First Reading of Amended Board ByLaw #9100 Organization - Chris D. Funk, Superintendent**

*Received first reading of amended Board ByLaw #9100 Organization.*

**12.07 Discussion and/or Action of Schedule of Regular Board Meetings and Annual Organizational Meeting from January 2014 through June 2015 - Chris D. Funk, Superintendent**

*Motion by Vice President Le, second by Member Biehl, to adopt the schedule of Regular Board Meetings and Annual Organization Meetings for the period of January 2014 through June 2015.*

*Vote: 5/0*

**12.08 Discussion and/or Action to Approve 1.95% Base Salary Increase to Associate Superintendent Marcus Battle and Assistant Superintendent Juan Cruz – Chris D. Funk, Superintendent**

*Motion by Member Nguyen, second by Vice President Le, to approve a 1.95% base salary increase to Associate Superintendent Marcus Battle and Assistant Superintendent Juan Cruz.*

*Vote: 5/0*

**12.09 Excuse Absence of Board Member Lan Nguyen from the November 14, 2013, Board Meeting (Education Code Section 35120) – Chris D. Funk, Superintendent**

*Member Nguyen recused himself from discussion on this item; left the room.*

*Motion by Member Biehl, second by Vice President Le, to excuse the absence of Board Member Lan Nguyen from the November 14, 2013 (Education Code Section 35120).*

*Vote: 5/0*

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

**13.01 Discussion and/or Action to Receive First Reading of Proposed New Board Policy 5145.31 Transgender and Gender Non-Conforming - Juan Cruz, Assistant Superintendent of Instructional Services**

*Received first reading of proposed new Board Policy #5145.31 Transgender and Gender Non-Conforming.*

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

**14.01 Discussion and/or Action of First Interim Financial Report for Fiscal Year 2013/14 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**

*Public speaker(s):*

- *Marisa Hanson, ESTA President*

*Motion by Member Nguyen, second by Member Biehl, to approve the first interim financial report for fiscal year 2013/2014.*

*Vote: 5/0*

**14.02 Discussion and/or Action to Approve Contract(s) for Professional Services Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator**

*Motion by Member Biehl, second by Member Nguyen, to approve the contract(s) for professional services over \$50,000 (attached).*

*Vote: 5/0*

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

**No Items on Calendar Under this Section**

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

- 16.01 Presentation and/or Discussion regarding Capital Program Reorganization - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities**

*Presentation/discussion item; no action taken on this item*

*Vote: 4/0, Member Nguyen absent*

- 16.02 Discussion and/or Action of Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager**

*Motion by Member Biehl, second by Member Nguyen, to approve the bond/capital projects contract(s) over \$50,000 (attached).*

*Vote: 5/0*

- 16.03 Discussion and/or Action to Ratify CUPCCAA Informal Bond Project(s) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager**

*Motion by Member Nguyen, second by Member Biehl, to ratify the CUPCCAA informal Bond projects as presented.*

*Vote: 5/0*

## **Consent / Action Calendar Sections 17-21**

**All items listed under the Consent/Action Calendar are considered by the Board to be routine and will be enacted in one motion. There will be no discussion of these items prior to the time the Board considers the motion, unless members of the Board or the Superintendent request specific items to be discussed and/or removed from the Consent/Action Calendar.**

**Superintendent asserts that the following Business Transactions, Personnel Actions, Maintenance of Records, Approvals and Recommendations requiring Board Action have been carried out to the best of his knowledge in accordance with the law.**

*Item 19.03 was pulled for discussion and/or action by the Board of Trustees. Motion by Vice President Le, second by Member Nguyen, to approve the remainder of the consent/action calendar, sections 17-21, as presented.*

*Vote: 5/0*

**17. Board of Trustees / Superintendent - Consent / Action Calendar**

- 17.01 Ratify/Approve Board Member's Lawful Expenses/Mileage to Conferences/ Workshops/Meetings**
- 17.02 Approve Minutes of October 17, 2013, Regular Board Meeting**
- 17.03 Approve Minutes of October 29, 2013, Study Session/Board Meeting**
- 17.04 Approve Minutes of November 14, 2013, Regular Board Meeting**

**18. Instructional Services / Student Services - Consent / Action Calendar**

- 18.01 Approve School Field Trips**
- 18.02 Discussion and/or Action of CAHSEE Local Waivers for Special Education Students**

**19. Business Services - Consent / Action Calendar**

- 19.01 Approve Award of Bid(s)**
- 19.02 Approve Contract(s) for Professional Services At or Below \$50,000**
- 19.04 Approve Budget Transfers**
- 19.05 Approve Purchase Orders**
- 19.06 Approve Change Orders to Purchase Orders**
- 19.07 Accept Report of Credit Card Expenses for Statement Dated September 23, 2013**
- 19.08 Accept Warrant Register for the Month of November 2013**
- 19.09 Discussion and/or Action to Adopt Resolution #2013/2014-12 Bank Account for Associated Student Body Organization for Calero High School - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**
- 19.10 Discussion and/or Action to Approve Emergency One-Day School Closure for Silver Creek High School on November 20, 2013 Due to Power Outrage - Marcus Battle, Associate Superintendent of Business Services**

**20. Human Resources - Consent / Action Calendar**

- 20.01 Ratify/Approve Classified Personnel Actions Presented December 12, 2013**
- 20.02 Ratify/Approve Certificated Personnel Actions Presented December 12, 2013**

20.03 Ratify/Approve Student Aide Personnel Actions Presented December 12, 2013

21. Facilities - Consent / Action Calendar

21.01 Approve Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000

21.02 Approve Award of Bids for Bond/Capital Projects

21.03 Approve Measure I Distribution for KIPP San Jose Collegiate Charter School

21.04 Approve Final Change Order #1 for the Piedmont Hills and Silver Creek High School Gym Bleacher Replacement Project, G-045-204 & G-055-204 (Swenson & Associates)

21.05 Approve Final Change Order #1 for Andrew Hill High School Temporary Modulars Project, E-025-003 (Cal State Construction)

21.06 Amend Final Change Order #1 Silver Creek High School Multi-purpose Classroom Building Project, E-055-001 (Dilbeck & Sons, Inc.)

21.07 Approve Notice of Completion for Yerba Buena and Silver Creek High Schools Site Improvements Project, E-060-006 and E-055-006 (Golden Bay Fence Plus Iron Works, Inc.)

21.08 Approve Notice of Completion for Evergreen Valley High School Site Improvements Project, E-075-005 (Joseph J. Albanese, Inc.)

21.09 Approve Notice of Completion for Overfelt Adult Education Center New Classroom Facility Project, E-042-001 (Cal-Pacific Construction)

21.10 Approve Notice of Completion for Calero High School Modernization Project,  
E-080-002 (Integrated Communication Systems)

21.11 Approve Notice of Completion for Calero High School Modernization Project,  
E-080-002 (Cal Coast Telecom)

Item pulled for discussion and/or action by the Board of Trustees

19.03 Approve Memoranda of Understanding

*Motion by Member Biehl, second by Member Nguyen, to approve the memoranda of understanding as presented, with the exception of item #3 – Foothill Community Clinic which was pulled from the agenda.*

*Vote: 5/0*



**22. WRITTEN REPORTS/RECOMMENDATION**

Items under section 22 are written reports that are received into the public record. No action is taken by the Board.

**22.01 Receive Update to Previously Approved Change Orders for Current Bond Projects which Exceed the 10% Allowance**

*Item received*

**22.02 Receive Quarterly Statement on Silicon Valley Community Foundation "Go for It!" Scholarship Fund as of September 30, 2013**

*Item received*

**23. FUTURE AGENDA ITEMS**

**23.01 Opportunity for Board of Trustees to request items on future agendas.**

**Board President J. Manuel Herrera & Board Member Frank Biehl**

Item	Date (tentative)	Type
PE Credit	March 2014	Presentation/Discussion

**Board Vice President Van Le**

Item	Date (tentative)	Type
Academic Report	March 2014	Presentation/Discussion

**23.02 Future Items:**

**Board Member Frank Biehl**

Item	Date (tentative)	Type
Report on Strategic Plan Budget Process	January 2014	Presentation/Discussion

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

**24.01 Board of Trustees**

**J. Manuel Herrera, Board President**

I gave my accolades earlier to Board Member Frank Biehl. I just respect you so much, Mr. Biehl, and I appreciate the work you have done.

I want to thank my colleagues for their vote of confidence in allowing me to serve as Board President for this coming year. It really does feel different to sit in this chair.

This week begins my 24<sup>th</sup> year on the Board. The longest serving Board Member before was Richard Tanaka at 22 years. It was a year ago that I passed that mark.

It is a privilege. I love this community. I love this District. I am happy again to be in this leadership role. The last time I was Board President was about ten years ago, but before that, I had more than my share because I was Board President for four out of five years, consecutively, and we were going through interesting times. My colleagues just kept renominating me for the Board President role.

I want to say that, for several years, we had a State of the District event and some Board Presidents chose not to have it, but I am going to revive that and have a State of the District event in January. I just want to advise the Board that the calendar we adopted tonight says we have a regular meeting on the third Thursday of January. There are five Thursdays in January and I am thinking that the fourth Thursday would be a good time to have a State of the District event. I wonder if you could look at your calendars; that would be January 23, and see if that can work for us. We are looking at a 4:00 PM to 5:30 PM event or, if you want to make it later, we can start at 5:00 PM. In the past, we have done it late afternoon.

We will go ahead and do a 5:00 PM event. There will be more information coming on the event.

State of the District events are a good time to highlight key initiatives and strategic priorities and accomplishments. Thank you very much for that.

**Van Le, Board Vice President**

I visited Bull Dog Tech. It was a wonderful experience. In speaking with the students, they said that they would love to attend a New Tech school in high school and hope to have that transition. I am glad that we were able to visit Bull Dog Tech with Member Nguyen and Marisa Hanson.

This afternoon, I visited CTC. In speaking with Rose Amador, she shared with me that there are East Side students who are attending CTC, doing exceptional work, and graduating with honors. I would like us to continue supporting the Program so that we can help our students to become successful.

I attended the San Diego conference and attended workshops on parent engagement, social media, and future challenge.

I want to wish everyone a happy holiday. Next week we will be having our dinner for the McKinney-Vento students. This is the season of giving and I want to thank everyone for their donations and support.

I want to echo the same as our Board Member, I learned a lot from Trustee Frank Biehl. He took the leadership for two years and put everyone together. In my three years, I have learned a lot. We have great teachers, staff, and a Superintendent that brings our vision to the next level.

**Magdalena Carrasco, Board Clerk**

Exactly a year ago today, I was sworn-in in a community ceremony. I feel very fortunate to be serving on this Board. A lot has happened in the past year; a lot of challenges and a lot of changes in my personal life with my family. There has been, as you know, a couple of tragedies, but this is a time for reflection and to count your blessings. I want you all to know that I count you as my blessings. This has been such a gratifying and satisfying opportunity that I have had and I can't compare other years, but I can say that I have served on other Commissions and other Boards and I have never had the kind of experience that I have had just in the past twelve months. It is because of all of your generosity and your compassion and your very driven and passionate nature and you have been able to share that with me. I really appreciate that. I think that I have grown tremendously over the past twelve months and I just really appreciate all of you, for having known you, and having been a part of your lives, and I thank you.

Have a wonderful holiday and a wonderful new year!

**Frank Biehl, Board Member**

Thank you for the nice compliments. I certainly enjoy the work. I do believe that we have a very fine team. The job of a President is just basically to support the efforts of the team and that is all a President really needs to do to be successful. We've got good people here and I enjoyed the tenure in those jobs. I like getting back on the Audit Committee; that will be fun.

I wish you all a very happy holiday.

**Lan Nguyen, Board Member**

We had a good Audit Committee meeting last night. That was the last meeting that I will chair for the year. There will be a new Chair and Vice Chair at the next meeting. It was an effective and productive meeting. The Audit Committee reviewed the audit and recommendations from the Bond Program and they are pleased with the recommendations and strategies as indicated in the performance audit.

I want to say that I appreciate the leadership and hard work that our previous Board President Biehl put in these last two years with the Board and District. I appreciate not only his hard work in leading the District, but also he also made sure that Board Members worked together in a cohesive manner. I have been here for nine years and I have to say that this has

been the most functional Board that we have had in a long time and I have to give some of the credit to former Board President Biehl.

**23.02 Chris D. Funk, Superintendent**

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

**Legal Counsel will report on Closed Session action item(s).**

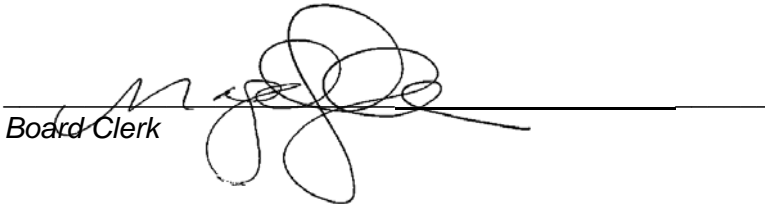
*See section 2.0 for reporting out of Closed Session items.*

**25. ADJOURNMENT**

**President adjourns the meeting.**

*The meeting was adjourned at 10:55 p.m.*

*Respectfully submitted,*

  
Board Clerk

**Agenda Item Details**

Meeting Dec 12, 2013 - ESUHSD ANNUAL ORGANIZATIONAL & REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 14. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

Subject 14.02 Discussion and/or Action to Approve Contract(s) for Professional Services Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

Access Public

Type Action, Discussion

Recommended Action It is recommended that the Board of Trustees approve the Contract(s) for Professional Services over \$50,000 as recommended on the attachment and to delegate authority to the 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: 14.02**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

**SUBJECT:** Discussion and/or Action to Approve Contract(s) for Professional Services Over \$50,000

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

**Fiscal Impact:**  
As indicated in the attachment

**Funding Source:**  
As indicated in the attachment

**Recommendation:**  
It is recommended that the Board of Trustees approve the Contract(s) for Professional Services over \$50,000 as recommended on the attachment and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

[Contracts Over \\$50K Final.pdf \(33 KB\)](#)

**Executive Content**

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
BOARD OF TRUSTEES  
APPROVED  
DECEMBER 12, 2013**



**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contracts for Professional Services over \$50,000**  
**Board Meeting of December 12, 2013**

**1. Communique Interpreting (RATIFICATION)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Toby Hopstone Juan Cruz Donna Bertrand	December 4, 2013 – June 30, 2014	\$80,000.00  Special Services	Special Services  Toby Hopstone, Director

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to ratify the Agreement with Communique Interpreting for the provision of interpreting services (Deaf) for a Special Education student per their IEP requirements for the term of December 4, 2013 through June 30, 2014 for an estimated contract amount of \$80,000.00.

ESUHSD has been trying to contract for these services for several months. Administration has taken several contracts to the board for approval; however, vendors have not been able to perform. This month Administration is bringing two contracts forward for approval in hopes that between the two vendors (Communique and Western) we will be able to provide this particular special education student with the assistance they need.

All other resources have been utilized for this student. She has been in a County program, but the school recommended her exiting the program following a serious disciplinary incident last year. Least restrictive environment will be student's home school of Santa Teresa with interpreting services. She is enrolled in BASIC classes, and has the goal of earning a diploma. Student has tried to make this transition; however, as noted above the current interpreter company has not adequately provided the services.

ESUHSD is trying to set up a more reliable service for this student, to help her through her academic classes. This is the best way for her to be able to access the curriculum outside of the Deaf class she had been in at Leigh High School, and in which she is no longer able to attend. ESUHSD also explored the possibility of School for the Deaf, and other local high schools. These options are not available.

**Selection Process**

Calls were made to every know Deaf Interpreting company. Communique and Western have indicated that they believe they will be able to provide the personnel to meet the needs of this student.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify the Agreement with Communique Interpreting for the provision of interpreting services (Deaf) for a Special Education student per their IEP requirements for the term of December 4, 2013 through June 30, 2014 for an estimated contract amount of \$80,000.00.

**2. Orloff Williams**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Chris D. Funk Donna Bertrand	November 15, 2013 – <i>May 15, 2014 (no change)</i>	\$30,000.00 (Increased Amount)  General Fund	Education Center/ Superintendent  Chris D. Funk

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Amendment #1/Change Order #1 to the Agreement with Orloff Williams for the increased amount of \$30,000.00 for the additional scope of work as defined below. The contract term remains the same: November 15, 2013 through and including May 15, 2014.

The additional services to be provided by Orloff Williams shall include but not be limited to:  
 1. Redesign all school websites; 2. Develop communication and recruitment plan - including recruitment materials, and 3. Redesign district logo.

Original Agreement/Purchase Order Amount approved on October 17, 2013 50,000.00 + Amendment #1/ Change Order #1 in the amount of \$30,000.00 = New Agreement/Purchase Order Amount of \$80,000.00.

**Selection Process**

At the October 17, 2013 Board Meeting the Board approved the Award of Bids recommendation regarding the non-award of the Request for Statement of Qualifications RFQ #GP041314 for Marketing and Communication Services. The Board authorized Administration to continue searching local Website/Social Media firms that may be able to assist ESUHSD to perform the immediate duties related to the strategic plan; authorized Administration to enter into negotiations and to execute a Contract not-to-exceed \$50,000 for the contracted period of 6 months after contract execution for this work in which the contract will be brought back to the Board for ratification at the next board meeting.

Administration negotiated an Agreement with Orloff Williams in accordance with the above mentioned board recommendation. The original Agreement was ratified at the November 14, 2013 Board Meeting.

**RECOMMENDATION**

It is recommended that the Board of Trustees to approve Amendment #1/Change Order #1 to the Contract Services Agreement with Orloff Williams for the increased amount of \$30,000.00. All other Terms and Conditions remain the same including the contract term of November 15, 2013 through and including May 15, 2014.

**3. Department of Rehabilitation (RATIFICATION)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Toby Hopstone Neena Mand Juan Cruz Donna Bertrand	December 1, 2013 – September 30, 2016	\$676,083.00  (REVENUE)	Special Services  Toby Hopstone, Director Neena Mand, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to accept the CA Promise Grant and authorized Administration to execute the Revenue Agreement with the Department of Rehabilitation in the amount of \$676,083.00. The contract term shall be December 1, 2013 through and including September 30, 2016.

The CA Promise Grant is a research project with joint initiative of the U.S. Department of Education, the U.S. Social Security Administration, the U.S. Department of Health and Human Services, and the U.S. Department of Labor. The project will serve 73 ESUHSD students annually, along with their families (3,078 statewide) between the ages of 14-16 and who are SSI recipients.

Services to be supported include by not limited to: benefits counseling/financial capability; career/work based learning experience; parent training and information, youth development; extended and experimental learning opportunities; health and behavioral management and wellness; independent living activities; and training in the use of technology and assistive technology services and devices; and staff training from San Diego and Cornell Universities.

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees to accept the CA Promise Grant and authorized Administration to execute the Revenue Agreement with the Department of Rehabilitation in the amount of \$676,083.00 for the contract term December 1, 2013 through and including September 30, 2016; and to delegate authority to the Superintendent or designee to execute to amendments to said contract on an as needed basis, including funding.

#### 4. Western Interpreting Network (RATIFICATION)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Toby Hopstone Juan Cruz Donna Bertrand	December 4, 2013 – June 30, 2014	\$80,000.00  Special Services	Special Services  Toby Hopstone, Director

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to ratify the Agreement with Western Interpreting Network for the provision of interpreting services (Deaf) for a Special Education student per their IEP requirements for the term of December 4, 2013 through June 30, 2014 for an estimated contract amount of \$80,000.00.

ESUHSD has been trying to contract for these services for several months. Administration has taken several contracts to the board for approval; however, vendors have not been able to perform. This month Administration is bringing two contracts forward for approval in hopes that between the two vendors (Communique and Western) we will be able to provide this particular special education student with the assistance they need.

All other resources have been utilized for this student. She has been in a County program, but the school recommended her exiting the program following a serious disciplinary incident last year. Least restrictive environment will be student's home school of Santa Teresa with interpreting services. She is enrolled in BASIC classes, and has the goal of earning a diploma. Student has tried to make this transition; however, as noted above the current interpreter company has not adequately provided the services.

ESUHSD is trying to set up a more reliable service for this student, to help her through her academic classes. This is the best way for her to be able to access the curriculum outside of the Deaf class she had been in at Leigh High School, and in which she is no longer able to attend. ESUHSD also explored the possibility of School for the Deaf, and other local high schools. These options are not available.

#### Selection Process

Calls were made to every know Deaf Interpreting company. Communique and Western have indicated that they believe they will be able to provide the personnel to meet the needs of this student.

#### RECOMMENDATION

It is recommended that the Board of Trustees ratify the Agreement with Western Interpreting Network for the provision of interpreting services (Deaf) for a Special Education student per their IEP requirements for the term of December 4, 2013 through June 30, 2014 for an estimated contract amount of \$80,000.00.



APPROVED

DECEMBER 12, 2013

**Agenda Item Details**

Meeting Dec 12, 2013 - ESUHS D ANNUAL ORGANIZATIONAL & REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 16. FACILITIES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

Subject 16.02 Discussion and/or Action of Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager

Access Public

Type Action, Discussion

Recommended Action It is recommended that the Board of Trustees approve the Bond/Capital Projects Contract(s) as recommended in the attachment.

**Public Content**

## EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 16.02

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager

**SUBJECT:** Discussion and/or Action of Bond/Capital Projects Contract(s) Over \$50,000

The attachment for the Bond/Capital Projects Contract(s) over \$50,000 is being presented for Board review and approval.

**Fiscal Impact:**

As indicated in the attachment

**Funding Source:**

As indicated in the attachment

**Recommendation:**

It is recommended that the Board of Trustees approve the Bond/Capital Projects Contract(s) as recommended in the attachment.

[Contracts Over \\$50k Final.pdf \(191 KB\)](#)

[13.02 04092009 Attachment A.pdf \(1,025 KB\)](#)

[13.10 04152010 Attachment B.pdf \(1,046 KB\)](#)

[12.03 01202013 Attachment C.pdf \(1,275 KB\)](#)

[12.04 10202011 Attachment D.pdf \(2,264 KB\)](#)

[14.04 02162012 Attachment E.pdf \(2,615 KB\)](#)

[14.05 04192012 Attachment F.pdf \(1,368 KB\)](#)

[16.17 04162013 Attachment A.pdf \(364 KB\)](#)

[12.05 10202011 Attachment A.pdf \(700 KB\)](#)

[PO 201550, 201551 Attachment B.pdf \(480 KB\)](#)

[11.04 05312011 Attachment A.pdf \(1,321 KB\)](#)

[15.01 06272013 Attachment B.pdf \(753 KB\)](#)

**Executive Content**

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Last Modified by Elicia Gaska on December 2, 2013

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Bond/Capital Projects Contract(s) for Services over \$50,000**  
**Board Meeting of December 12, 2013**

**1. Cody Anderson Wasney Architects**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	April 10, 2009 – October 31, 2012	\$ 20,502.00 (increased amount)  Measure E	James Lick High School/Facilities  Glenn VanderZee, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #6 to Amendment No. 6 and PO #905106 for the James Lick High School Two-Story Classroom Building 500 Project (E-030-001).

On April 09, 2009 (Board Item 13.02), the Board awarded a contract in the amount of \$667,233.00 to Cody Anderson Wasney Architects (Attachment A)

On April 15, 2010 (Board Item 13.10), the Board approved Change Order #1 in the amount of \$8,800.00 to provide additional services. (Attachment B)

On January 20, 2011 (Board Item 12.03), the Board approved Change Order #2 in the amount of \$66,723.00 for approved reimbursable expenses allowed in Master Agreement. (Attachment C)

On October 20, 2011 (Board Item 12.04), the Board approved Change Order #3 in the amount of \$6,825.75 to provide additional services. (Attachment D)

On February 16, 2012 (Board Item 14.04), the Board approved Change Order #4 in the amount of \$3,745.50 to provide additional services. (Attachment E)

On April 19, 2012 (Item 14.05), the Board approved Change Order #5 in the amount of \$21,291.00 to provide additional services. (Attachment F)

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- This change order #6 is for additional services to facilitate and perform assessment of completion of the landscape, irrigation, fencing replacement and site furnishings scopes of work.

Original Contract Amount	\$667,233.00
Change Order (#1-5)	\$107,385.55
Contract Amount Prior to This Change Order	\$774,618.55
Change Order #6 (Additional service fees)	\$20,502.00
Revised Contract Amount	\$795,120.55

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #6 to Amendment No. 6 and PO #905106 with **Cody Anderson Wasney Architects** for the James Lick High School Two-Story Classroom Building 500 Project (E-030-001) in the increased amount not to exceed \$20,502.

**2. Salas O'Brien Engineers, Inc.**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Janice Unger Marcus Battle	April 17, 2013 through project closeout	\$96,500.00 (increased amount)  Measure G	Santa Teresa High School/Facilities  Greg Louie, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to contract service agreement and PO #302905 for the Sports Field Lighting Project at Santa Teresa High School (G-070-216).

On April 16, 2013 (Board Item 16.17), the Board awarded a contract in the amount of \$45,400.00 to Salas O'Brien Engineers, Inc. (Attachment A).

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- The increase is due to the addition of the new switchgear and infrastructure modifications, which includes architectural and engineering design services for the new yard improvements, services related to the replacement of the existing main incoming electrical service and structural calculations and details for the new fence, concrete pad and equipment mounting details.

Original Contract Amount	\$45,400.00
Change Order (N/A)	\$0.00
Contract Amount Prior to This Change Order	\$45,400.00
Change Order #1 (Additional service fees)	\$96,500.00
Revised Contract Amount	\$141,900.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to contract service agreement and Purchase Order #302905 with **Salas O'Brien Engineers, Inc.** for the Sports Field Lighting Project at Santa Teresa High School (Project No.: G-070-216) in the increased amount not to exceed \$96,500.00.

### 3. United Compliance Corporation

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Janice Unger Marcus Battle	October 20, 2011 through project close out.	\$3,875.00 (increased amount)  Measure E	Piedmont Hills; Silver Creek; Santa Teresa; Yerba Buena /Facilities  Traci Williams, Adolfo Laguna, Greg Louie, Tom Huynh, Principals  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to contract service agreement and PO # 201713 for the Piedmont Hills; Silver Creek; Santa Teresa; Yerba Buena New Lighting for Student Parking Lot (PHHS)/ Campus Security Upgrade (SCHS)/Exterior Campus-Wide Lighting (STHS)/ Site Lighting, Fencing, and Benches (YBHS) Projects No.: E-045-005, E-055-007, E-070-004, E-060-007).

On October 20, 2011 (Board Item 12.05), the Board awarded a contract in the amount of \$65,900.00 to United Compliance Corporation (Attachment A).

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- Provide services to resolve payment dispute between project contractor and their subcontractor. Additional compensation is based on a tracked-time basis.

Original Contract Amount	\$65,900.00
Change Order (N/A)	\$0.00
Contract Amount Prior to This Change Order	\$65,900.00
Change Order #1 (Additional service fees)	\$3,875.00
Revised Contract Amount	\$69,775.00

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to contract service agreement and Purchase Order # 201713 with **United Compliance Corporation**, for the Piedmont Hills; Silver Creek; Santa Teresa; Yerba Buena New Lighting for Student Parking Lot (PHHS)/ Campus Security Upgrade (SCHS)/Exterior Campus-Wide Lighting (STHS)/ Site Lighting, Fencing, and Benches (YBHS) Projects No.: E-045-005, E-055-007, E-070-004, E-060-007) in the increased amount not to exceed \$3,875.00.

#### 4. Van Pelt Construction Services

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Janice Unger Marcus Battle	October 20, 2011 through project close out.	\$214,200.00 (increased amount)  Measure E	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 to construction management service agreement and PO # 201551 for the Independence High School Modernization of Buildings N1 and N2 & Building G Visual Arts Complex (Project # E-065-004/005)

On October 20, 2011 (Board Item 12.05), the Board awarded a contract in the amount of \$230,000.00 to Van Pelt Construction Services (Attachment A).

On July 10, 2013, Staff combined Modernization of Building G Visual Arts Complex (Original PO # 201550) with Modernization of Building N1 & N2 Project (PO #201151). \$13,165.00 was deducted from PO # 201550 and added to PO # 201551. (Attachment B)

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- Additional construction management services contract augmentation will cover the extra expenses incurred for the revisions to the Building N1 & N2 project currently in progress, and include the relocation of new tenants in Building N1 & N2 (Not to exceed \$108,500.00)
- Pursuant to the District's request to provide construction management services including Pre-Construction Phase, Bid/Negotiation Phase, Construction Administration Phase and Close-out Phase for the Independence High School Building Campus Improvements Project (Not to exceed \$105,700.00)

Original Contract Amount	\$230,000.00
Change Order (#1-Move funding from PO 201550)	\$13,165.00
Contract Amount Prior to This Change Order	\$243,165.00
Change Order #2 (Additional service fees)	\$214,200.00
Revised Contract Amount	\$457,365.00

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #2 to contract service agreement and Purchase Order # 201551 with **Van Pelt Construction Services**, for the Independence High School

Modernization of Buildings N1 and N2 & Building G Visual Arts Complex (Project # E-065-004/005) in the increased amount not to exceed \$214,200.00.

**5. Van Pelt Construction Services**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	December 13, 2013 – until project completion	\$ 220,000.00 (not to exceed)  Fund 67	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into and approve an agreement with Van Pelt Construction Services to provide project management services for Independence High School Modernization of B Commons Building (Project No. Z-065-601).

The services entails the conversion on Building B into a new Art Complex; including digital arts classroom, a wet and dry photography studio, ceramics studio, graphic art classrooms, gallery space and multi-purpose area; as well as the reconstruction work necessary to repair the building's fire damage and general building modernization.

**Selection Process**

At the September 19, 2013 board meeting, Administration presented board memo no. 8.07 Presentation, Discussion and/or Action of Facilities Planning and Associated Architectural Service Contracts at Independence High School. In the memo staff writes *“one architect, one construction manager, one contractor” approach facilitates efficiency, effectiveness and coordination, and there is an associated reduction in soft costs. Similar to the architectural firm, we are planning to present a contract scope and fee augmentation for the construction manager to the Board.*

Van Pelt Construction Services is current managing the Buildings N1 & N2 and Performing Arts Building F projects at Independence High School. The team has a positive relationship with the District and specifically with Independence High School and its staff and faculty. For these reasons no formal selection process was performed.

**RECOMMENDATION**

It is recommended that the Board of Trustees enter into and approve an agreement with **Van Pelt Construction Services** for the Independence High School Modernization of B Commons Building (Project No. Z-065-601) in an amount not to exceed \$220,000.00.

**6. WLC Architects, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	September 1, 2011 through project closeout	\$30,655.00 (increased amount)  Measure E	Oak Grove High School/Facilities  Martha Brazil, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 and Amendment No. 01 to Work Authorization No.01 and PO #200931 for the Modernization of Building U at Oak Grove High School (E-050-005).

On May 31, 2011 (Board Item 11.04), the Board awarded a contract in the amount of \$276,000.00 to WLC Architects, Inc. (Attachment A)

On June 14, 2012, Staff issued a change order #1 to reduce professional service fees by 7.5% (-\$20,700) because project was bundled with Building I project at Oak Grove High School according to proposal submitted.

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- This change order #2 is for the additional architectural and engineering services needed to address the five non-DSA approved HVAC units installed by ESUHSD on building U roof.
- Pursuant to District's request, additional services are needed to two classrooms to receive additional technology upgrades. The District elected these classrooms as a pilot project to compare and contrast how the new age classrooms design compares to traditional classroom design.

Original Contract Amount	\$276,000.00
Change Order #1 (Reduce fees)	-\$20,700.00
Contract Amount Prior to This Change Order	\$255,300.00
Change Order #2 (Additional service fees)	\$30,655.00
Revised Contract Amount	\$285,955.00

**RECOMMENDATION**



It is recommended that the Board of Trustees approve Change Order #2 and Amendment No. 01 to Work Authorization No.01 and Purchase Order #200931 with **WLC Architects, Inc.**, for the Modernization of Building U at Oak Grove High School (E-050-005) in the increased amount not to exceed \$30,655.00.

**7. WLC Architects, Inc.**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Janice Unger Marcus Battle	October 17, 2011 through project closeout	\$11,500.00 (increased amount)  Measure E	Oak Grove High School/Facilities  Martha Brazil, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #3 and Amendment No. 02 to Work Authorization No.02 and PO #200930 for the Modernization of Theatre Building I at Oak Grove High School (E-050-006).

On May 31, 2011 (Board Item 11.04), the Board awarded a contract in the amount of \$234,000.00 to WLC Architects, Inc. (Attachment A)

On June 14, 2012, Staff issued a change order #1 to reduce professional service fees by 7.5% (-\$17,550.00) because project was bundled with Building U project at Oak Grove High School according to proposal submitted.

On June 27, 2013 (Board Item 15.01), the Board approved change order #2 and Amendment No. 01 for additional service requested by District staff. (Attachment B)

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- This change order #3 is for the additional services, pursuant to District's request to revise the plans to reflect new floor system and create new sections and details to describe new ramping systems, additional railing systems and additional coordination with consultants.

Original Contract Amount	\$234,000.00
Change Order #1 (Reduce fees)	-\$17,550.00
Contract Amount Prior to This Change Order	\$216,450.00
Change Order #2 (Additional service fees – Bd. Approved 6/27/13))	\$66,685.00

Contract Amount Prior to This Change Order	\$283,135.00
Change Order #3 (Additional service fees)	\$11,500.00
Revised Contract Amount	\$294,635.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #3 and Amendment No. 02 to Work Authorization No.02 and Purchase Order #200930 with **WLC Architects, Inc.**, for the Modernization of Theatre Building I at Oak Grove High School (E-050-006) in the increased amount not to exceed \$11,500.00.

**Agenda Item Details**

Meeting Apr 09, 2009 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M.  
 Category 13. Business Services - Operational Items/Board Discussion and/or Action  
 Subject 13.02 Approve Contracts for Professional Services - Jerry Kurr, Associate Superintendent of Administration and Business Services-ATTACHMENT B  
 Type Action Item: 16.02 Attachment A  
Cody Anderson  
Contract Award



**EAST SIDE UNION HIGH SCHOOL DISTRICT**

<b>TO:</b>	Board of Trustees
<b>FROM:</b>	Bob Nuñez, Superintendent
<b>PREPARED BY:</b>	Jerry Kurr, Associate Superintendent of Administration and Business Services
<b>SUBJECT:</b>	Approve Contracts for Professional Services - <b>ATTACHMENT B</b>
The following Contracts for Professional Services are recommended for Board approval.	

**A. Education Center/School Sites**

No.	Contractor Name	Reviewed by	Contract Period	Cost/ Funding Source	School/ Dept. Manager	Purpose
1	William Wheat	R. Marquez G. Castro- Stanley A. Garofalo D. Bertrand	September 1, 2008 - June 04, 2009	\$2,000.00  Perkins Vocational Ed	Independence High School  Grettel Castro - Stanley	Provide teachers with the tools on how to teach business plan writing to students. Completion of the program will lead to students competing in a business plan competition at the end of the school year using outside industry professionals
2	West Valley Mission CCD/South Bay RHORC	B. Lopez M. Metz D. Moser	November 1, 2008 - June 30, 2009	\$3,000.00  Health Science	Andrew Hill  Bettina Lopez	Develop a psychology course matching Mission College Psych 001; Develop a mental health summer paid institution for 30 Andrew Hill seniors; Create a program of study between Mission and Andrew Hill High School; Create a certificate called "Community Health Worker for Mental Health"
3	Santa Clara County Department of	J. Klassen D. Moser D. Bertrand	April 10, 2009 – June 30, 2009	(\$11,553.00) (Revenue)	Education Center	Provide leadership training services to parents, teachers, counselors, advisors and

	Drug & Alcohol			Leadership Training Grant	Dan Moser	students of ESUHSD to strengthen the school communities to address issues including academic achievement, substance abuse and violence
4	Ngo Nguyen	K. King D. Moser D. Bertrand	October 1, 2008 - June 30, 2009	\$2,000.00 Testing & Accountability Report Card	Education Center Dan Moser	Provide Vietnamese Translation Services

**B. FACILITIES**

1	ERT, Inc.	A. Garofalo D. Bertrand K. Lanford	February 5, 2009 - February 4, 2010	\$4,200.00 Measure G (Oak Grove)	Education Center Alan Garofalo	Provide Project Management and Oversight Services during Abatement and Air Sampling at OGHS Kiln Project
2	Smith-Emery Company	A. Garofalo D. Bertrand K. Lanford	January 21, 2009 - December 31, 2010	\$2,972.00 Measure E (Evergreen Valley) Measure G (Oak Grove)	Education Center Alan Garofalo	Provide Special Testing and Inspection Services for EVHS and OGHS Kiln Room Project
3	Aedis, Inc.	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$1,244,281.25 Measure E (Oak Grove Silver Creek Overfelt Adult Ed)	Education Center Alan Garofalo	To Provide Architectural and Engineering Services for the Construction/Modernization Projects: <ul style="list-style-type: none"> <li>• \$160,031.25 Bldg D Modernization (Art Classroom) OGHS</li> <li>• \$558,232 New Multi-Purpose Classroom Bldg (SCHS)</li> <li>• \$526,018 New Academic &amp; Administration Bldg(OAC)</li> </ul>
4	BFGC	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$90,720.00 Measure E (Evergreen Valley)	Education Center Alan Garofalo	To Provide Architectural and Engineering Services for the Complete Upstairs PE Teaching Stations at EVHS
5	Cody Anderson Wasney Architects, Inc.	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$817,407.00 Measure E (Foothill James Lick)	Education Center Alan Garofalo	To Provide Architectural and Engineering Services for the Construction/Modernization Projects: <ul style="list-style-type: none"> <li>• \$150,174 Bldgs B, C &amp; E at FHHS</li> <li>• \$667,233 Two Story Classroom Bldg 500 wing at JLHS</li> </ul>
6	NTD Architecture	A. Garofalo D. Bertrand	April 10, 2009 - October 31,	\$158,375.00	Education Center	To Provide Architectural and Engineering Services for the

		J. Rono	2012	Measure E (Santa Teresa)	Alan Garofalo	Multi-Purpose Bldg and Restroom at STHS
7	Sugimura Finney Architects	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$1,819,618.00  Measure E (Yerba Buena Mt. Pleasant Andrew Hill James Lick Santa Teresa Overfelt)	Education Center  Alan Garofalo	To Provide Architectural and Engineering Services for the Construction/Modernization Projects:  <ul style="list-style-type: none"> <li>• \$478,530 Bldg 700 &amp; \$41,202 Bldg 100 Library at YBHS</li> <li>• \$535,938 New Multi- Purpose Classroom Bldg &amp; \$100,609 Bldgs 200, 600, &amp; 800 at MPHS</li> <li>• \$663,339 Title IX Interior Modernization at AHHS, JLHS, STHS, OVHS, YBHS</li> </ul>
8	Verde Design	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$185,095.00  Measure E (Mt. Pleasant Evergreen Valley Oak Grove Silver Creek Overfelt Independence James Lick Piedmont Hills)	Education Center  Alan Garofalo	To Provide Architectural and Engineering Services for the Construction/Modernization Projects:  <ul style="list-style-type: none"> <li>• \$24,300 for the Title IX Dugouts &amp; Fencing Improvements at the Softball Fields located at EVHS, MPHS, OGHS, and SCHS.</li> <li>• \$90,000 for the Title IX Field Improvements located at OVHS.</li> <li>• \$ 19,755 for the Title IX Scoreboard Projects located at IHS, JLHS, OGHS</li> <li>• \$ 51,040 for the Title IX Softball Field Work located at PHHS</li> </ul>
9	WLC Architects	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$210,000.00  Measure E (James Lick)	Education Center  Alan Garofalo	To Provide Architectural and Engineering Services for the Fire Academy and Concession Stand at JLHS
10	Michael Henley & Company	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$183,773.00  Measure E (Foothill Oak Grove Mt. Pleasant Independence James Lick Piedmont Hills Yerba Buena	Education Center  Alan Garofalo	To Provide DSA Project Inspection Services for Construction and Modernization Projects:  <ul style="list-style-type: none"> <li>• \$24,948 Bldgs B, C &amp; E at FHHS</li> <li>• \$25,375.00 Bldg D at OGHS</li> <li>• \$10,000 Portables at</li> </ul>

				Santa Teresa)		<p>MPHS</p> <ul style="list-style-type: none"> <li>• \$4,390.00 Scoreboards at IHS, JLHS &amp; OGHS</li> <li>• \$10,000 Title IX at PHHS</li> <li>• \$77,560.00 Bldg 700 at YBHS</li> <li>• \$31,500 Multi-Purpose Bldg at STHS</li> </ul>
11	BLACH Construction Company	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	<p>Fees limited to percentage of construction cost which have not been bid yet</p> <p>Measure E (Silver Creek Foothill Evergreen Valley Oak Grove Overfelt Adult Center)</p>	<p>Education Center</p> <p>Alan Garofalo</p>	<p>To Provide Construction Management Services, including Pre-construction support, for Construction &amp; Modernization Projects:</p> <ul style="list-style-type: none"> <li>• SCHS New Performing Arts Center</li> <li>• FHHS Bldg B, C &amp; E</li> <li>• EVHS Renovation of Upstairs PE Teaching Stations</li> <li>• OGHS Renovation of Bldg D (Art Classroom)</li> <li>• OAC New Classroom Facilities</li> </ul>
12	O'Connor Construction Management, Inc.	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	<p>Fees limited to percentage of construction cost which have not been bid yet</p> <p>Measure E (Piedmont Hills)</p>	<p>Education Center</p> <p>Alan Garofalo</p>	<p>To Provide Construction Management Services, including Pre-construction support, for Construction of New Gym Bldg at PHHS</p>
13	Facilities Management Planning and Operations, Inc. (FMPO)	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	<p>\$242,900.00</p> <p>Measure E (Piedmont Hills)</p>	<p>Education Center</p> <p>Alan Garofalo</p>	<p>To Provide Architectural and Engineering Services for the New Small Gym Bldg at PHHS</p>
14	The Seville Group, Inc. (SGI)	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	<p>Fees limited to percentage of construction cost which have not been bid yet</p> <p>Measure E (James Lick</p>	<p>Education Center</p> <p>Alan Garofalo</p>	<p>To Provide Construction Management Services, including Pre-construction support, for Construction &amp; Modernization Projects:</p> <ul style="list-style-type: none"> <li>• JLHS New Two-Story 500 Wing</li> </ul>

				Silver Creek Evergreen Valley Oak Grove Independence Piedmont Hills)		<ul style="list-style-type: none"> <li>• JLHS New Fire Science Academy</li> <li>• SCHS Title IX</li> <li>• SCHS New Marquee</li> <li>• JLHS New Childcare</li> <li>• EVHS Kiln Project</li> <li>• OGHS Kiln Project</li> <li>• IHS Title IX</li> <li>• PHHS Title IX</li> <li>• OGHS Title IX</li> <li>• EVHS Title IX</li> </ul>
15	Bruce Flynn & Associates	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$340,955.00 <i>Estimate only</i>  Measure E (Mt. Pleasant Silver Creek James Lick Overfelt)	Education Center  Alan Garofalo	To Provide DSA Project Inspection Services for Construction/Modernization Projects: <ul style="list-style-type: none"> <li>• \$123,655 Classroom Renovation and Multi-Purpose Bldg MPHS</li> <li>• \$111,300 New Performing Arts Center at SCHS</li> <li>• \$74,000 ChildCare Center at JLHS</li> <li>• \$32,000 Kitchen at OVHS</li> </ul>
16	Facilities Management Planning and Operations, Inc. (FMPO)	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	Fees limited to percentage of construction cost which have not been bid yet  Measure E (Mt. Pleasant Yerba Buena Overfelt Santa Teresa Andrew Hill James Lick)	Education Center  Alan Garofalo	To Provide Construction Management Services, including Pre-construction support, for Construction & Modernization Projects: <ul style="list-style-type: none"> <li>• MPHS Classroom Renovation &amp; Multi-Purpose</li> <li>• YBHS Bldg 700, Kitchen Renovation and Title IX</li> <li>• OVHS Kitchen Renovation, Bldg C (South Wing) and Title IX</li> <li>• STHS Multi-Purpose Bldg and Title IX</li> <li>• AHHS &amp; JLHS Title IX</li> </ul>
17	DFH Inspections Inc.	A. Garofalo D. Bertrand J. Rono	April 10, 2009 - October 31, 2012	\$69,560.00 <i>Estimate only</i>  Measure E (Evergreen Valley Overfelt)	Education Center  Alan Garofalo	To Provide DSA Project Inspection Services for Construction/Modernization Projects: <ul style="list-style-type: none"> <li>• \$13,440 Upstairs PE at EVHS</li> <li>• \$36,120 Bldg C (South Wing) at OVHS</li> </ul>

						<ul style="list-style-type: none"> <li>\$20,000 Title IX Field Improvements at OVHS</li> </ul>
18	Kier & Wright Civil Engineers & Surveyors, Inc.	A. Garofalo D. Bertrand J. Rono	March 16, 2009 - March 31, 2010	\$12,980.00 Measure G (James Lick)	Education Center Alan Garofalo	To Provide Topographic Survey Services for the JLHS Child Development Center
19	Terrasearch, Inc.	A. Garofalo D. Bertrand J. Rono	March 20, 2009 - March 31, 2010	\$3,310.00 Measure G (Yerba Buena Overfelt)	Education Center Alan Garofalo	To Provide Construction Materials Testing/Special Inspection Services during Construction for YBHS and OVHS Nutritional Services Modernization
20	ES Geotechnologies	A. Garofalo D. Bertrand J. Rono	March 20, 2009 - March 31, 2010	\$2,707.00 Measure G (Yerba Buena Overfelt)	Education Center Alan Garofalo	To Provide Geotech Inspection Services during Construction for YBHS and OVHS Nutritional Services Modernization
21	Cleary Consultants, Inc.	A. Garofalo D. Bertrand J. Rono	March 20, 2009 - March 31, 2010	\$2,000.00 Measure G (Silver Creek)	Education Center Alan Garofalo	To Provide Geotech Engineering Services during Construction for SCHS Marquee
22	Testing Engineers, Inc.	A. Garofalo D. Bertrand J. Rono	March 20, 2009 - March 31, 2010	\$8,470.00 Measure G (Silver Creek)	Education Center Alan Garofalo	To Provide Special Inspection and Material Testing Services during Construction for SCHS Marquee.

<b>FISCAL IMPACT:</b>	As listed above
<b>FUNDING SOURCE:</b>	As listed above
<b>RECOMMENDATION:</b>	Recommend approval and ratification of contract for professional services as listed above.



**Agenda Item Details**

Meeting Apr 15, 2010 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M.  
 Category 13. Business Services - Operational Items/Board Discussion and/or Action  
 Subject 13.10 Approve Contracts for Professional Services at or below \$50,000 - Jerry Kurr, Associate Superintendent of Administration and Business Services  
 Type Action

Item: 16.02 Attachment B  
 Cody Anderson  
 Change Order #1



<b>EAST SIDE UNION HIGH SCHOOL DISTRICT</b>
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<b>TO:</b>	Board of Trustees
<b>FROM:</b>	Dan Moser, Interim Superintendent
<b>PREPARED BY:</b>	Jerry Kurr, Associate Superintendent of Administration and Business Services
<b>SUBJECT:</b>	Approve Contracts for Professional Services at or below \$50,000
The following Contracts for Professional Services are recommended for Board approval.	

**A. Education Center/School Sites**

#	Contractor Name	Reviewed by	Contract Period	Cost/Funding Source	School/ Dept. Manager	Purpose
1	San Jose State University Event Center	T. Marquez C. Giammona J. Kurr D. Bertrand	February 3, 2010 – June 12, 2010	\$10,740.00 Principal Fund	Mt. Pleasant High School T. Marquez	Facility rental for Mt. Pleasant High School's 2010 graduation ceremony.
2	San Jose State University Event Center	B. Lopez C. Giammona J. Kurr D. Bertrand	February 3, 2010 – June 12, 2010	\$10,740.00 Principal Fund	Andrew Hill High School B. Lopez	Facility rental for Andrew Hill High School's 2010 graduation ceremony.
3	San Jose State University Event Center	J. Cruz C. Giammona J. Kurr D. Bertrand	February 3, 2010 – June 12, 2010	\$10,740.00 Principal Fund	Yerba Buena High School J. Cruz	Facility rental for Yerba Buena High School's 2010 graduation ceremony.
4	San Jose State University Event Center	T. Williams C. Giammona J. Kurr D. Bertrand	February 3, 2010 – June 12, 2010	\$10,740.00 Principal Fund	Piedmont Hills High School T. Williams	Facility rental for Piedmont Hills High School's 2010 graduation ceremony.
5	Shelly Davis, M.A., J.D.	C. Hersom C. Giammona D. Bertrand	July 1, 2009 – June 30, 2010	\$5,500.00 Special Services	Education Center Special Services C. Hersom	Consultant to provide non-public school services for 2 special education students to include 1:1 intervention services in social skills and

						behavioral regulation as decided at both students' Individual Education Program (IEP) meeting by the IEP teams.  No solicitation process took place as this consultant has been providing these services which started at the feeder elementary school district.
6	Leader Services, LDP Inc.	C. Hersom C. Giammona D. Bertrand	July 1, 2009 – June 30, 2010	\$19,000.00  Medi-Cal Reimbursement	Education Center Special Services  C. Hersom	Contractor to provide LEA Medi-Cal billing funds recovery. They will provide training, counseling, toll free telephone support, input data in a timely manner and provide reports both monthly and quarterly as needed. Contractor will receive up to 9% of recovered Medi-Cal billings.  No solicitation process took place in selecting this vendor.
7	Patrick Clyne M.D.	C. Hersom C. Giammona D. Bertrand	July 1, 2009 – June 30, 2010	\$2,500.00 (estimated annual usage)  Medi-Cal Reimbursement	Education Center Special Services  C. Hersom	Consultant to review the referral protocol for speech and language therapy services for ESUHSD. The Consultant will complete the review of the Physician Based Standard and approve this instrument as a protocol for referral of students for speech and language therapy services. This fulfills the requirements for participation in the LEA Medi-Cal Billing Option Program.
8	North Valley School	C. Hersom C. Giammona D. Bertrand	July 1, 2009 – June 30, 2010	\$41, 872.99  Tuition	Education Center Special Services  C. Hersom	Due to the specialized educational services required to appropriately serve emotionally disturbed (ED) student residing in the ESUHSD, North Valley School is a non public school (NPS) offering such services to meet the unique needs of this student. The determination has been made that ESUHSD cannot meet the student's educational needs and that

						<p>North Valley School's unique program is appropriate for the individual student.</p> <p>No solicitation process took place nor can a solicitation process take place. North Valley School was selected due to Santa Clara County Mental Health placing this student in residential placement in Lodi, CA. This is the school which provides the educational services for students with severe emotional disturbances. Since this student is a resident of our District, the District is responsible for the educational component.</p>
9	Keenan & Associates	J. Kaufman J. Kurr D. Bertrand	July 1, 2009 – June 30, 2011	\$18,500.00  Self Insurance Fund– Property/Liability– Fixed Charges/ Other	Education Center Risk Management  J. Kurr J. Kaufman	<p>Follow-up audit and safety inspection program for 2009-10 &amp; 2010-11 that meets Northern California ReLIEF guidelines. This audit is required to meet our obligations under our JPA.</p> <p>ESUHSD did not do a solicitation process as this is the vendor that has been selected by the JPA and services are provided in accordance with their bylaws and requirements.</p>
10	Jay Gluckman/ Science Unlimited	G. Castro-Stanley G. Forte C. Vaeth	March 4, 2010 – June 10, 2010	\$1,500.00  Academy- Electronics	Independence High School  G. Castro-Stanley	<p>Contractor to provide hands-on projects, curriculum development and professional development to support career technology education at the Electronics Academy. Support will include projects in the following areas: robotics, computer programming, and basic principles of mechanical and electrical engineering. Consumables are included in the costs.</p>
11	Parent Institute for Quality Education (PIQE)	T. Marquez C. Giammona D. Bertrand	April 20, 2010 – June 15, 2010	\$6,500.00  EIA	Mt. Pleasant High School  T. Marquez	<p>Contractor will provide parent training course for the parents of the children enrolled in Mt. Pleasant. The training is designed to develop skills and</p>

						techniques which will enable parents to address the educational needs of their school-aged children.
12	WestEd/ California Healthy Kids Survey (CHKS) Regional Center	K. King A. Garofalo D. Bertrand	April 15, 2010 – June 30, 2010	\$5,000.00 not-to-exceed  EIA  County of Santa Clara, Public Health Dept. may be donating funds to ESUHSD to support this effort.	Education Center Student Services and Instructional Services  Kirsten King	Provide training technical assistance, answer sheets, scanning and reports for administration of the state mandated confidential non-identifying student surveys regarding student behavior (substance abuse, nutrition, sexual activity, etc), and provide a district contract person.  No solicitation process took place. This is mandated for those schools receiving Title IV funds.
13	Western Governors University (WGA)	C. Giammona D. Bertrand	July 1, 2009 – until terminated	Revenue Contract  University will pay District Staff (Teachers) for services rendered in accordance with the Agreement.	District Wide  C. Giammona	The Agreement establishes the formal relationship whereby ESUHSD will provide teaching experience to University students. ESUHSD's teachers who participate will be compensated at the rate stipulated in the Agreement.
14	Santa Clara University	C. Giammona D. Bertrand	March 15, 2010 – June 15, 2010	Revenue Contract  University will pay Special Ed. Student Teachers \$200 per full day assignment	District Wide  C. Giammona	The Agreement establishes the formal relationship whereby ESUHSD will provide teaching experience to University students. ESUHSD's teachers who participate will be compensated at the rate stipulated in the Agreement.

**B. Facilities**

#	Contractor Name	Reviewed by	Contract Period	Cost/Funding Source	School/ Dept. Manager	Purpose
1	Verde Design	K. Lanford A. Garofalo	April 10, 2009 – October 31, 2012	\$12,100.00  Measure E	Education Center Facilities  A. Garofalo	Title IX Dugouts & Fencing Improvements at the Softball Fields located at Evergreen Valley, Mt. Pleasant, Oak Grove, and Silver Creek High Schools (originally Board approved on April 9, 2009). This change order #2 is issued for the following reasons: 1) Original project included Evergreen Valley High School, but now the scope has changed to delete Evergreen Valley and adding Andrew Hill

						<p>High School.</p> <p>2) Increase PO #905008 by \$12,100 (original amount \$24,300, plus 10% added for expenses for a total PO of \$26,730). The increased amount is for additional services to include electrical engineering design services to add power to the new batting cages.</p> <p>No solicitation efforts required for this transaction.</p>
2	Verde Design	K. Lanford A. Garofalo	April 10, 2009 – October 31, 2012	\$5,900.00  Measure E	Education Center Facilities  A. Garofalo	<p>Title IX Scoreboard Projects located at Independence, James Lick &amp; Oak Grove High Schools (originally Board approved on April 9, 2009). This change order #2 to PO# 905009 is issued to settle cost for the additional services required for DSA approval. Original amount \$19,775, plus 10% added for expenses for a total PO of \$21,730.50.</p> <p>No solicitation efforts required for this transaction.</p>
3	Cody Anderson Wasney	A. Garofalo	April 16, 2010 – June 30, 2010	\$8,800.00  Measure E	Education Center Facilities  A. Garofalo	<p>The two story classroom building 500 wing at James Lick High School (originally Board approved on April 9, 2009). This Change Order # 1 – to PO#95106 is issued to provide additional services for the demolition of building 500. Services to include: generate demolition package, coordination with abatement, pre-bid walk through, attend job site meetings, 10% for expenses as needed.</p> <p>Original amount of PO was \$667,233, plus 10% added for expenses for a total PO of \$733,956.30.</p> <p>No solicitation efforts required for this transaction.</p>
4	Aedis	A. Garofalo	February 19, 2008 – June 30, 2009	\$10,327.20  Measure G	Education Center Facilities  A. Garofalo	<p>Andrew Hill High School Streetscape project (originally Board approved April 17, 2008). The original PO's</p>

						<p>#806072 and #806073 (expenses) and contract are closed. The new PO is required because of extended contract administration time and gate design modifications. Costs were not previously submitted for Board approval. (Reference attached ASA's)</p> <p>No solicitation efforts required for this transaction.</p>
5	Aedis	A. Garofalo	September 12, 2008 - June 30, 2009	\$7,803.00 Measure E	Education Center Facilities A. Garofalo	<p>Evergreen Valley High School Kiln project (originally Board approved October 23, 2008). Request is for a new PO due to the fact that the original PO's #902709 and #902712 are closed and the contract has expired. The new PO is required because of design changes required due to a last minute change of the Kiln. (Reference ASA #1)</p> <p>No solicitation efforts required for this transaction.</p>
6	RMA Group	K. Lanford A. Garofalo	April 16, 2010 - June 30, 2010	\$16,434.00 Measure E	Education Center Facilities A. Garofalo	<p>Title IX Scoreboard Project for Independence, James Lick, and Piedmont Hills High Schools special inspection consultant during construction.</p> <p>Proposals were solicited from three known consultants. RMA Group provided a complete response for the lowest price.</p>
7	Cleary Consultants	K. Lanford A. Garofalo	April 16, 2010 - June 30, 2010	\$5,940.00 Measure E	Education Center Facilities A. Garofalo	<p>Title IX Scoreboard Project for Independence, James Lick, and Piedmont Hills High Schools Geo-technical consultant during construction. (Cost includes 10% for approved expenses).</p> <p>Proposals were solicited from three known consultants. Cleary Consultants provided a complete response for the lowest price.</p>

<b>FISCAL IMPACT:</b>	As listed above
<b>FUNDING SOURCE:</b>	As listed above
<b>RECOMMENDATION:</b>	Recommend approval and ratification of contracts for professional services as listed above.



## EAST SIDE UNION HIGH SCHOOL DISTRICT

Contracts for Professional Services over \$50,000  
Board Meeting of January 20, 2011

Item: 16.02 Attachment C Cody Anderson Change Order #2
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### 1. AEDIS Architecture & Planning

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
June Rono, PhD Donna Bertrand	April 10, 2009 – October 31, 2012 (no change)	\$52,601.80  Measure E	Adult Education/Facilities  Cari Vaeth, Director June Rono, PhD, Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #905237 and Amendment #1 to the Agreement in the amount of \$52,601.80. This change order is issued to include the additional amount for approved reimbursable expenses which is allowed for in their master agreement. No change is being requested for the contract period.

Original Purchase Order was approved for \$526,018.00 + Change Order #1- \$52,601.00 = the new Purchase Order total of \$578,619.80.

#### 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. AEDIS is one of the eleven (11) District Architects.

#### RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #905237 and Amendment #1 to the Agreement with AEDIS Architecture & Planning in the amount of \$52,601.00 for the reimbursement of approved expenses per the Agreement.

### 2. AEDIS Architecture & Planning

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
June Rono, PhD Donna Bertrand	April 10, 2009 – October 31, 2012 (no change)	\$55,823.20  Measure E	Silver Creek High School/ Facilities  Thelma Boac, Principal June Rono, PhD, Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #3 to Purchase Order #905242 and Amendment #3 to the Agreement in the amount of \$55,823.20. This change order is issued to include the additional amount for approved reimbursable expenses which is allowed for in their master agreement. No change is being requested for the contract period.

Original Purchase Order was approved for \$558,232.00 + Change Order #1- \$13,874.00 + Change Order #2 12,920.00 + Change Order #3 \$55,823.20 = the new Purchase Order total of \$640,849.20.



**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. AEDIS is one of the eleven (11) District Architects.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #3 to Purchase Order #905242 and Amendment #3 to the Agreement with AEDIS Architecture & Planning in the amount of \$55,823.20 for the reimbursement of approved expenses per the Agreement.

**3. BLACH Construction Company**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
June Rono, PhD Donna Bertrand	October 9, 2009 -- March 31, 2011	\$100,000.00  Measure E	Facilities  June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #001449 with BLACH Construction Company to cover the costs of providing 3<sup>rd</sup> party constructability reviews of construction plans and specifications during the formal solicitation process that will be conducted by Administration during the first quarter of 2011.

At the October 8, 2009 board meeting the Board approved ESUHSD Administration to issue a contract with BLACH Construction in the amount not to exceed \$200,000.00. Currently Administration is working on the Request for Proposals (RFP) but will need to continue having the services provided during the RFP process.

Original Purchase Order was approved for \$200,000.00 + Change Order #1- \$100,000.00 = the new Purchase Order total of \$300,000.00.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #001449 with BLACH Construction Company to cover the costs of providing 3<sup>rd</sup> party constructability reviews of construction plans and specifications through March 31, 2011.

**4. Cody Anderson Wasney Architect**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
June Rono, PhD Donna Bertrand	April 10, 2009 – October 31, 2012 (no change)	\$66,723.30  Measure E	James Lick High School/Facilities  Glenn VanderZee, Principal June Rono, PhD., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 to Purchase Order #905106 and Amendment #2 to the Agreement in the amount of \$66,723.30. This change order is issued to include the additional amount for approved reimbursable expenses which is allowed for in their master agreement. No change is being requested for the contract period.

Original Purchase Order was approved for \$667,233.00 + Change Order #1- \$8,800.00 + Change Order #2 \$66, 723.30 = the new Purchase Order total of \$742,756.30.

**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. Cody Anderson is one of the eleven (11) District Architects.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #2 to Purchase Order #905106 and Amendment #2 to the Agreement with Cody Anderson Wasney Architect in the amount of \$66,723.30 for the reimbursement of approved expenses per the Agreement.

**5. David F. Hall Inspections, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
June Rono, PhD Donna Bertrand	April 10, 2009 – October 31, 2012	\$113,560.00  Measure E	W. C. Overfelt/Evergreen High Schools/Facilities  Vito Chiala, Principal Ana Lomas, Principal June Rono, PhD, Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #000206 and Amendment #1 to the Agreement in the amount of \$113,560.00. This change order is issued to include the additional scope of work to include the downstairs boys and girls locker rooms for the upstairs Evergreen Valley high School PE Teaching Stations, (Project #E-075-002) and also additional scope of work to now include the North wing of Bldg C, Bldg E and the modernization of the boys and girls restrooms at Bldg G, the removal of seven (7) relocation classroom buildings and repairs to the asphalt, the addition of the ball wall, landscaping, two new accessible entry ramps, and replacement of the asphalt drive between bldg T and Bldg C with a new concrete drive and parking lot improvements.(Project # E-040-002). No change is being requested for the contract period.

Original Purchase Order was approved for \$69,560.00 + Change Order #1- \$113,560.00= the new Purchase Order total of \$183,120.00.

**Selection Process**

The solicitation process took place prior to the original contract award. A Request for Qualification (RFQ) (RFQ-03-08-09) process was conducted by ESUHSD Administration. The recommendation for award was brought to the Board of Trustee on March 10, 2009 for approval of the "Measure E & G Pre-Approved DSA Project Inspection Services/Inspector of Record (IOR) List". David F. Hall Inspections, Inc. is one of the three pre-approved IOR firms.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #00206 and Amendment #1 to the Agreement with David F. Hall Inspections, Inc. in the amount of \$113,560.00 for the provision of additional scope of work to include the downstairs boys and girls locker rooms for the upstairs Evergreen Valley high School PE Teaching Stations, (Project #E-075-002) and also additional scope of work to now include the North wing of Bldg C, Bldg E and the modernization of the boys and girls restrooms at Bldg G, the removal of seven (7) relocation classroom buildings and repairs to the asphalt, the addition of the ball wall, landscaping, two new accessible entry ramps, and replacement of the asphalt drive between bldg T and Bldg C with a new concrete drive and parking lot improvements.(Project # E-040-002).

## 6. Environmental Remediation (ERT)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
June Rono, PhD Donna Bertrand	October 9, 2009 – March 31, 2011	\$175,000.00 (increased amount)  Measure G & E	Facilities/District Wide  June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #001448 with ERT-Environmental Remediation Technologies Inc. for the continued provision of environmental hazards consulting services for the bond measure projects, and other capital facilities projects.

At the October 8, 2009 board meeting the Board approved ESUHSD Administration to issue a contract with ERT in the amount not to exceed \$200,000.00. Currently Administration is working on the Request for Proposals (RFP) but will need to continue having the services provided during the RFP process.

Original Purchase Order was approved for \$199,992.00 + Change Order #1- \$175,000.00 = the new Purchase Order total of \$374,992.00.

### **RECOMMENDATION**

It is recommended that the Board of Trustees to approve Change Order #1 to Purchase Order #001448 with ERT-Environmental Remediation Technologies Inc. for the continued provision of environmental hazards consulting services for the bond measure projects, and other capital facilities projects through March 31, 2011.

## 7. O'Connor Construction Management, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
June Rono, PhD Donna Bertrand	January 21, 2011 – January 20, 2012 with two-one year extensions	\$165,000.00  Measures G & E	Facilities  June Rono, PhD, Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to issue a contract with O'Connor Construction Management, Inc. for the provision of "as-needed" construction management services for the term of January 21, 2011 through and including January 20, 2012 with two-one year renewal options.

Administration has a need to have a Construction Management Firm available to the ESUHSD on an "as-needed" basis. The projects anticipated to be used under the resulting purchase order(s)/contract will be for construction projects estimated under \$200,000.00 and are unexpected or urgent in nature. The term being requested is for January 21, 2011 through January 20, 2012 with two-one year extensions. The extensions will be based on performance and price.

### **Selection Process**

Proposals were solicited from all four of the pre-approved construction management firms. Only three proposals were received on time and were considered for this contract. Two firms submitted exactly the same rates so a tie breaker coin toss was conducted and O'Connor was the winner.

The Request for Qualification (RFQ-02-08-09) process was conducted by ESUHSD Administration and was brought to the Board of Trustee on March 10, 2009 for approval of the recommend "Measure E & G Pre-Approved Construction Management Firms (CM)" list. O'Connor is one of the four pre-approved construction management firms.

## **RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract/Purchase Order(s) with O'Connor Construction Management, Inc. for the provision of "as-needed" construction management services for the period of January 21, 2011 through and including January 20, 2012 with two-one year extensions option.

### **8. Perkins & Wills**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
June Rono, PhD Donna Bertrand	January 21, 2011 – January 20, 2012 with two-one year extensions	\$110,000.00  Measures G & E	Facilities  June Rono, PhD, Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to issue a contract with Perkins & Will for the provision of "as-needed" architectural and design services for the term of January 21, 2011 through and including January 20, 2012 with two-one year renewal options.

Administration has a need to have an Architectural Firm available to the ESUHSD on an "as-needed" basis. The projects anticipated to be used under the resulting purchase order(s)/contract will be for construction projects estimated under \$200,000.00 and are unexpected or urgent in nature. The term being requested is for January 21, 2011 through January 20, 2012 with two-one year extensions. The extensions will be based on performance and price. All services will be in accordance with their Master Agreement.

### **Selection Process**

Proposals were solicited from four of the eleven ESUHSD's Pool of Architectural firms. Perkins & Wills submitted the lowest rates selected based on their proposed rates which were the lowest of the four.

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. Perkins & Wills is one of the eleven (11) District Architects.

## **RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract/Purchase Order(s) with Perkins & Wills for the provision of "as-needed" architectural and design services for the period of January 21, 2011 through and including January 20, 2012 with two-one year option.

### **9. Sugimura Finney Architects (SFA)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
June Rono, PhD Donna Bertrand	September 18, 2009 – February 28, 2013 (no change)	\$81,000.00  Measure E	Mt. Pleasant High School/Facilities  Teresa Marquez, Principal June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 to Purchase Order #001071 and Amendment #2 to the Agreement in the amount of \$81,000.00. This change order is issued due to DSA's requirements to upgrade the locker rooms to comply with current code and ADA.

Original Purchase Order was approved for \$1,040,878.82 + Change Order #1- \$609,881.36 (Board Approved 10/21/10) + Change Order #2 81,000.00 = the new Purchase Order total of \$1,731,760.18

**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 #2 to Purchase Order #001071 and Amendment #2 to the Agreement with Sugimura Finney Architects in the amount of \$81,000.00 for the additional DSA required upgrades to the locker rooms to comply with current code and ADA requirements.

**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**Contracts for Professional Services over \$50,000**

**Board Meeting of October 20, 2011**

Item: 16.02 Attachment D Cody Anderson Change Order #3
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**1. ATS Project Success**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
R. Ibarra C. Giammona D. Bertrand	October 21, 2011 – May 25, 2012	\$50,589.00  Title I	Education Center  Robert Ibarra, Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with ATS Project Success for the contract term October 21, 2011 through and including May 25, 2011 for the provision of supplemental educational Services to Title I Students at Program Improvement Year 2+ Schools; Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, and Independence High Schools.

Title I requires that the parents are to decide which Supplementary Educational Service (SES) providers they want for their children. Title I requires ESUHSD to use their State approved SES providers list to select the providers to be used at ESUHSD along with the help of the parents. These contracts are paid for out of Title I funds. Some of these providers are a 1 to 1, some are 5 to 1. The State allows home, off site, or onsite services.

SES services will be an ongoing element for our district, twice a year, as required by the State.

**Selection Process**

East Side Union High School District sent an e-mail invitation to a list of over thirty State-approved SES providers to attend a fair for parents/students at our school sites on various days throughout September 2011. Parents of Title I students at Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, and Independence High Schools were then requested to select which one of the SES providers ESUHSD would offer contracts with to provide after school services for students in English/math/CAHSEE, etc.

At the fair there were a total of 13 companies who provide onsite after-school program and Extreme Learning was selected by the parents who attended.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract Services Agreement with ATS Project Success for the contract term October 21, 2011 through and including May 25, 2011 for the provision of supplemental educational Services to Title I Students at Program Improvement Year 2+ Schools; Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, and Independence High Schools.

**2. AchieveKids**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
C. Giammona C. Hersom D. Bertrand	September 1, 2011 through and including August 31, 2012	\$506,984.28 (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 (NPS) services for special education students. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP); and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

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, 2011 through and including August 31, 2012 for Therapeutic Services in an estimated amount of \$506,984.28, and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

**3. Beacon School**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
C. Hersom C. Giammona D. Bertrand	September 1, 2011 – August 31, 2012	\$435,728.00 -(estimated annual expenditure) - Tuition – Special Education  \$150,000.00 - Transportation	Special Education  Carole Hersom, Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into an Agreement with Beacon School for the provision of Non-Public School (NPS) services for special education students. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP); and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

ESUHSD's relationship with this NPS goes back many years. In 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 an Agreement with Beacon School for the contract term September 1, 2011 through and including August 31 2012 for the provision of Non-Public School Services for Special Education Students in an estimated amount of \$585,728.00, and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

#### 4. Beacon School, Therapeutic Services

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Giammona C. Hersom D. Bertrand	September 1, 2011 - August 31, 2012	\$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. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP); and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

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, 2011 through and including August 31, 2012 for Therapeutic Services in an estimated amount of \$747,912.00, and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

#### 5. Cody Anderson Wasney Architects

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	July 01, 2011 – August 04, 2011 (term extension)	\$ 57,730.00.00 (increased amount)  Measure G	James Lick High School; Glenn VanderZee, Principal  Facilities and Planning, June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to ratify a contract service agreement for additional Construction Administration services with Cody Anderson Wasney Architects (CAW) in the amount of \$57,730.00 for several issues that occurred during the construction phase, which created additional work that was outside the scope of the original proposal and contract. Added scope was needed to engineer design fixes, many required DSA approval. James Lick High School Child Development Center, (Project No.: G-030-027).

The final date of substantial completion was August 4, 2011, nineteen months past the construction start date of February 12, 2010. This is the first opportunity staff has had to bring this request for approval to the Board, since discussion with District consultants and the Architect was needed to validate the request.



Original Contract/Purchase Order (806824) was Board approved for \$388,600.00 on June, 19, 2008.  
 Contract Term: June 03, 2008 – December 31, 2009.

Second Contract/Purchase Order (101668) was Board approved for \$91,168.96 on February 18, 2010.  
 Contract Term: January 01, 2010 – June 30, 2011.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify a contract service agreement with Cody Anderson Wasney Architects in the amount of \$57,730.00.

**6. Cody Anderson Wasney Architects**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – October 31, 2012 (no change)	\$6,825.75 (increased amount)  Measure E	James Lick High School; Glenn VanderZee, Principal  Facilities and Planning, June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #3 to Purchase Order #905106 and Amendment #3 to contract agreement in the amount of \$6,825.75 for the James Lick High School Two-Story Classroom Building 500 Wing Project. This change order is issued due to underground utilities that were discovered during construction which conflicted with the original design. These conditions required revision to civil drawings and re-submittal to DSA. No change is being requested for the contract period.

Original Purchase Order was approved for \$667,233.00 + Change Order #1- \$8,800.00 + Change Order #2 - \$66,723.30 + Change Order #3 - \$6,825.75 = the new Purchase Order total of \$749,582.05

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #3 to Purchase Order #905106 and Amendment #3 to the Agreement with Cody Anderson Wasney Architects in the amount of \$6,825.75 for the James Lick High School Two-Story Classroom Building 500 Wing Project, (Project No.: E-030-001).

**7. County of Santa Clara, Mental Health Department**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
D. Moser D. Bertrand	July 1, 2011 – June 30. 2012	Undetermined Amount	Special Education  Carole Hersom, Coordinator Rich Uribe, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve an Agreement with the County of Santa Clara, Mental Health Department for the continued provision of mental health services required by the federal Individuals with Disabilities Education Act (IDEA) for the 2011-2012 School Year.

The California Legislature, through the Budget Act of 2011, shifted responsibility for IDEA-related mental health services to Local Educational Agencies, such as the District, for the 2011-2012 school year, and the Legislature and Governor have indicated their intent to permanently repeal AB3632.

The District along with the local SELPHAs have been working collaboratively to understand the ramification of this transition of fiscal responsibility over to the District. However, it is very important that the ESUHSD Special Education Pupils continue to receive the services they need. Since these pupils were being seen by the County, the County has the resources to continue with those services, and the County can access other funding such as Medi-Cal, to help cover the costs, Administration is recommending awarding a one year contract to the County of Santa Clara without doing any solicitation process at this time.

**Selection Process**

See above.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve an Agreement with the County of Santa Clara, Mental Health Department for the continued provision of mental health services required by the federal Individuals with Disabilities Education Act (IDEA) for the 2011-2012 School Year.

**8. County of Santa Clara, Probation Department**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
D. Moser M. Battle D. Bertrand	July 1, 2011 – June 30, 2012 (extended term)	\$91,728.00 (Increase Amount)	Student Services  George Sanchez

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve the First Amendment to the Agreement for Services Between The Santa Clara County Probation Department and East Side Union High School District relating to the payment of the salary of one (1) Justice System Clerk II (JCS II) in an increased amount of \$91,728.00.00 for the extended term of July 1, 2011 through and including June 30, 2012.

This contract authorized the County to utilize the revenue they collect to be used against the amount in the contract. Should the revenue collected not meet the contracted amount of \$91,728.00, the County will not seek further compensation.

This amount has increased from \$57,444.00 to \$91,728.00 in order to cover the entire cost (salary and benefits) of the JCS II where in the past the amount did not cover the entire cost of the JCS II (salary only). The Original Agreement was approved by the Board at the October 8, 2011 Board Meeting.

Original Purchase Order was approved for \$57,444.00 + Amendment #1- \$91,728.00 = the new Contract total of \$149,172.00.

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, JTC'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.

**Selection Process**

Not applicable to this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the First Amendment to the Agreement for Services Between The Santa Clara County Probation Department and East Side Union High School District relating to the payment of the salary of one (1) Justice System Clerk II (JCS II) in an increased amount of \$91,728.00.00 for the extended term of July 1, 2011 through and including June 30, 2012.

**9. Extreme Learning**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
R. Ibarra C. Giammona D. Bertrand	October 21, 2011 – May 25, 2012	\$300,671.00  Title I	Education Center  Robert Ibarra, Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Extreme Learning for the contract term October 21, 2011 through and including May 25, 2011 for the provision of supplemental educational Services to Title I Students at Program Improvement Year 2+ Schools; Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, and Independence High Schools.

Title I requires that the parents are to decide which Supplementary Educational Service (SES) providers they want for their children. Title I requires ESUHSD to use their State approved SES providers list to select the providers to be used at ESUHSD along with the help of the parents. These contracts are paid for out of Title I funds. Some of these providers are a 1 to 1, some are 5 to 1. The State allows home, off site, or on site services.

SES services will be an ongoing element for our district, twice a year, as required by the State.

**Selection Process**

East Side Union High School District sent an e-mail invitation to a list of over thirty State-approved SES providers to attend a fair for parents/students at our school sites on various days throughout September 2011. Parents of Title I students at Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, and Independence High Schools were then requested to select which one of the SES providers ESUHSD would offer contracts with to provide after school services for students in English/math/CAHSEE, etc.

At the fair there were a total of 13 companies who provide onsite after-school program and Extreme Learning was selected by the parents who attended.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract Services Agreement with Extreme Learning for the contract term October 21, 2011 through and including May 25, 2011 for the provision of supplemental educational Services to Title I Students at Program Improvement Year 2+ Schools; Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, and Independence High Schools.

**10. Facilities Management Planning and Operations, Inc. (FMPO)**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – October 31, 2012 (no change)	\$7,450.00 (increase amount)  Measure E	W.C. Overfelt High School /Facilities  Vito Chiala, Principal June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #3 to Purchase Order #905012 with FMPO for the Provision of Construction Management Services to include the security camera installation in an increased amount of \$7,450.00 at W.C. Overfelt High School Building C & E Modernization project (Project No.: E-040-001).

**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 #3 to Purchase Order # 905012 with Facilities Management Planning and Operations, Inc. (FMPO) in the amount of \$7,450.00 for the W. C. Overfelt High School Building C & E Modernization Project, (Project No.: E-040-001).

**11. Facilities Management Planning and Operations, Inc. (FMPO)**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	May 7, 2010 – May 5, 2013 (no change)	\$95,550.00 (increase amount)  Measure E	Calero High School /Facilities  Kirsten King, Director June Rono, Ph.D., Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #003268 with FMPO for the Provision of in Construction Management Services due to the change in budget and schedule in an increased amount of \$95,550.00 for the Modernization Project at Calero High School, (Project No.: E-080-002).

**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 # 003268 with Facilities Management Planning and Operations, Inc. (FMPO) in the amount of \$95,550.00 for the Modernization Project at Calero High School (Project No.: E-080-002).

**12. MAXIM Health Care Services**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
C. Hersom C. Giammona D. Bertrand	July 1, 2011 – June 30, 2012	\$75,000.00  Special Day Class (L/H)	Special Education  Carole Hersom, Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with MAXIM Health Care Services, Inc. for the purchase of licensed vocational nursing services; and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

Contractor will provide substitute services for 1:1 IEP Para-Educators in the case of their absences. These services are proved to ESUHSD's medically fragile students who have a variety of medical conditions that warrant this service.

**Selection Process**

There was no competitive solicitation done this year as last year 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 an Agreement with MAXIM Health Care Services for the contract term July 1, 2011 through and including June 30, 2012 for the provision of Non-Public School Services for Special Education Students in an amount of \$75,000.00 and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

**13. Pacific Autism Center**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
C. Hersom C. Giammona D. Bertrand	September 1, 2011 – August 31, 2012	\$222,238.70 (estimated annual expenditure)  Tuition – Special Education	Special Education  Carole Hersom, Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into an Agreement with Pacific Autism Center for Education (PACE) for the provision of non-public school services for special education students. Educational services shall be consistent with the master contract and specified services per the students Individual Education Program (IEP); and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

Due to the specialized educational services required to appropriately serve the severely involved Autism Spectrum students residing in the ESUHSD, PACE is a non-public school (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 an Agreement with Pacific Autism Center for Education (PACE) for the contract term September 1, 2011 through and including August 31, 2012 for the provision of Non-Public School Services for Special Education Students in an estimated amount of \$222,238.70 and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

**14. SafeTrans Transportation**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
J. Kasberger D. Moser D. Bertrand	July 1, 2011 – September 30, 2011 (no change)	\$ 61,897.50  Transportation	Education Center – Transportation  Julie Kasberger, Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order # 200639 with Safe Trans Transportation for the provision of Transportation Services for ESUHSD’s Special Education Students. This increase is needed due to the significant number of ESUHSD drivers not driving school buses over the summer months, retirements, resignations, and school bus certificate issues. Therefore, more routes were contracted with Safe Trans than anticipated when the contract was let in July.

Original Purchase Order was approved for \$221,000.00 + Change Order #1- \$61,897.50 = the new Purchase Order total of \$282,897.50.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 200639 with Safe Trans Transportation for the provision of Transportation Services for ESUHSD’s Special Education Students in the amount of \$61,897.50.

**15. University of California at Santa Cruz-Educational Partnership Center (CAL-SOAP)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
D. Moser D. Bertrand	September 1, 2011 – August 13, 2012	\$ 60,500.00 Total Amount to be distributed as described below:  \$16,000 Andrew Hill High School  \$18,500 James Lick High School  \$14,500 Yerba Buena High School  \$11,500 W.C. Overfelt High School  Title I	Dan Moser, Superintendent  James Lick High School; Glenn VanderZee, Principal  Andrew Hill High School, Bettina Lopez, Principal  Yerba Buena High School, Tom Huynh, Principal  W.C. Overfelt High School, Vito Chiala, Principal

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Contract Services Agreement and Individual Site Partnership Services

Agreements with The Regents of the University of California on behalf of San Jose Cal-SOAP for the Term September 1, 2011 through and including August 13, 2012 for the provision of academic support in a total amount of \$60,500, and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

Contractor will provide academic support and to increase student achievement and prepare students to pursue and succeed in post-secondary education. Contractor will provide the following minimum efforts to support the above outcomes: provide high quality outreach services to Andrew Hill, Yerba Buena, James Lick, and W.C. Overfelt High Schools and leverage all funding and program opportunities; integrate direct service programs with school wide efforts and align with the school objectives; assign one trained outreach counselor to provide direct services to students and school staff; provide trained undergraduate academic interns to provide direct services to Andrew Hill, Yerba Buena, James Lick, and W.C. Overfelt High Schools' students; and provide a high school appropriate college awareness program to Andrew Hill, Yerba Buena, James Lick, and W.C. Overfelt High Schools' students through multiple formats.

**Selection Process**

No Solicitation process took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract Services Agreement and the Individual Site Partnership Services Agreements with The Regents of the University of California on behalf of San Jose Cal-SOAP for the Term September 1, 2011 through and including August 1, 2012 in a total amount of \$60,500 and to delegate authority to the Superintendent or designee to amend said contract on an as needed basis, including funding.

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**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**Contracts for Professional Services Over \$50,000  
Board Meeting of February 16, 2012**

Item: 16.02 Attachment E  
Cody Anderson  
Change Order #4

**1. AEDIS Architecture & Planning**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	August 1, 2011 – December, 31, 2012 (no change)	\$13,254.00 (increased amount)  Measure E	Silver Creek High School/Facilities  Adolfo Laguna, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #200655 and Amendment #1 to Work Authorization #2 for the Silver Creek High School Modernization and Add New Toilet Room Project, (Project No.: E-055-004).

This change order is issued to increase the purchase order for additional architectural effort required due to the discovery of the nurses' restroom within the administration building was not ADA compliant and it was not part of the original toilet renovation project scope.

Original Purchase Order was approved for \$123,200.00 + Change Order #1 \$13,254.00 = the new Purchase Order total of \$136,454.00

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 200655 and Amendment #1 to Work Authorization #2 with AEDIS Architecture & Planning in the amount of \$13,254.00 for the Silver Creek High School Modernization and Add New Toilet Room Project, (Project No.: E-055-004).

**2. AEDIS Architecture & Planning**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford D. Moser D. Bertrand J. Unger	April 10, 2009 – October 31, 2012 (no change)	\$6,485.00 (increased amount)  Measure E	Silver Creek High School/Facilities  Adolfo Laguna, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #5 to Purchase Order #905242 and Amendment #5 to the Agreement in the amount of \$6,485.00. This change order is issued to include the additional amount for architectural efforts spent to resolve change order issues with the Construction Manager, the contractor and DSA.

Original Purchase Order was approved for \$558,232.00 + Change Order #1- \$13,874.00 + Change Order #2 - \$12,920.00 + Change Order #3 - \$55,823.20 + Change Order #4 - \$8,870.00 + Change Order #5 \$6,485.00 = the new Purchase Order total of \$656,204.20

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #5 to Purchase Order #905242 and Amendment #5 to the Agreement with AEDIS Architecture & Planning in the amount of \$6,485.00 for the Silver Creek High School New Multi-Purpose Building/Theatre Project, (Project No.: E-055-001).



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### 3. BAGG Engineers

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	June 01, 2011 – December 31, 2012 (no change)	\$39,350.00 (increased amount)  Measure E	Mt. Pleasant High School/Facilities  Teresa Marquez, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to Purchase Order #103103 for the Classroom Modernization at Mt. Pleasant High School, (Project No.: E-035-002).

This change order is issued to increase the purchase order due to some unforeseen conditions that necessitates this adjustment to the contract with BAGG Engineers to complete the remaining phases of the project.

Original Purchase Order was approved for \$56,150.00 + Change Order #1 \$39,350.00 = the new Purchase Order total of \$95,500.00

#### Selection Process

N/A

#### RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order No 103103 with BAGG Engineers in the amount of \$39,350.00 for Mt Pleasant High School Classroom Modernization Project, (Project No.: E-035-002)

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### 4. Blach Construction

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	October 20, 2011 – February 28, 2014	\$21,128.00 (decreased amount)  Measure E	Andrew Hill High School/Facilities  Bettina Lopez, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the contract agreement for the Andrew Hill High School Campus Addition/New Science Building Project, (Project No.: E-025-003).

This change order is issued to decrease the contract amount due to combining two separate projects as part of Phase II, the Modernization of Building 100 Classroom, Library, and Multi-Use Space and a New Science Building. School Site Council feels combining these two projects into one is better suited for the educational needs of the site. Due to limited funding, the site has elected to not touch the Library for it is in good shape and the Multi-Use Building had some modernization already completed under the former Kitchen renovation project. The end result would be to direct the total funds for both projects into replacing building 100 and extending the classroom count as much as funds allow.

Original Purchase Order was approved for \$662,554.00 + Change Order #1 [21,128.00] = the new Purchase Order total of \$641,426.00

#### Selection Process

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to contract agreement with Blach Construction in the decrease amount of [\\$21,128.00] for the Andrew Hill High School Campus Addition/New Science Building Project, (Project No.: E-025-003).

**5. The California State University**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
D. Moser D. Bertrand	July 1, 2007 – June 30, 2012	\$50,000.00 (for School Year 2011-12)  (REVENUE)  The California Academic Partnership Program (CAPP)	W. C. Overfelt High School  Vito Chiala, Principal

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees for Administration to sign Amendment #4 to Agreement No. 70016 with the California State University to increase the funding by \$50,000.00 and to extend the term to June 30, 3012.

March 7, 2007 ESUHSD was notified that ESUHSD’s proposal under the “Developing Courageous and Creative High School Leadership Program” had been selected for funding. ESUHSD was one (1) out of eleven (11) selected from a pool of forty-seven (47) applicants selected to receive a grant. ESUHSD’s grant was in an amount of \$250,000.00 over a five (5) year period. This is the final year of the grant.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees authorize Administration to sign Amendment #4 to Agreement No. 70016 with the California State University to increase the funding by \$50,000.00 and to extend the term to June 30, 3012.

**6. Cody Anderson Wasney**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – October 31, 2012 (no change)	\$3,745.50.00 (increased amount)  Measure E	James Lick High School/Facilities  Glenn VanderZee, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #4 to the Purchase Order #905106 for the James Lick High School New Two Story Building 500 Project, (Project No.: E-030-001).

This change order is issued to increase the purchase order due to additional work required to make correction to work completed by general contractor that requires DSA approval and must be coordinated by the Architect and Structural Engineer.

Original Purchase Order was approved for \$667,233.00 + Change Order #1 \$8,800.00 + Change Order #2 \$66,723.30 + Change Order # 3 \$6,825.75 + Change Order #4 \$ 3,745.50 = the new Purchase Order total of \$753,327.55

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #4 to Purchase Order # 905106 with Cody Anderson Wasney in the amount of \$3,745.50 for the James Lick High School New Two Story Building 500 Project, (Project No.: E-030-001).

**7. Cody Anderson Wasney**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	October 20, 2011 – February 28, 2014	\$277,000.00 (increased amount)  Measure E	Andrew Hill High School/Facilities  Bettina Lopez, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #201164 and Amendment #1 to Work Authorization #4 for the Andrew Hill High School Addition/New Science Building Project, (Project No.: E-025-003).

This change order is issued to combine contract amounts for both projects and credit back for value of the architectural services no longer required to combine two separate projects as part of Phase II, the Modernization of Building 100 Classroom, Library, and Multi-Use Space and a New Science Building. School Site Council feels combining these two projects into one is better suited for the educational needs of the site. Due to limited funding, the site has elected to not touch the Library for it is in good shape and the Multi-Use Building had some modernization already completed under the former Kitchen renovation project. The end result would be to direct the total funds for both projects into replacing building 100 and extending the classroom count as much as funds allow.

Original Purchase Order was approved for \$392,000.00 + Change Order #1 \$277,000.00 = the new Purchase Order total of \$669,000.00

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 201164 and Amendment #1 to Work Authorization #4 with Cody Anderson Wasney in the amount of \$277,000.00 for the Andrew Hill High School Addition/New Science Building Project, (Project No.: E-025-003).

**8. Cody Anderson Wasney**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	October 20, 2011 – February 28, 2014	\$274,487.00.00 (decreased amount)  Measure E	Andrew Hill High School/Facilities  Bettina Lopez, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #201163 and to Amendment #1 to Work Authorization #3 for the Andrew Hill High School Modernization at Building 100 Classroom, K/Library and Multi-Use Building Project, (Project No.: E-025-004).

This change order is issued to decrease contract amount for this project which is now combined with Project No.: E-025-003. Remaining amount is due to the Architect for efforts performed on this project through November 30, 2011.

Original Purchase Order was approved for \$287,000.00 + Change Order #1 [\$274,487.00] = the new Purchase Order total of \$12,513.00.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 201163 and to Amendment #1 to Work Authorization #3 with Cody Anderson Wasney in the amount decrease of [\$274,487.00] for the Andrew Hill High School Modernization at Building 100 Classroom, K/Library and Multi-Use Building Project, (Project No.: E-025-004).

**9. DFH Inspections, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – October 31, 2012	\$33,000.00 (Increased amount)  Measure E	W.C. Overfelt High School/Facilities  Vito Chiala, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 and Amendment #2 to Purchase Order #000206 for the Modernization Building C & E at W. C. Overfelt High School, (Project No.: E-040-001).

This change order is issued to increase the purchase order due to additional DSA Project Inspection Services are required for the project.

Original Purchase Order was approved for \$69,560.00 + Change Order #1 113,560.00 + Change Order #2 \$33,000.00 = the new Purchase Order total of \$216,120.00.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #2 to Purchase Order No 000206 with DFH Inspections, Inc. in the amount of \$33,000.00 for the Modernization Building C & E at W. C. Overfelt High School, (Project No.: E-040-001).

**10. Facilities Management Planning and Operations, Inc. (FMPO, Inc.)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – April 09, 2012 (no change)	\$359,181.00 (increased amount)  Measure E	Yerba Buena High School/Facilities  Tom Huynh, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 to Purchase Order # 905017 for the Yerba Buena High School Title IX Interior Modernization Project, (Project No.: E-060-003).

This change order is issued to add funds to the purchase order due to the actual construction cost of the project being higher than originally projected.

Construction Cost \$4,373,040.00 X 5% Approved Pre-Construction + 10% Approved Construction Management fees on April 09, 2009 = \$655,956.00 (\$655,956.00 - \$296,775.00 - \$359,181.00)

Original Purchase Order was approved for \$1,105,564.50 + Change Order #1 153,243.00 + Change Order #2 \$359,181.00 = the new Purchase Order total of \$1,617,988.50.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #2 to Purchase Order No 905017 with Facilities management Planning and Operations, Inc. (FMPO, Inc.) in the amount of \$359,181.00 for the Yerba Buena High School Title IX Interior Modernization Project, (Project No.: E-060-003).

**11. Michael Henley & Co.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	August 19, 2010 – July 30, 2013	\$12,000.00 (not to exceed)  Measure E	Yerba Buena High School/Facilities  Tom Huynh, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 to Purchase Order # 100620 for the Yerba Buena High School Title IX Interior Modernization Project, (Project No.: E-060-003).

This change order is issued to increase the purchase order due to increase scope, and delays due to unforeseen conditions which caused change in project schedule for the project and required additional DSA required Inspection Services.

Original Purchase Order was approved for \$341,000.00 + Change Order #1 \$20,000.00 + Change Order #2 \$12,000.00 = the new Purchase Order total of \$ 373,000.00

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #2 to Purchase Order No 100620 with Michael Henley & Co. in the amount of \$12,000.00 for the Yerba Buena High School Title IX Interior Modernization Project, (Project No.: E-060-003).

**12. San Jose/Evergreen Community College District.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
D. Moser M. Battle D. Bertrand	August 15, 2011 – August 14, 2012	\$114,674.02  Capital Facilities Fund	Silver Creek High School/Facilities  Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve the Lease Agreement with San Jose/Evergreen Community College District for the Term of August 15, 2011 through and including August 14, 2012, for the Provision of leasing ten (10) portable units and any applicable easements for access to the Property in the amount of \$114,674.02 with annual 3% rent increases.

ESUHSD has been using these rented portables for approximately eight years. Currently ESUHSD is using the portables for the Accel and Valdez Classes.

The ESUHSD intends to continue with these programs or similar programs on the campus of San Jose/ Evergreen Community College and recommend the Board to approve this lease.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Lease Agreement with San Jose/Evergreen Community College District for the Term of August 15, 2011 through and including August 14, 2012, for the Provision of ten (10) portable units and any applicable easements for access to the Property in the amount of \$114,674.02 with an annual 3% rent increase.

**13. Santa Clara County Office of Education**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
D. Moser D. Barnes D. Bertrand	May 1, 2011 – April 30, 2012	\$204,781.60 (original contract amount) (REVENUE)  ELS-Head Start Program	District Wide  Deborah Barnes, Program Manager

East Side Union High School District (ESUHSD) is requesting ratification from the Board of Trustees to approve the Standard Contracts Agreement with Santa Clara County Office of Education, Children’s Services Department – Head Start Program for the contract term May 1, 2011 through and terminates on April 30, 2012. Administration has recently received an amendment to this agreement decreasing the funding due to the closure of the child care center at Independence High School in the amount of \$52,143.84. Therefore, the total amount of this grant will now be \$152,637.76

**Purpose of the Grant**

ESUHSD shall administer and operate a full day comprehensive early childhood care and education service program to for children whose families meet the Federal Income guidelines and other eligibility requirements of the Federal Head Start programs as outlined in the Federal Head Start Performance Standards, which is available for inspection at the County Office of Education (COE).

ESUHSD is to provide a Full Day Head Start program enhancement services as outlined in the "Description of Enhancement Services" to 56 Federal Head Start eligible children, ages six weeks to 3.0 years, currently enrolled in ESUHSD’s existing part-day childcare program. Program services shall be provided up to 10 hours per day.

All other requirements are outlined in the full Agreement.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify the Standard Contracts Agreement with Santa Clara County Office of Education, Children’s Services Department – Head Start Program for the contract term May 1, 2011 through and terminates on April 30, 2012; authorize administration to sign the Amendment to the Agreement that decreases the funding by \$52,143.84; and to delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

#### 14. Spencer Associates

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	October 1, 2011 – July 02, 2012	\$300.00 (increased amount)  Measure E	Santa Teresa High School/Facilities  Juan Cruz, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #200999 and Amendment #1 to Work Authorization #3 for the Santa Teresa High School Modernization of Buildings 100, 200, 400, 700, 1300 and 1400 Project, (Project No.: E-070-003).

This change order is issued to increase the purchase order for a conceptual construction cost estimate study required at this phase of design.

Original Purchase Order was approved for \$330,000.00 + Change Order #1 \$300.00 = the new Purchase Order total of \$330,300.00

#### Selection Process

N/A

#### RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 200999 and Amendment #1 to Work Authorization #3 with Spencer Associates in the amount of \$300.00 for the Santa Teresa High School Modernization of Buildings 100, 200, 400, 700, 1300 and 1400 Project, (Project No.: E-070-003).

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#### 15. Spencer Associates

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	October 17, 2011 – March 18, 2012	\$2,900.00 (increased amount)  Measure E	Yerba Buena High School/Facilities  Tom Huynh, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #201138 and Amendment #1 to Work Authorization #2 for the Yerba Buena High School Modernize Ceramics Portion of Building 1000 Project, (Project No.: E-060-005).

This change order is issued to increase the purchase order for a detailed conceptual construction cost estimate study required to determine a total revised cost estimate for the project.

Original Purchase Order was approved for \$56,000.00.00+ Change Order #1 \$2,900.00 = the new Purchase Order total of \$58,900.00

#### Selection Process

N/A

#### RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 201138 and Amendment #1 to Work Authorization #2 with Spencer Associates in the amount of \$2,900.00 for the Yerba Buena High School Modernize Ceramics Portion of Building 1000 Project, (Project No.: E-060-005).

**16. Sugimura Finney Architects**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – October 21, 2012 (no change)	\$31,750.00 (not to exceed increased amount)  Measure E	Santa Teresa High School/Yerba Buena High School/Facilities  Juan Cruz, Principal Tom Huynh, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting that the Board approve Change Orders #4 and #5 to Purchase Order # 905231 for the Title IX Interior Modernization Project for Andrew Hill, James Lick, Santa Teresa, W.C. Overfelt and Yerba Buena High Schools, (Project No.: E-025-001, E-030-003, E-070-002, E-055-002, E-060-003).

The change orders are issued to increase the purchase order due to additional design services requested to the HVAC package units for the girls and boys locker rooms for Santa Teresa High School. The additional design engineering and DSA review services were required due to an unforeseen condition of glue laminated beams at Yerba Buena High School. At the January 19, 2012 Board Meeting Administration took this project to the Board for approval of change order #2. However, it was actually change order #4. Therefore, administration is correcting the action the Board took at the 1/19/2012 board meeting regarding this action.

Original Purchase Order was approved for \$663,339.00 + Change Order #1 \$66,333.90 + Change Order # 2 \$72,655.00 (Bd. Approved 9/6/10) + Change Order #3 \$5,750.00 (Bd. Approved 9/15/11) + Change Order #4 \$29,250.00 (Bd. Approved 1/19/12) + Change Order #5 \$2,500.00 = the new Purchase Order total of \$839,887.90.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approved Change Order #5 to Purchase Order No. 905231 with Sugimura Finney Architects for the amounts as explained above for the Title IX Interior Modernization Projects for Andrew Hill, James Lick, Santa Teresa, W.C. Overfelt and Yerba Buena High Schools, (Project No's.: E-025-001, E-030-003, E-070-002, E-055-002, E-060-003).

**17. Cal-Pacific Construction, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Kathy Lanford Tom Herrington Janice Unger Marcus Battle Donna Bertrand	N/A	\$ 158,900.00 not-to- exceed (Increased Amount)  Measure E	Andrew Hill High School/Facilities  Bettina Lopez, Principal Kathy Lanford, Assistant Director

The Andrew Hill High School Title IX Interior Modernization Project has encountered some conditions that necessitated the addition of scope to the project. Below is a reconciliation of the 10% allowance currently in the Purchase Order for the general contractor. However, note that it is projected that the costs associated with these changes will exceed the original 10% allowance and will need approximately an additional 10% allowance to complete the project. Administration is requesting approval of this action and will report back to the Board monthly as to the status of this project including funding.

<b>Bid #</b>	<b>Purchase Order #</b>	<b>DSA #</b>	<b>Project #</b>
B-08-10-11	102076	01-111403	E-025-001



PCO #	Description / Reason	Amount
1	RFI #1 & #2 - Additional demo at Boy's Coaches Office	\$550.00
2	RFI #3 - Add Hardware for Inactive Leafs	\$310.00
3	Additional door hardware as directed by Architect in Finish Door Hardware Submittal review comments	\$934.00
4.2	RFI #4 - Abate ceramic tile at Storage Rooms E-111, E-112 and L-106	\$3,926.00
5	RFI #8 - Demo existing partition & concrete curb at Student Toilet E-106	\$1,007.00
6	RFI's #7, 11 & 12 - Furr & drywall over ceramic tile walls at Rms. 107, 108 and E-113 to receive paint	\$3,020.00
7	Mold remediation and dry rot repairs	\$2,000.00*
8	RFI #9 - Demo window and infill opening at Coaches Office E-108, East elevation.	\$516.00
9	RFI #14 - Remove & replace nailer for roof sheathing at Girl's Locker Room Building due to dry rot.	\$5,180.00
10	RFI #28 - furnish & install nailer at perimeter of roof for roof sheathing.	\$4,000.00
11	VOID	-
12	Repair existing fire alarm devices at Girl's Locker Room	\$1,438.50
13	Irrigation repair West of Pool security wall due to lack of proper depth of bury	\$5,215.20
14	RFI 38 - work to relocate existing sanitary sewer line due to conflict with pool security wall column pier	\$2,898.74
15	RFI #39 - Add step in pool security wall grade beam at entry openings	\$330.60
16	RFI 43 - infill abandoned mechanical roof opening at Girls	\$810.75
17	RFI 44 & 45 - furr fascia along Girls roof edge to align gutter with existing downspout.	\$1,988.52
18	VOID	-
19	RFI 59 - Add sloped nailer & cap flashing atop pool security wall	\$1,918.79
20	RFI #60 - add expansion joint backing at pool security wall.	\$3,795.84
21	Roof penetration framing connection to exterior wall at Girl's	\$213.18
22	VOID	-
23	RFI 41 & 63 - relocate existing irrigation controller to exterior of new pool security wall	\$901.00
24	RFI 56 - dowel pool deck & exterior walk to new pool security wall foundation includes expansion joint material	\$1,638.45
25	RFI 46 - additional mechanical ductwork at Boy's & Girl's.	\$12,482.09
26	VOID	-
27	VOID	-
28	ASI #1 & RFI #33 - potholing to expose the sanitary sewer at Boys & Girls trench drain.	\$1,208.40
29	RFI 66 - add flashing at base of pool security wall	\$1,537.00
30	RFI's #70 & 81 - add trap primers at Boy's & Girl's locker room trench drain	\$12,501.00
31	VOID	-
32	Premium for trench drain(s) domed drain bodies in lieu of flat as stoppage less likely	\$2,344.00
33	RFI #65 - relocate electrical & low voltage conduit from top of existing pool security fence to under pool deck slab infill	\$4,147.48
34	RFI #107 - Concrete fill at perimeter storage rooms to match height of locker room tile in order to comply with ADA slope requirements	\$9,797.70*
35	RFI's 85 & 86 - Repair conduit & add heat detector at E-115	\$882.23*
36	RFI #90 - Extend curb & wall framing at Boy's drinking fountain support wall	\$203.02*
37	RFI #114 - Relocate light switch at Boy's Coaches Office E-115	\$411.90*
38	RFI #115 - Provide single hung window at Boy's Coaches Office E-115 to permit transactions without opening door	\$883.00*
39	RFI #84 - Remove & cap abandoned water line at storage rooms behind architectural finish surfaces	\$231.30*
40	Note Used by Contractor	-

41	RFI's 68 & 109 – add seat angles for trench drain covers	\$8,157.29*
42	RFI #113 – Add plywood wainscot Boy's Locker Room Vestibule 3 to Pool E-102	\$2,642.14*
43	RFI # 96 - Float locker base at South Wall of L-101 at align	\$1,563.33
44	RFI # 102, Re-set Door frame 110A.	\$1,563.33*
45	RFI's 103 & 104 - Add curb at edge of shower(s) trench drain to transition to ceramic tile	\$5,994.49*
46	FCD #2 – Safety revisions requested by Coaches such as elimination of locker cul-de-sac	\$5,236.49*
47	Raise doorframes at Girl's Storage Rooms to accommodate raised elevation of locker room tile to comply with ADA requirements	\$3,801.59
48	RFI #116 - Add fire alarm devices at Girl's rooms L-106, L-107, L-108 and Boy's E-112, E-113 & E-114 designated at Not in Scope Areas.	\$3,184.47
49	RFI #118 - Remove GWB at Rms. E-111, E-112, E-113 & E-114 due to floor fill to match locker room tile height	\$485.23
50	RFI #120 - Add plywood wainscot to cover exposed tile at Rooms L-106 & L-107 where shelving & casework were removed	\$1,010.35*
51	Remove locker & install blank panel at Girl's due to conflict with ADA bench	\$205.33*
52	RFI's #110, 121 & 121.1 – raise door headers & frames at Boy's E-111, E-112, E-113 & E-114 to match tile at Locker Room	\$3,630.58*
53	RFI #128 - Bush face of concrete base at Girl's L-112 & L-114 to align base	\$1,539.89*
54	RFI's #90, 124 & 124.1 - Modifications to tie existing Boy's drinking fountain support wall to exterior wall	\$1,310.96*
55	VOID	-
56	Chip existing concrete base at Girl's Locker Room to eliminate shelf at top of tile base	\$1,518.64*
57	Repair & add sloped tops to Boy's lockers for safety	\$15,377.25*
58	VOID	-
59	Provide credit to eliminate door vision lights at SE entry to Boy's Locker Room – District will install metal panel	(\$300.00)*
60	RFI #74 – Repair/replace leaking shut-off valve, repair surrounding framing/wall finish & provide locked access door	\$955.48*
61	VOID	-
62	RFI #80 - Modify window framing at Boy's Restroom to both support window opening & maintain privacy	\$5,249.08*
63	FCD #3 - Add local alarm at door to pool deck to sound in Coaches Offices for safety/security	\$4,430.24*
64	RFI #126 - Provide waste, vent & tie-in to sanitary line for Girl's swimsuit dryer – remove & put plate at wall	(\$1,000.00)*
65	Revise bench lengths to accommodate FCD #2 Girl's locker relocations for security issues	\$522.66*
66	FCD #4 - Convex mirrors for line of sight security at Girl's Locker Room	\$930.00*
67	RFI #137 – Add missing light fixtures at Girl's Rooms L-106, L-107 & L-108	\$843.10*
68	RFI #130 - Add seismic brace at Boy's & Girl's water heaters which were Not-in-Contract Areas to satisfy IOR concern	\$524.08*
69	RFI #127 – Add non-standard post at Girl's shower partition	\$756.14*
70	Premium for domed versus flat drain bodies at shower trench drain(s) as stoppage is less likely	\$1,262.00*
71	Install backing for carpet base in Boy's Coaches Office	\$536.68*
72	Labor by Cal Tile to chip & float walls at both Boy's & Girl's showers	\$8,472.33*
73	Bushing at door entrance to Boy's to comply with ADA requirements	\$821.32*
74	Cable, wire & connections to make security devices & lighting operational at pool deck	\$3,533.59*
75	RFI #23 – video sanitary sewer & repair damaged line at Boy's	\$5,086.41*
76	VOID	-

77	Replace CW Line & add ball valve at Boy's	\$802.81*
78	Replace floor drain at Girl's Vestibule entry	\$1,137.09*
79	VOID	-
80	DBO - Remove locker at Girls' team room & install blank plate due to conflict with ADA bench	\$250.00*
81	RFI #25 - Delete trench drains at Boy's & Girl's storage rooms	(\$7,500.00)*
82	VOID	-
83	Relocate irrigation backflow preventer to above grade on concrete pad with enclosure grate	\$1,564.00*
84	Add security closure over existing wall top at Girls' Team room to prevent access to Storage Rm.	\$750.00*
85	Add wall outlet for ice machine at Boy's Custodian Rm.	\$1,500.00*
86	Revise signage at Boy's Electrical Rm. to "MDF/IDF"	\$200.00*
87	Add floor sink & required utilities for ice machine at Girl's Custodian L-106	\$10,500.00*
88	VOID	-
89	RFI #51 - Class 2 AB either side of (N) pool security wall under concrete paving	\$6,000.00*
90	RFI #69 - Removal of ductwork & cap duct to remain	\$2,000.00*
91	RFI #27.1 - Relocation of pool security wall to avoid buried utility	\$930.00*
92	RFI #136 - Due to site conditions surface mount fire extinguishers in lieu of semi-recessed	(\$500.00)*
93	brace urinal between floor & roof structure at Student Toilet E-106	\$1,000.00*
94	RFI #76 - Modify partition framing at Boy's where in conflict with light fixture	\$700.00*

**NOTE:** \* indicates that the amount is not final. Either estimated or quoted and under review.

Total PCO's submitted to date	\$198,400.06
Original 10% Allowance	\$144,455.45
Original Contract Price	\$1,589,000.00
<b>ADD TO CONTRACT</b> For this change order (amount to be managed by ESUHSD)	\$158,900.00
Revised Contract Amount	\$1,747,900.00

Any design error or omissions will be investigated and contractual remedies, if any, from the responsible party or parties will be pursued. At the time of final reconciliation of the project, Administration will update the Board on the outcome of any findings.

**FISCAL IMPACT:** \$158,900.00 Not-to-Exceed

**FUNDING SOURCE:** Measure E

**RECOMMENDATION:** It is recommended that the Board of Trustees approve Change Order #1 for Andrew Hill High School Title IX Interior Modernization Project (Cal Pacific Construction Inc.) in an amount not-to-exceed \$158,900.00 so that the project can continue without further interruptions.

## EAST SIDE UNION HIGH SCHOOL DISTRICT

Contracts for Professional Services Over \$50,000

Board Meeting of April 19, 2012

Item: 16.02 Attachment F  
Cody Anderson  
Change Order #5

### 1. Cody Anderson Wasney Architects (Ratification)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	April 10, 2009 – October 31, 2012 (no change)	\$21,291.00 (increased amount)  Measure E	James Lick High School/ Facilities  Glenn VanderZee, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #5 to the Purchase Order #905106 for the James Lick High School New Two Story Building 500 Project, (Project No.: E-030-001).

This change order is needed because of changes requested by the ESUHSD which include rooftop ductwork, low voltage systems, working with the fire marshal to resolve fire lane issues, and door height.

Original Purchase Order was approved for \$667,233.00 + Change Order #1 \$8,800.00 + Change Order #2 \$66,723.30 + Change Order # 3 \$6,825.75 + Change Order #4 \$3,745.50 + Change Order #5 \$21,291.00 = the new Purchase Order total of \$774,618.55.

#### Selection Process

N/A

#### RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #5 to Purchase Order # 905106 with Cody Anderson Wasney Architects in the amount of \$21,291.00 for the James Lick High School New Two Story Building 500 Project, (Project No.: E-030-001).

### 2. Kitchell CEM (Ratification)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford D. Moser M. Battle D. Bertrand J. Unger	April 6, 2012 – June 30, 2013	\$60,187.00  Measure E	Evergreen Valley, Silver Creek and Yerba Buena, High School/Facilities  Ana Lomas, Adolfo Laguna, and Tom Huynh, Principals Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to ratify a Contract with Kitchell CEM for the Evergreen Valley, Silver Creek and Yerba Buena High School Paving, Fencing & Site Improvements (E-075-005, E-055-006 & E-060-006) in the amount of \$60,187.00.

This project was originally presented to the Board of Trustees at the October 20, 2011 as part of the **Award of Bids** memo for the Construction Management Services for Measure "E" Bond Projects – Phase II. The projects were recommended and approved to be awarded to TBI Construction & Construction Management Company. On March 12, 2012, ESUHSD received written confirmation from TBI that they were closing down their business.

Based on the above information and after careful consideration of all facts, Administration decided that it would be best to award the contract to the #2 Company that was selected by the original Evaluation Committee.

**Selection Process**

A formal Request for Qualification (RFQ) (RFQ-03-11-12) process was conducted by ESUHSD Administration to expand the approved Construction Management Pool and was approved at the September 15, 2011 Board Meeting. Proposals were received from all nine (9) of the solicited approved Construction Management Firms. Not all nine (9) firms submitted proposals on all seventeen (17) projects and some submitted alternate proposals to provide the ESUHSD with alternate cost saving proposals. All proposals were considered in the evaluation process. The results of this solicitation process were approved at the October 20, 2011 Board Meeting.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify a Contract with Kitchell CEM for the Evergreen Valley, Silver Creek and Yerba Buena High Schools Paving, Fencing & Site Improvements (E-075-005, E-055-006 & E-060-006) in the amount of \$60,187.00 for the contract term of April 6, 2012 through and including June 30, 2013.

**3. Michael Henley & Company**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 20, 2012 – February 28, 2013.	\$65,000.00  Measure E	W.C. Overfelt Adult Education  Rich Uribe, Director Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into an agreement for Class-1 DSA required project inspection services for Overfelt Adult Education Center New Classroom Facility Project, (Project No. E-042-001).

**Selection Process**

The ESUHSD Administration solicited all of the firms on the "Measure E & G Pre-Approved Inspector of Record Firms (IOR) List" which was approved by the Board of Trustees on March 10, 2009. After careful review of each proposal submitted (costs and project team) it was concluded that ESUHSD would move forward with the recommendation to the Board of Trustees to award the contract to Michael Henley & Co.

**RECOMMENDATION**

It is recommended that the Board of Trustees enter into and approve an Agreement with Michael Henley & Co., in an amount of \$65,000.00 for the term April 20, 2012 through and including February 28, 2013 for the provision of Class-1 DSA required project inspection services for Overfelt Adult Education Center New Classroom Facility Project, (Project No. E-042-001) and to delegate authority to the Superintendent or designee to amend said agreement, including funding as needed.

**4. Santa Clara County Office of Education**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
J. Cruz D. Moser D. Barnes D. Bertrand	May 1, 2012 – April 30, 2015	\$146,844.00 (REVENUE)	Child Development Program  Deborah Barnes, Program Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to approve the Standard Contracts Agreement with Santa Clara County Office of Education, Children's Services Department – Head Start Program for the contract term May 1, 2012 through and terminates on April 30, 2015 and to delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

**Purpose of the Grant**

ESUHSD shall administer and operate a full day comprehensive early childhood care and education service program to children whose families meet the Federal Income guidelines and other eligibility requirements of the Federal Head Start programs as outlined in the Federal Head Start Performance Standards, which is available for inspection at the County Office of Education (COE).

ESUHSD is to provide Full Day Head Start program enhancement services as outlined in the "Description of Enhancement Services" to 40 Federal Head Start eligible children, ages six weeks to 3.0 years, currently enrolled in ESUHSD's existing part-day childcare program. Program services shall be provided up to 10 hours per day.

All other requirements are outlined in the full Agreement.

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees enter into and approve the Standard Contracts Agreement with Santa Clara County Office of Education, Children's Services Department – Head Start Program for the contract term May 1, 2012 through and terminates on April 30, 2015 and to delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

**5. Santa Clara County Office of Education**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
J. Cruz D. Moser G. Sanchez D. Bertrand	July 1, 2012 – June 30, 2013	\$334,000.00  General Fund	Education Center, Student Services  George Sanchez, Coordinator

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to approve an Agreement with Santa Clara County Office of Education for the contract term July 1, 2012 through and terminates on June 30, 2013 and delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

Due to the SCCOE's lack of sufficient resources, the ESUHSD must contribute a per student allotment amount of \$3,340 who attend 180 days (no increase from 2010-11 school year). For the 2012-2013 school year, ESUHSD will be designated 100 allotments (20 less than 2011-12 school year). However, this amount is only a projected difference between the actual cost to provide services to each student, less the per student Average Daily Attendance (ADA) funding received. Therefore, the per-allotment payment is subject to increase if absences or lack of enrollment result in lower governmental funding. In addition, if the projected difference is otherwise greater than anticipated ESUHSD will only be responsible for its own portion of the shortfall as generated by its allotment commitment and actual usage in relation to the difference between the per student ADA funding and actual expense to provide community school services.

**Selection Process**

There was no competitive solicitation done for this service.

The SCCOE operates community schools which provide services for students of school districts throughout Santa Clara County.

**RECOMMENDATION**

It is recommended that the Board of Trustees enter into and approve an Agreement with Santa Clara County Office of Education for the contract term July 1, 2012 through and terminates on June 30, 2013 and delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

**6. Smith-Emery San Francisco**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford M. Battle D. Bertrand J. Unger	April 20, 2012 – February 28, 2013	\$74,350.00  Measure E	W.C. Overfelt Adult Education  Rich Uribe, Director Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to enter into a Contract Services Agreement with Smith-Emery San Francisco for the provision of special inspections and materials testing services required by DSA for the Overfelt Adult Education Center New Classroom Facility Project, (Project No. E-042-001).

**Selection Process**

Three vendors were sent request for quotes and the results are as follows:

	MatriScope	Smith-Emery	Bagg Engineers
Estimated Total	\$104,332.60	\$74,350.00	\$63,470.00

Based on the above fees, the anticipated number of inspections and testing estimated for this project, Administration is recommending that the award be issued to Smith-Emery San Francisco as the lowest responsive proposal. The proposal submitted by Bagg Engineers was determined by the reviewer and confirmed by the vendor that they had left out some important testing/inspections out of their proposal. Therefore, Bagg's proposal was not considered to be complete.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract with Smith-Emery San Francisco for the contract term April 20, 2012 through and including February 28, 2013 for the provision of special inspections and materials testing services required by DSA for the Overfelt Adult Education Center New Classroom Facility Project, (Project No. E-042-001), and to delegate authority to the Superintendent or designee to amend said agreement, including funding as needed.

**7. United Compliance Corporation (Ratification)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford D. Moser M. Battle D. Bertrand J. Unger	April 9, 2012 – July 31, 2013	\$44,100.00  Measure E	Yerba Buena High School/ Facilities  Tom Huynh, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to ratify a Contract with United Compliance Corporation (UCC) for the Yerba Buena High School Modernization of the Ceramics Portion of Building 1000 (E-060-005) in the amount of \$44,100.00.

This project was originally presented to the Board of Trustees at the October 20, 2011 as part of the **Award of Bids** memo for the Construction Management Services for Measure "E" Bond Projects – Phase II. The projects were recommended and approved to be awarded to TBI Construction & Construction Management Company. On March 12, 2012, ESUHSD received written confirmation from TBI that they were closing down their business.

Based on the above information and after careful consideration of all facts, Administration decided that it would be best to award the contract to the #2 Company that was selected by the original Evaluation Committee.

**Selection Process**

A formal Request for Qualification (RFQ) (RFQ-03-11-12) process was conducted by ESUHSD Administration to expand the approved Construction Management Pool and was approved at the September 15, 2011 Board Meeting. Proposals were received from all nine (9) of the solicited approved Construction Management Firms. Not all nine (9) firms submitted proposals on all seventeen (17) projects and some submitted alternate proposals to provide the ESUHSD with alternate cost saving proposals. All proposals were considered in the evaluation process. The results of this solicitation process were approved at the October 20, 2011 Board Meeting.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify a Contract with United Compliance Corporation (UCC) for the Yerba Buena High School Modernization of the Ceramics Portion of Building 1000 (E-060-005) in the amount of \$44,100.00 for the contract term of April 9, 2012 through and including July 31, 2013.

**8. Van Pelt Construction Services (Ratification)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
K. Lanford D. Moser M. Battle D. Bertrand J. Unger	April 9, 2012 – July 31, 2014	\$240,000.00  Measure E	Yerba Buena High School/ Facilities  Tom Huynh, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to ratify a Contract with Van Pelt Construction Services (VPCS) for the Yerba Buena High School Modernize / Add to Theater Building 500 (E-060-004) in the amount of \$240,000.00.

This project was originally presented to the Board of Trustees at the October 20, 2011 as part of the **Award of Bids** memo for the Construction Management Services for Measure "E" Bond Projects – Phase II. The projects were recommended and approved to be awarded to TBI Construction & Construction Management Company. On March 12, 2012, ESUHSD received written confirmation from TBI that they were closing down their business.

Based on the above information and after careful consideration of all facts, Administration decided that it would be best to award the contract to the #2 Company that was selected by the original Evaluation Committee.

**Selection Process**

A formal Request for Qualification (RFQ) (RFQ-03-11-12) process was conducted by ESUHSD Administration to expand the approved Construction Management Pool and was approved at the September 15, 2011 Board Meeting. Proposals were received from all nine (9) of the solicited approved Construction Management Firms. Not all nine (9) firms submitted proposals on all seventeen (17) projects and some submitted alternate proposals to provide the ESUHSD with alternate cost saving proposals. All proposals were considered in the evaluation process. The results of this solicitation process were approved at the October 20, 2011 Board Meeting.



**RECOMMENDATION**

It is recommended that the Board of Trustees ratify a Contract with Van Pelt Construction Services (VPCS) for the Yerba Buena High School Modernize / Add to Theater Building 500 (E-060-004) in the amount of \$240,000.00 for the contract term of April 9, 2012 through and including July 31, 2014.

**9. World Wide Workshop, the creators of Globaloria**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
J. Cruz D. Moser V. Chiala M. Brazil G. Louie C. Giammona D. Bertrand	March 15, 2012 – June 30, 2014	\$182,887.00 (WCO) \$ 45,659.77 (OGHS) \$ 69,554.00 (STHS)  (REVENUE)	W. C. Overfelt High School Oak Grove High School Santa Teresa High School  Vito Chiala, Principal Martha Brazil, Principal Greg Louie, Principal

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to approve a Memorandum of Understanding Agreement for Implementation of Globaloria with World Wide Workshop, the creators of Globaloria for the contract term March 15, 2012 through June 30, 2014 and delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

W. C. Overfelt, Oak Grove and Santa Teresa High Schools applied for and were awarded a grant from the World Wide Workshop for the implementation of the Globaloria Digital Platform and Curriculum. The amount of each grant is broken up into two sections, the first being the amount for the Implementation of Globaloria for the educators and students; and the second is a Technology Sub Grant for hardware and software. The ownership of the hardware will not transfer to the ESUHSD until after the end of the two-year contract period.

High School	Implementation Grant	Technology Sub Grant	Total Amount of Award
William C. Overfelt	\$80,000.00	\$102,887.00	\$182,887.00
Oak Grove	\$45,000.00	\$ 659.77	\$ 45,659.77
Santa Teresa	\$45,000.00	\$ 24,554.00	\$ 69,554.00

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve a Memorandum of Understanding Agreement for Implementation of Globaloria with World Wide Workshop, the creators of Globaloria for the contract term March 15, 2012 through June 30, 2014 and delegate authority to the Superintendent or designee to amend said contract, including funding, as needed.

Item: 16.02 Attachment A  
 Salas O'Brien Engineers  
 Award of Contract

**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**BOND/CAPITAL PROJECTS PROFESSIONAL CONTRACT SERVICES At or Below \$50,000**

Board Meeting of April 16, 2013

**A. BOND / FACILITIES**

	<b>Contractor Name</b>	<b>Reviewed By</b>	<b>Contract Period</b>	<b>Cost/Funding</b>	<b>School/Dept. Manager</b>	<b>Purpose</b>
1.	ANLA Associates, Inc.	L. da Silva M. Battle J. Unger	April 17, 2013 through project closeout	\$3,000 (not to exceed) School Facilities Fund (35)	Education Center/Facilities  Chris D. Funk, Superintendent  Linda da Silva, Director of Construction, Maintenance & Facilities	Provide landscape architectural services in preparing a landscape design and construction documents for the driveway entry to the Education Center Offices. Work shall include new planting and irrigation on each side of the driveway entrance off North Capitol Avenue and replacing the existing monument sign with a new sign.
2.	BAGG Engineers	L. da Silva M. Battle J. Unger	April 17, 2013 through project closeout	\$50,000 (not to exceed) Measure E	Andrew Hill High School/Facilities  Bettina Lopez, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities	Provide geotechnical observation and testing services for the Andrew Hill High School Temporary Modular Utilities and Main Bldg. 100 Projects (E-025-003). Consultant's proposal is based on scope of services on a time and expense basis. Administration is requesting an additional allowance of \$24,641.00 to be managed by the District should unforeseen conditions arise which would require further inspection and testing service fees and/or processing of closeout.
3.	NetXPerts, Inc.	L. da Silva M. Battle J. Unger	April 17, 2013 through project completion	\$37,338.75 (not to exceed) Measure E	District Wide/IT Department/Facilities  R. Phelps, Director of IT Department  Linda da Silva, Director of Construction, Maintenance & Facilities	The purchase for goods and services are for the following: 1) Phonenumber upgrade to allow us to decommission the exchange mail server servers reducing costs and needless redundancy, this will also provide unified communications integrated with our current email and groupmail solution (Google). 2) Complete the NOC (network operations center) virtualization and reduction of servers project which will reduce costs and put into service our nimble servers. 3) Complete a trade of telephones that were not going to be utilized for wireless access points which we could

						use to extend our wireless project closer to true build out. Staff requested quotes from three vendors and NetXPerts, Inc. submitted the lowest responsive quote.
4.	Salas O'Brien	L. da Silva M. Battle J. Unger	April 17, 2013 through September 25, 2014	\$45,400.00 (not to exceed) Measure G	Santa Teresa High School/Facilities  Greg Louie, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities	Provide Electrical Engineering services for the Sports Field Lighting Project at Santa Teresa High School.  Staff requested proposals from three firms and Salas O'Brien submitted the responsive proposal that meets the District's requirement.
5.	Sandis Civil Engineers, Surveyors, Planners	L. da Silva M. Battle J. Unger	April 17, 2013 through project completion	\$4,000.00 (not to exceed) Measure E	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities	Provide Utility Surveying Services for the Independence High School Theatre Modernization Project (E-065-003).  Staff solicited a quote from the District's pool of Topographic/Boundary consultants.

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
Board Meeting of October 20, 2011**

Item: 16.02 Attachment A United Compliance Corp & Van Pelt Construction Svs Award of Contract
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## AWARD OF BIDS

**1. Construction Management Services for Measure "E" Bond Projects – Phase II  
RFP-04-11-12,**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
RFP-04-11-12	October 05, 2011	Solicited (10) Board approved Construction Management Firms	September 22, 2011	For the procurement of professional Construction Management Services for Measure "E" Bond Projects – Phase II

**Bid Results:**

Project	Construction Management Firm Recommended	Proposed Fees
Andrew Hill Campus Addition/ New Science Building Project Identifier – E-025-00A/ E-025-003 (Project Construction Budget: \$5,600,000)	Blach Construction Company	\$331,277.00
Andrew Hill Modernization at Buildings 100/Classroom, K/Library, and D/Multi-use Bldg. Project Identifier - E-025-00D/ E-025-004 (Project Construction Budget: \$4,100,000)	Blach Construction Company	\$331,277.00
James Lick Modernize Multi-Use Building 900 Project Identifier - E-030-00H / E-030-005 (Project Construction Budget: \$2,800,000)	O'Connor Construction Management, Inc.	\$149,000.00
W.C. Overfelt Modernize Bldg. J/Art and Special Education Project Identifier - E-040-00M / E-040-004 (Project Construction Budget: \$2,100,000)	Cambridge CM, Inc.	\$117,840.00
W.C. Overfelt Modernize Building D/Classroom Project Identifier - E-040-00N / E-040-005 (Project Construction Budget: 2,600,000)	Cambridge CM, Inc.	\$146,320.00
Piedmont Hills Modernize Special Education Classroom B4 and Construct New Science Classroom Building E-045-00B / E-045-003, E-045-004 (Project Construction Budget: \$5,200,000)	O'Connor Construction Management, Inc.	\$277,000.00
Oak Grove Modernize Building U Project Identifier - E-050-00I / E-050-005 (Project Construction Budget: \$2,300,000)	Kitchell	\$112,614.30
Oak Grove Modernize Building I/Theater Project Identifier - E-050-00J / E-050-006 (Project Construction Budget: \$1,950,000)	Kitchell	\$90,720.00

Silver Creek Modernize/Add Toilet Rooms Project Identifier - E-055-00L / E-055-004, E-055-005 (Project Construction Budget: \$1,150,000)	Facilities Management Planning and Operations, Inc. (FMPO)	\$115,000.00
Yerba Buena Modernize/Add to Theater Building 500 Project Identifier - E-060-00O / E-060-004 (Project Construction Budget: \$4,600,000)	TBI Construction & Construction Management	\$196,100.00
Yerba Buena Modernize Ceramics Portion of Bldg. 1000 Project Identifier - E-060-00Q / E-060-005 (Project Construction Budget: \$800,000)	TBI Construction & Construction Management	\$54,600.00
Independence Modernize Bldg. F/Performing Arts Center and Bldg. G/Visual Arts Complex Project Identifier - E-065-00F / E-065-003, E-065-004 (Project Construction Budget: \$7,800,000)	Van Pelt Construction Services (VPCS)	\$294,000.00
Independence Modernize Home Economics Complex - Buildings L2, L3, L4/Modernize Building N Project Identifier - E-065-00G / E-065-005 (Project Construction Budget: \$3,800,000)	Van Pelt Construction Services (VPCS)	\$230,000.00
Santa Teresa Modernize Units 100, 200, 400, 700, 1300, and 1400 Project Identifier - E-070-00K / E-070-003 (Project Construction Budget: \$5,400,000)	United Compliance Corporation (UCC)	\$167,700.00
Evergreen Valley Replace Movable Partitions w/ Fixed Walls /Door Hardware Replacement/ Equipment for Special Education Classrooms/Increase Capacity of Boy's and Girl's Locker Rooms. Project Identifier - E-075-00E / E- 075-004 (Project Construction Budget: \$900,000)	RGM & Associates	\$90,000.00
Evergreen Valley; Silver Creek; Yerba Buena Replace Blue Top PE stations/Travel Path and Courtyard Seating Improvements (EVHS)/Campus Security Upgrade (SCHS)/Site Lighting, Fencing, and Benches (YBHS) Project Identifier - E-XXX-00R / E-055-006, E-060- 006, E-075-005 (Project Construction Budget: \$800,000)	TBI Construction & Construction Management	\$46,200.00
Piedmont Hills; Silver Creek; Santa Teresa; Yerba Buena New Lighting for Student Parking Lot (PHHS)/ Campus Security Upgrade (SCHS)/Exterior Campus-Wide Lighting (STHS)/ Site Lighting, Fencing, and Benches (YBHS) Project Identifier - E-XXX-00S / E-045-005, E-055- 007, E-060-007, E-070-004 (Project Construction Budget: \$1,000,000)	United Compliance Corporation (UCC)	\$65,900.00

An Request for Qualification (RFQ) (RFQ-03-11-12) process was conducted by ESUHSD Administration to expand the approved Construction Management Pool and was presented to the board for approval and award at the

September 15, 2011 Board Meeting. Nine (9) of the Ten (10) Board approved Construction Management Firms were solicited for these projects. The tenth firm was not solicited due to conflict of interest issues.

Proposals were received from all nine (9) of the solicited approved Construction Management Firms. Not all nine (9) firms submitted proposals on all seventeen (17) projects and some submitted alternate proposals to provide the ESUHSD with alternate cost saving proposals. All proposals were considered in the evaluation process.

The evaluation of proposals were conducted by a committee of four ( 4) and included the following factors: (1) Consultant's Proposed Team; (2) Consultant's Referenced Projects; (3) Consultant's past performance with ESUHSD; (4) Consultant's proposed costs; and (5) Interviews, if scheduled (none were scheduled).

Based on all of the factors above, Administration is recommending that the Board approve the above list of projects to be awarded to the listed Construction Management Firm; and to authorize administration to finalize contract negotiations and enter into contracts.

FISCAL IMPACT: \$2,815,548.30 (estimated)

FUNDING SOURCE: Measures E

RECOMMENDATION: It is recommended that the Board of Trustees approve Administration to enter into final contract negotiations and sign contracts with the recommended Construction Management Firms as listed above for the Phase-2 Measure "E" Bond Projects, and to delegate to the Superintendent to amend said agreements as needed including funding.

**2. KIPP Charter Relocatable Science Lab Classroom Project at Independence High School – Increment 2 B-01-11-12, MG2011-001**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
B-01-11-12  Current Budget Construction Estimate: \$198,000.00	October 04, 2011	Emailed or Faxed to all Pre-Qualified Bidders	September 12, 2011	Installation of relocatable portable science lab classroom at Independence High School.

**Bid Results:**

Contractor	BASE BID –Relocatable Portable Science Lab Classroom	TOTAL BASE BID
Beals Martin and Associates, Inc.	\$ 57,108.00	\$ 57,108.00
Rodan Builders, Inc.	\$140,250.00	\$140,250.00
Teamwrkx, Inc.	\$288,200.00	\$288,200.00

At the bid opening ESUHSD opened all three (3) of the bids that were received. The bids were opened and read aloud and all documents reviewed. At that time, ESUHSD noted that the Pre-Qualification Letter was not included in Beals Martin and Associates' bid packet. All other paperwork was in place for Beals Martin and Associates and for all other bids. Rodan Builders, Inc. requested to view the documents so they could formulate their appeal. Inspection of all bid documents were made available and were reviewed by a Rodan Builders, Inc. representative on 10/11/11. Rodan Builders, Inc. then submitted a letter of protest in response to the potential ESUHSD recommendation to award this project to the lowest bidder Beals Martin and Associates, Inc. by waiving the minor irregularities. The letter of protest from Rodan Builders, Inc. stated only the one (1) reason for the protest: that Beals Martin failed to include DOC 00 45 13 PRE-QUALIFICATION INFORMATION AND FORMS and further stating that Beals Martin should be deemed non-responsive for not supplying the form and letter at the time of their bid.

After consultation with Facilities and Program Management it was determined that the item mentioned in the Rodan Builders' appeal is clearly inconsequential as it does not give Beals Martin and Associates, Inc. an unfair advantage or affects the amount of its bid and is at the sole discretion of ESUHSD to waive if deemed in the best interest of the ESUHSD.

FISCAL IMPACT: \$57,108.00 which includes a 10% allowance to be managed by the District.

FUNDING SOURCE: Measure G

RECOMMENDATION: It is recommended that the Board of Trustees award the above listed bid award for the KIPP Charter Relocatable Science Lab Portable Classroom at Independence High School – Increment 2 Project to Beals Martin and Associates, Inc. as the lowest responsible bidder.

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LINE	DATE	FD	STG	PRG	GOAL	FUNC	OBJ	RESC	Y	MGR	ENCUMBERED	PAYMENT	ENTERED	PAID	UT
201550	07/01/2012										258,500.00		07/01/2012	06/30/2013	N
1. 23-065-823-0000-8500-6209-0000-0-003 VAN PELT CONSTRUCTION SERVICES															
1.	P	07/31/2012									9,600.00	9,600.00	08/13/2012	08/16/2012	N
2.	P	08/31/2012									9,850.00	9,850.00	09/20/2012	09/20/2012	N
3.	P	09/30/2012									10,400.00	10,400.00	10/11/2012	10/11/2012	N
4.	P	10/31/2012									3,825.00	3,825.00	12/06/2012	12/06/2012	N
5.	P	10/31/2012									6,725.00	6,725.00	12/06/2012	12/06/2012	N
6.	P	11/30/2012									4,975.00	4,975.00	01/09/2013	01/10/2013	N
7.	P	11/30/2012									9,225.00	9,225.00	01/24/2013	01/24/2013	N
8.	P	12/31/2012									7,800.00	7,800.00	01/24/2013	01/24/2013	N
9.	P	12/31/2012									17,750.00	17,750.00	02/26/2013	02/28/2013	N
10.	P	01/31/2013									4,150.00	4,150.00	02/26/2013	02/28/2013	N
11.	P	01/31/2013									4,287.50	4,287.50	03/21/2013	03/21/2013	N
12.	P	02/28/2013									6,725.00	6,725.00	03/21/2013	03/21/2013	N
13.	P	02/28/2013									10,762.50	10,762.50	05/02/2013	05/02/2013	N
14.	P	03/31/2013									17,375.00	17,375.00	05/02/2013	05/02/2013	N
15.	P	03/31/2013									4,012.50	4,012.50	06/12/2013	06/13/2013	N
16.	P	04/30/2013									3,025.00	3,025.00	06/30/2013	06/30/2013	N
17.	P	04/30/2013									3,875.00	3,875.00	06/30/2013	06/30/2013	N
18.	P	05/31/2013									4,000.00	4,000.00	06/30/2013	06/30/2013	N
19.	P	06/24/2013									13,165.00	13,165.00	06/30/2013	06/30/2013	N
20.	P	06/30/2013									98,647.50	98,647.50	06/30/2013	06/30/2013	N
											146,687.50	Total Payments			
											98,647.50	TOTAL REMAINING BALANCE			
											98,647.50	TOTAL REMAINING BALANCE			
											98,647.50	GRAND TOTAL REMAINING BALANCE			
											1	TOTAL PURCHASE ORDERS COUNT			

Item: 16.02 Attachment B  
 Van Pelt Construction Svs  
 PO 201550 & 201551



\*C\* = Cancelled Warrants

C/O #2...PO 201550...  
 IS ISSUED TO REMOVE BUILDING G VISUAL  
 ARTS COMPLEX FROM THIS PO.  
 PROJECT #: E-065-003  
 DEDUCTED ON LN #20: <13,165.00>



NUMBER	VENDOR NAME	DESCRIPTION	ENCUMBERED	STAT	LIQUIDATED	BALANCE	ENTERED
201551	019858 VAN PELT CONSTRUCTION SERVICES *CONSTRUCTION MANAGEMENT SVCS		197,110.00	P	82,950.00	114,160.00	07/01/2012
	1. 23-065-823-0000-8500-6209-0000-0-005		6,582.50			6,582.50	
	2. 23-065-823-0000-8500-6209-0000-0-004		6,582.50			6,582.50	
	3. 23-065-823-0000-8500-6209-0000-0-005	TOTAL AMOUNT	210,275.00		82,950.00	127,325.00	
GRAND TOTALS			210,275.00		82,950.00	127,325.00	

C/O #1...PO 201551...  
 IS ISSUED TO COMBINE MODERNIZATION OF  
 BUILDING G VISUAL ARTS COMPLEX  
 (ORIGINAL PO #201550) AND MODERNIZATION OF  
 BUILDING NA AND N2 PROJECT TO PO #201151

PROJECT #E-065-004  
**ADDED LINE #2: \$6,582.50**  
 \*\*\*\*\*  
 PROJECT #E-065-005  
**ADDED LINE #3: \$6,582.50**

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
Board Meeting of May 31, 2011**

Item: 16.02 Attachment A WLC Architects, Inc. Award of Contract
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**AWARD OF BIDS**

**1. B-14-10-11, E-035-003 Mt. Pleasant High School/New Multi-Purpose/Classroom Building**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
B-14-10-11  A/E Probable Construction Costs: \$4,680,000.00	May 17, 2011	Emailed or Faxed to all Pre-Qualified Bidders	April 6, 2011	Construction of a new multi-purpose and classroom building.

**Bid Results:**

Contractor	BASE BID – New Multi-Purpose Bldg & Classroom Modernization	TOTAL BASE BID
Dilbeck & Sons, Inc.	\$4,622,000.00	\$4,622,000.00
BRCO Constructors, Inc.	\$4,695,000.00	\$4,695,000.00
DL Falk Construction, Inc.	\$4,734,000.00	\$4,734,000.00
John Plane Construction, Inc.	\$4,788,000.00	\$4,788,000.00
Zolman Construction.& Development, Inc.	\$4,840,000.00	\$4,840,000.00
Beals Martin & Associates, Inc.	\$4,889,575.00	\$4,889,575.00

NOTE: At the May 10, 2011 Board Meeting, the Board of Trustee authorized the Superintendent or designee to award bids for public works projects and for those bids to be ratified at the May 31, 2011 Board meeting. This is one of those projects.

FISCAL IMPACT: \$4,622,000.00 which the amount does include a 10% allowance to be managed by the District.

FUNDING SOURCE: Measure E

RECOMMENDATION: It is recommended that the Board of Trustees ratify the above listed bid award for the Mt. Pleasant High School New Multi-Purpose/Classroom Building Project to Dilbeck & Sons, Inc., as the lowest responsible bidder.

**2. B-15-10-11, E-035-002 Mt. Pleasant High School / Classroom Modernization**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
B-15-10-11  A/E Probable Construction Costs: \$13,915,000.00	May 03, 2011	Emailed or Faxed to all Pre-Qualified Bidders	April 6, 2011	Public works project for classroom modernization.

**Bid Results:**

Contractor	BASE BID –Classroom Modernization	TOTAL BASE BID
Zolman Construction & Development, Inc.	\$10,450,000.00	\$10,450,000.00
Westbay Builders	\$10,690,000.00	\$10,690,000.00
Dilbeck & Sons, Inc.	\$10,840,320.00	\$10,840,320.00
BRCO Constructors, Inc.	\$11,150,000.00	\$11,150,000.00
Beals Martin & Associates, Inc.	\$11,692,709.00	\$11,692,709.00
Best Contracting Services	\$11,880,000.00	\$11,880,000.00
Cal Pacific Construction, Inc.	\$12,577,000.00	\$12,577,000.00

NOTE: At the May 10, 2011 Board Meeting, the Board of Trustee authorized the Superintendent or designee to award bids for public works projects and for those bids to be ratified at the May 31, 2011 Board meeting. This is one of those projects.

FISCAL IMPACT: \$10,450,000.00 which the amount does include a 10% allowance to be managed by the District.

FUNDING SOURCE: Measure E

RECOMMENDATION: It is recommended that the Board of Trustees ratify the above listed bid award for the Mt. Pleasant High School Classroom Modernization Project to Zolman Construction & Development, Inc., as the lowest responsible bidder.

**3. B-17-10-11, E-065-002 Independence High School / Title IX Interior Modernization**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
B-17-10-11 A/E Probable Construction Costs: \$1,297,000.00	May 09, 2011	Emailed or Faxed to all Pre-Qualified Bidders	April 15, 2011	Modernization of the Boy's and Girl's locker rooms.

**Bid Results:**

Contractor	BASE BID –Title IX Interior Modernization	Alternate #1	TOTAL BASE BID
Beals Martin & Associates, Inc.	\$1,449,455.00	\$63,269.00	\$1,512,724.00
DRP Builders, Inc.	\$1,500,000.00	\$75,000.00	\$1,575,000.00
Rodan Builder, Inc.	\$1,533,000.00	\$50,000.00	\$1,583,000.00
Calstate Construction, Inc.	\$1,615,000.00	\$56,000.00	\$1,671,000.00
Angotti & Reilly Construction	\$1,647,055.00	\$39,252.00	\$1,686,307.00

NOTE: At the May 10, 2011 Board Meeting, the Board of Trustee authorized the Superintendent or designee to award bids for public works projects and for those bids to be ratified at the May 31, 2011 Board meeting. This is one of those projects.

FISCAL IMPACT: \$1,512,724.00 which includes costs for alternates 1. The amount does include a 10% allowance to be managed by the District

FUNDING SOURCE: Measure E

RECOMMENDATION: It is recommended that the Board of Trustees ratify the above listed bid award for the Independence High School Title IX Interior Modernization Project to Beals Martin & Associates, Inc., as the lowest responsible bidder.

**4. B-18-10-11, E-050-003 Oak Grove High School / Title IX Interior Modernization**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
B-18-10-11  A/E Probable Construction Costs: \$774,000.00	May 18, 2011	Emailed or Faxed to all Pre-Qualified Bidders	April 18, 2011	Modernization of the Boy's and Girl's locker rooms.

**Bid Results:**

Contractor	BASE BID –Title IX Interior Modernization	TOTAL BASE BID
Calstate Construction, Inc.	\$1,255,000.00	\$1,255,000.00
Rodan Builders, Inc.	\$1,262,000.00	\$1,262,000.00
Beals Martin and Associates, Inc.	\$1,293,961.00	\$1,293,961.00
Cal-Pacific Construction, Inc.	\$1,369,000.00	\$1,369,000.00

NOTE: At the May 10, 2011 Board Meeting, the Board of Trustee authorized the Superintendent or designee to award bids for public works projects and for those bids to be ratified at the May 31, 2011 Board meeting. This is one of those projects.

FISCAL IMPACT: \$1,255,000.00 which the amount does include a 10% allowance to be managed by the District.

FUNDING SOURCE: Measure E

RECOMMENDATION: It is recommended that the Board of Trustees ratify the above listed bid award for the Oak Grove High School Title IX Interior Modernization Project to Calstate Construction, Inc., as the lowest responsible bidder.

**5. B-19-10-11, E-055-003 Silver Creek High School / Title IX Interior Modernization**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
B-19-10-11  A/E Probable Construction Costs: \$947,000.00	May 18, 2011	Emailed or Faxed to all Pre-Qualified Bidders	April 18, 2011	Modernization of the Boy's and Girl's locker rooms.

NOTE: At the May 10, 2011 Board Meeting, the Board of Trustee authorized the Superintendent or designee to award bids for public works projects and for those bids to be ratified at the May 31, 2011 Board meeting. This is one of those projects.

**Bid Results:**

Contractor	BASE BID –Title IX Interior Modernization	TOTAL BASE BID
Rodan Builders, Inc.	\$1,036,000.00	\$1,036,000.00
Zolman Construction & Development, Inc.	\$1,040,000.00	\$1,040,000.00
Calstate Construction, Inc.	\$1,099,200.00	\$1,099,200.00
Beals Martin & Associates, Inc.	\$1,112,894.00	\$1,112,894.00
BRCO Constructors, Inc.	\$1,175,000.00	\$1,175,000.00

FISCAL IMPACT: \$1,036,000.00 which the amount does include a 10% allowance to be managed by the District

FUNDING SOURCE: Measure E

RECOMMENDATION: It is recommended that the Board of Trustees ratify the above listed bid award for the Silver Creek High School Title IX Interior Modernization Project to Rodan Builders, Inc., as the lowest responsible bidder.

#### 6. RFP-11-10-11 Hazardous Material Surveying, Special Inspection and Testing and On-Site Observations

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Product Description
RFP # 11-10-11	March 22, 2011	San Jose Post Journal Challenge News District Website	March 03, 2011 & March 10, 2011	For the procurement of hazardous material surveying, special inspection and testing and on-site observations services for the Bond and Maintenance Projects.

**Bid Results:**

Service Vendor	Phase I – Qualification	Ranking Order
HazMat Doc	99.3%	Primary
Environmental Remediation Technology, (ERT)	96.6%	Secondary
Millennium Consulting Associates	93%	Tertiary
ACC Environmental Consultants	95.6%	Alternate 1
RGA Environmental	96%	Alternate 2
Health Science Associates, Inc.	80%	
IHI Environmental	91.3%	

**Bid Results: Asbestos Management Services Fee - (3) Year Period**

Service Vendor	Asbestos Management fees	Optional Service Fee	Primary Vendor
Environmental Remediation Technology, (ERT)	\$30,600.00	\$30.00/2 hrs. \$180.00/ 4hrs.	X
Millennium Consulting Associates	\$46,490.00	\$15,000.00	
HazMat Doc	\$81,000.00	\$2,250.00	
RGA Environmental	\$82,550.00.	\$12,795.00	
Health Science Associates, Inc.	\$92,900.00	\$88,200.00	
IHI Environmental	\$184,652.00	\$34,608.00	
ACC Environmental Consultants	\$304,503.00	\$15,294.00	

Purchasing conducted a formal Request for Proposals process as indicated above. Administration's recommendation is to award a contract for the hazardous material surveying, special inspection and testing and on-site observations services to a Primary, Secondary and Tertiary vendor with two alternate just in case the first three vendors are booked and not able to meet ESUHSD's schedule. It is the intention of the ESUHSD or designee to utilize the Primary vendor first on any projects that arise. If the Primary vendor cannot perform the services due to scheduling conflicts, ESUHSD or designee will go to the Secondary vendor for a proposal if the secondary vendor cannot perform the services due to scheduling conflicts, then ESUHSD or designee will go to the tertiary vendor. The alternates are then available should we have continued scheduling conflicts with the first three vendors or performance issues.

The second part of this RFP is for the Asbestos Management Services. Administration is recommending a single vendor award for a three-year contract.

FISCAL IMPACT: To Be Determined on a per project basis.

FUNDING SOURCE: Various including Measures E and G.

RECOMMENDATION: It is recommended that the Board of Trustees award multi-year contracts with primary, secondary and tertiary vendors to provide hazardous material surveying, special inspection and testing and on-site observations services for Bond and Maintenance projects for the term of June 1, 2011 – June 30, 2012 with the option to renew for two additional one-year renewal periods; and to award a three-year contract with Environmental Remediation Technology to perform Asbestos Management Services District wide. The term for all contracts under this recommendation will be July 1, 2011 through June 30, 2014.

**7. Irwin Telescopic Seating Company – PIGGYBACK CONTRACT**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Product Description
RFP # 10016DF  (Norfolk Public Schools' RFP)	November 4, 2009	Through their network of newspapers		For the procurement of Educational furniture for used by Norfolk Public Schools and other public agencies, including K-12 and Higher Education.  There are no fees for ESUHSD for using this contract; all fees are absorbed by the vendor.

Awarding Agency: Norfolk Public Schools Request for Proposals 10016DF  
 Award Date: March 5, 2010 and expires on March 4, 2011 and may be renewed for four additional one-year terms. February 28, 2012. (Contract Number 2010000070). Contract was extended through March 4, 2012 on February 28, 2011.

National IPA is a cooperative purchasing organization, established through a collaborative effort of public agencies across the United States with the specific purpose of reducing procurement costs by leveraging group volume. All participating agencies are eligible to utilize the master agreements through National IPA City of San Diego, California is a Principal Procurement Agencies (PPAs).

FISCAL IMPACT: \$246,950.51

FUNDING SOURCE: Measure E

RECOMMENDATION: It is recommended that the Board of Trustees authorize the use of this piggyback bid in accordance with Public Contract Code 20118 & 20118.2 from the National IPA for the purchase of retractable theater seating for an amount of \$246,950.51 and a contract term of June 1, 2011 – July 31, 2012.

**8. RFP-19-10-11, Construction Management Services for Measure "G" KIPP Charter @ Independence High School Project.**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
RFP-19-10-11	May 18, 2011	Solicited all (4) pre-qualified Construction Management Firms	May 04, 2011	For the procurement of professional construction management services for ESUHSD's Measure "G" KIPP Charter at Independence High School Project #MG2011-001.

**Bid Results:**

Contractor	Professional Fees
SGI Construction Management	\$29,620.50
O'Connor Construction Management, Inc.	\$37,800.00
Facilities Management & Planning, Inc. (FMPO, Inc.)	\$45,000.00
BLACH Construction Company	\$150,219.00

A Request for Qualification (RFQ) (RFQ-02-08-09) process was conducted by ESUHSD Administration. The recommendation for award was brought to the Board on March 10, 2009 for approval whereby a "Measure E & G Pre-Approved Construction Management Firms (CM) List" was developed. All four Board approved CM firms were solicited for this project.

FISCAL IMPACT: \$29,620.50 (not to exceed)

FUNDING SOURCE: Measures G

RECOMMENDATION: It is recommended that the Board of Trustees award a contract to SGI Construction Management for Construction Management Services for the KIPP Charter Relocatable Portable Classrooms & Restroom Project #MG2011-001.

**9. RFP-18-10-11, Architectural Services For Measure "E" Bond Projects – Phase II**

Bid	Bid Opening	Legal Advertisements	Advertisement Date(s)	Project Description
RFP-18-10-11	May 16, 2011	Solicited all 11 Board approved Architectural Firms	May 2, 2011	For the procurement of professional Architectural Services for Measure "E" Bond Projects – Phase II

**Bid Results:**

Project	Architectural Firm Recommended	Proposed Fees
Andrew Hill Campus Addition/ New Science Building Project Identifier – E-025-00A	Cody Anderson Wasney	\$392,000.00
Andrew Hill Modernization at Buildings 100/Classroom, K/Library, and D/Multi-use Bldg. Project Identifier - E-025-00D	Cody Anderson Wasney	\$287,000.00
James Lick Modernize Multi-Use Building 900 Project Identifier - E-030-00H	Aedis	\$276,500.00
W.C. Overfelt Modernize Bldg. J/Art and Special Education Project Identifier - E-040-00M	FMPO	\$178,425.00
W.C. Overfelt Modernize Building D/Classroom Project Identifier - E-040-00N	NTD	\$284,625.00
Piedmont Hills Modernize Special Education Classroom B4 and Construct New Science Classroom Building E-045-00B	Perkins+Will	\$397,800.00
Oak Grove Modernize Building U Project Identifier - E-050-00I;	WLC	\$276,000.00
Oak Grove Modernize Building I/Theater Project Identifier - E-050-00J	WLC	\$234,000.00
Silver Creek Modernize/Add Toilet Rooms Project Identifier - E-055-00L	Aedis	\$123,200.00
Yerba Buena Modernize/Add to Theater Building 500 Project Identifier - E-060-00O	FMPO	\$383,625.00
Yerba Buena Modernize Ceramics Portion of Bldg. 1000 Project Identifier - E-060-00Q	Spencer	\$56,000.00



<b>Independence</b> Modernize Bldg. F/Performing Arts Center and Bldg. G/Visual Arts Complex Project Identifier - E-065-00F	Cody Anderson Wasney	\$546,000.00
<b>Independence</b> Modernize Home Economics Complex - Buildings L2, L3, L4/Modernize Building N Project Identifier - E-065-00G	Cody Anderson Wasney	\$266,000.00
<b>Santa Teresa</b> Modernize Units 100, 200, 400, 700, 1300, and 1400 Project Identifier - E-070-00K	Spencer	\$330,000.00
<b>Evergreen Valley</b> Replace Movable Partitions w/ Fixed Walls /Door Hardware Replacement/ Equipment for Special Education Classrooms/Increase Capacity of Boy's and Girl's Locker Rooms. Project Identifier - E-075-00E	BFGC	\$110,000.00
<b>Evergreen Valley; Silver Creek; Yerba Buena</b> Replace Blue Top PE stations/Travel Path and Courtyard Seating Improvements (EVHS)/Campus Security Upgrade (SCHS)/Site Lighting, Fencing, and Benches (YBHS) Project Identifier - E-XXX-00R	Sugimura Finney	\$45,454.00
<b>Piedmont Hills; Silver Creek; Santa Teresa; Yerba Buena</b> New Lighting for Student Parking Lot (PHHS)/ Campus Security Upgrade (SCHS)/Exterior Campus-Wide Lighting (STHS)/ Site Lighting, Fencing, and Benches (YBHS) Project Identifier - E-XXX-00S	Spencer	\$60,000.00

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 architectural firms to provide the district with design and construction administration and management services for the district's capital improvement and expansion projects was established. All eleven Board approved Architectural Firms were solicited for these projects.

Proposals were received from 9 of the 11 Board approved Architectural Firms. HMC and Verde Designs did not submit any proposals. Proposals were received from the remaining 9 firms. However, not all 9 firms submitted proposals on all 17 projects.

The evaluation of proposals were conducted of a committee of 5 and included the following factors: (1) Consultant's Proposed Team; (2) Consultant's Reference Projects; (3) Consultant's past performance with ESUHSD; (4) Consultant's proposed costs; and (5) Interviews, if scheduled (non were scheduled).

The team is making the recommendation to award to the specific Architectural Firm with final contract negotiations including fees to take place after Board Award.

FISCAL IMPACT: \$4,246,629.00 (estimated)

FUNDING SOURCE: Measures E

RECOMMENDATION: It is recommended to the Board of Trustees that the board approve Administration to enter into final contract negotiations and sign contracts with the recommended Architectural Firms as listed above for the Phase-2 Measure "E" Bond Projects.

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Bond/Capital Projects Contracts for Services over \$50,000**  
**Board Meeting of June 27, 2013**

Item: 16.02 Attachment B WLC Architects, Inc Change Order #1
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**1. WLC Architects, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	October, 2011 through project closeout	\$66,685.00 not-to-exceed (Increased Amount)  Measure E	Oak Grove High School/Facilities  Martha Brazil, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting that the Board approve Amendment No. 01 and Change Order #2 to Purchase Order #200930 for additional service fees for the Oak Grove High School Building I/ Theater Modernization Project, (E-050-006).

On June 14, 2012, a change order was issued to reduce professional services fees by 7.5% because project was bundled with other projects on site. (Bundled with Oak Grove Mod of Building U)

Administration analyzed the merits of this additional service request and recommends for the following reasons:

- Reconfiguration of the outdated, outmoded theater control booth was not included in the originally contracted design scope.
- Replacement of one additional mechanical HVAC unit that was not included in the originally contracted design scope.
- The original design contract scope did not include a theater sub consultant

Original Contract Amount	\$234,000.00
Change Order #1 (6/14/12)	[-17,550.00]
Contract Amount Prior to This Change Order	\$216,450.00
Change Order #2 (Additional service fees)	\$66,685.00
Revised Contract Amount	\$283,135.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Amendment No. 01 and Change Order #2 to Purchase Order #200930 with **WLC Architects, Inc.** for the Oak Grove High School Building I/Theater Modernization Project, (E-050-006) in the increased amount not to exceed \$66,685.00.

**2. Zolman Construction & Development, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	December 4, 2012 – September 21, 2013	\$ 150,000.00 not-to-exceed (Increased Amount)  Measure E	Santa Teresa High School/Facilities  Greg Louie, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities
<b>Bid #</b>	<b>Purchase Order #</b>	<b>DSA #</b>	<b>Project #</b>
B-01-12-13	301831	01-112778	E-070-003

This change order #1 is for additional contract authorization for scope changes related to unforeseen conditions revealed during the course of construction, for owner-initiated additional work, and for contractor-initiated additional fees for construction work unclearly or incorrectly shown on the construction documents. The owner-initiated additional work is as follows:

- Repair and paint restroom ceilings in lieu of installation of fiber reinforced plastic panels
- Wireless access points in classrooms
- Expansion of concrete flat work for improved aesthetic and functional outcomes, in lieu of spot patching for mere accessibility code conformance

Original Contract Amount	\$4,779,000.00
Previously Authorized Change Orders – N/A	\$0
Contract Amount Prior to This Change Order	\$4,779,000.00
Requested Change Order #1	\$150,000.00
Revised Contract Amount	\$4,929,000.00

**FISCAL IMPACT:** \$150,000.00

**FUNDING SOURCE:** Measure E

**RECOMMENDATION:** It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #301831 for Santa Teresa High School Modernization of Buildings 100, 700, 1300, & 1400 Project #E-070-003 (Zolman Construction & Development, Inc.).

**3. Gonsalves and Stronck Construction Company, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	January 22, 2013 – project closeout	\$ 230,000.00 not-to-exceed (Increased Amount)  Measure G	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities
<b>Bid #</b>	<b>Purchase Order #</b>	<b>DSA #</b>	<b>Project #</b>
B-02-12-13	302055		G-065-203

This change order #1 is for additional contract authorization for scope changes related to unforeseen conditions revealed during the course of construction, for owner-initiated additional work, and for contractor-initiated additional fees for construction work unclearly or incorrectly shown on the construction documents. The owner-initiated additional work is:

- Expand concrete decking to include previously excluded areas of existing mismatched materials
- Paint existing ancillary buildings (press box, pool office)

Original Contract Amount	\$2,532,682.00
Previously Authorized Change Orders – N/A	\$0
Contract Amount Prior to This Change Order	\$2,532,682.00
Requested Change Order #1	\$230,000.00
Revised Contract Amount	\$2,762,682.00

**FISCAL IMPACT:** \$230,000.00

**FUNDING SOURCE:** Measure G

**RECOMMENDATION:** It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #302055 for Independence High School Pool Renovation Project #G-065-203 (**Gonsalves and Stronck Construction Company, Inc.**).

**4. Dilbeck & Sons, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	September 17, 2012 – July 5, 2013	\$ 500,000.00 not-to-exceed (Increased Amount)  Measure E	Calero High School/Facilities  Robert Ibarra, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities
<b>Bid #</b>	<b>Purchase Order #</b>	<b>DSA #</b>	<b>Project #</b>
B-05-11-12	301036	01-111985	E-080-002

This change order #1 is for additional contract authorization for scope changes related to unforeseen conditions revealed during the course of construction, for owner-initiated additional work, and for contractor-initiated additional fees for construction work unclearly or incorrectly shown on the construction documents.

The hidden conditions revealed during construction have been extraordinary, including unplumbed exterior walls for which remedial work was required to fit the new exterior doors, and a protruding concrete foundation that had to be manually chipped to allow for new exterior concrete flatwork to be constructed in compliance with accessibility requirements. The construction documents were not without issues, and the contractor is entitled to compensation associated with clarification of the work necessary to complete the modernization project.

The owner-initiated additional work is:

- Acceleration of work delayed by hidden conditions, in order to meet occupancy schedule.
- Construction of an enclosure to house a debris box.
- Construction of a pad for a storage container to house maintenance equipment.

\*Total Project Costs (including soft costs) \$11,607,157.00

Original Contract Amount	\$8,937,550.00
Previously Authorized Change Orders – N/A	\$0
Contract Amount Prior to This Change Order	\$8,937,550.00
Requested Change Order #1	\$500,000.00
Revised Contract Amount	\$9,437,550.00

**FISCAL IMPACT:** \$500,000.00

**FUNDING SOURCE:** Measure E

**RECOMMENDATION:** It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order #301036 for the Calero High School Modernization Project #E-080-002 (Dilbeck & Sons, Inc.).

**5. Williams Scotsman – Ratify Lease Agreement**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger Marcus Battle	July 1, 2013 – June 30, 2014	\$126,381.60  Capital Facilities	Oak Grove High School/Facilities  Martha Brazil, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to ratify the continuation of the lease for twenty-four (24) relocatable classrooms at Oak Grove High School. Administration is requesting authorization to keep these relocatable classrooms on a month-to-month year extension. These units will be used to house students during the modernization of two (2) Measure E Classroom Modernization projects.

**Selection Process**

N/A. This is a continuation of a current lease.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the continuation of the lease for twenty-four (24) relocatable classrooms at Oak Grove High School with **Williams Scotsman** for an amount of \$126,381.60 for the extended period of July 1, 2013 – June 30, 2014.

APPROVED

DECEMBER 12, 2013




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**Agenda Item Details**

Meeting Dec 12, 2013 - ESUHSD ANNUAL ORGANIZATIONAL & REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 19. BUSINESS SERVICES - CONSENT/ACTION CALENDAR

Subject 19.02 Approve Contract(s) for Professional Services At or Below \$50,000

Access Public

Type Action (Consent)

Recommended Action It is recommended that the Board of Trustees approve the Contract(s) for Professional Services at or below \$50,000 as recommended on the attachment and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

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**Public Content**

EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 19.02**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

**SUBJECT:** Approve Contract(s) for Professional Services At or Below \$50,000

The attached list of Contract(s) for Professional Services at or below \$50,000 is/are being presented for Board review and approval as recommended on the attachment and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

**Fiscal Impact:**

As indicated in the attachment

**Funding Source:**

As indicated in the attachment

**Recommendation:**

It is recommended that the Board of Trustees approve the Contract(s) for Professional Services at or below \$50,000 as recommended on the attachment and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

[Contract Under \\$50K Final.pdf \(33 KB\)](#)

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**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.*

Last Modified by Betty Banderas on December 2, 2013

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
PROFESSIONAL CONTRACT SERVICES At or Below \$50,000**

Board Meeting of December 12, 2013

Contractor Name	Reviewed By	Contract Period	Cost/ Funding	School/Dept. Manager	Purpose
1. Community Matters	Jennifer Casel Martha Brazil Juan Cruz Donna Bertrand	December 13, 2013 – February 28, 2014	\$5,400.00  General Fund	Oak Grove  Martha Brazil, Principal	To provide initial training and support for the Safe School Ambassadors Program. Training shall include but not be limited to: two-day of on-site training for 35-40 new Safe School Ambassadors and 6-7 adults; all program materials; and up to 2-hours of program implementation support by phone, fax, or email.
2. Department of General Services – Office of Administrative Hearings (OAH)	Cari Vaeth Chris D. Funk Donna Bertrand	December 3, 2013 – December 2, 2018	\$5,000.00 annually  General Fund	Education Center/ Human Resource  Cari Vaeth, Director	<b>REQUEST FOR RATIFICATION</b> To provide the services of Administrative Law Judges (ALJs) to ESUHSD, for the purpose of conducting hearings pursuant to Government Code section 27727 when required personnel are available by OAH. The assignment of ALJs for hearings will be at the discretion of the Director and/or Presiding Administrative Law Judges, who may elect to hear the matter themselves.
3. Ideal Computer Services, Inc.	Randy Phelps Marcus Battle Donna Bertrand	November 1, 2013 – June 30, 2014	\$6,204.00  General Fund	Education Center/ Information Technologies  Randy Phelps, Director	<b>REQUEST FOR RATIFICATION</b> To provide on-going support services in accordance with the support agreement for the e3000 computer system. This system currently houses our financial system QSS.
4. Mitch Weathers	Lauren Kelly Juan Cruz Donna Bertrand	December 4, 2013 – February 28, 2013	\$3,000.00  Professional Development	Evergreen Valley  Lauren Kelly, Principal	<b>REQUEST FOR RATIFICATION</b> To provide an "Implementation Session" to be held on December 4, 2013 to introduce Organized Binder to all participating faculty members and administration. Following this training Evergreen Valley High School will receive full copyright permission of a site-specific Organized Binder for the 2013-14 school year.  Mr. Weathers will provide a Follow-Up session in in January which will serve as a check-in with staff members trained in December and train any additional educators not present at Initial Implementation Session.

5.	New Hope for Youth	Vito Chiuala Juan Cruz Donna Bertrand	October 28, 2013 – June 30, 2014	\$6,000.00  EIA	W. C. Overfelt  Vito Chiuala, Principal	<b>REQUEST FOR RATIFICATION</b> To provide conflict medication, gang outreach, and individual youth intervention services. These services will be provided on site and will be scheduled for not less than four hours per week scheduled in advance with administration or as needed in response to specific incidents.
6.	Ohlone College	Richard Uribe Juan Cruz Donna Bertrand	July 1, 2012 – May 24, 2013	\$500.00 (\$250.00 per site)  Carl D. Perkins for Silver Creek  General Fund- Adult Education	Silver Creek Adolfo Laguna, Principal  Richard Uribe, Director of Adult Education	<b>REQUEST FOR RATIFICATION</b> To enter into an Affiliation Agreement so that Ohlone College can provide operational support for the CISCO Academy at Independence High School, as needed. The fee (includes 10 hours of support and the annual membership fee). If the Academy does not use the 10 hours of operational support during the year, then \$250 can be applied to the next years Affiliation Agreement.  Neither Academy used operational support in 2012-13 so the rate for 2013-14 has been given a one-time reduction.
7.	Safety Compliance Management, Inc.	John Lawrence Linda DaSilva Marcus Battle Donna Bertrand	December 13, 2013 –February 28, 2014	\$2,395.00  General Fund	Education Center/ Risk Management  Marcus Battle, Associate Superintendent	To provide safety consulting services that include writing Hazardous Materials Business Plans (HMBP); Hazardous Material and Waste Inventories; Site Emergency Evacuation, Emergency Equipment, and Chemical Storage Maps.  This service was previously performed by this vendor for all ESUHS sites with the exception of the Overfelt Adult Education Center (OAC). This contract is specifically for OAC.
8.	Santa Clara County Office Of Education (SCCOE)	Paul Kilkenny Juan Cruz Donna Bertrand	November 6, 2013 –December 1, 2013	\$800.00  Professional Development	Education Center/ Instruction/Science  Paul Kilkenny, SACS Coordinator	<b>REQUEST FOR RATIFICATION</b> To provide facilitation services for 4 one-hour professional development workshops who's focus highlights the relatedness of the Common Core States Standards through claims-evidence-reasoning writing, and how that connects to the Next Generation Science Standards.
9.	San Jose Area Writing Project	Paul Kilkenny Juan Cruz Donna Bertrand	November 6, 2013 – December 4, 2013	\$2,200.08  Professional Development	Education Center/ Instruction/Science  Paul Kilkenny, SACS Coordinator	<b>REQUEST FOR RATIFICATION</b> To provide facilitation services for 4 three-hour professional development workshops who's focus highlights the relatedness of the Common Core States Standards and writing within the science content areas.

10.	San Jose State University Research Foundation, MESA Program	Kirsten King Juan Cruz Donna Bertrand	August 1, 2013 – May 30, 2014	\$19,042.45 Title I	Principals at: Andrew Hill, Bettina Lopez Independence, Grettel Castro- Stanley Piedmont Hills, Traci Williams Mt. Pleasant, Teresa Marquez W. C. Overfelt, Vito Chiala Yerba Buena, Tom Huynh Silver Creek, Adolfo Laguna Santa Teresa, Greg Louie	<b>REQUEST FOR RATIFICATION</b> To provide facilitation services for 4 three-hour professional development workshops who's focus highlights the relatedness of the Common Core States Standards and writing within the science content areas.
11.	Scholastic Inc.	Tri Cao Nguyet Dinh Juan Cruz Donna Bertrand	December 11, 2013 – March 31, 2014	\$4,146.00 Title III – LEP	Education Center/ Yerba Buena Nguyet Dinh, Administrator	<b>REQUEST FOR RATIFICATION</b> To provide Training and teacher materials for three ESUHSD participants on Scholastic English 3 D – Course II.

**Agenda Item Details**

Meeting	Dec 12, 2013 - ESUHSD ANNUAL ORGANIZATIONAL & REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	21. FACILITIES - CONSENT/ACTION CALENDAR
Subject	21.01 Approve Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
Access	Public
Type	Action (Consent)
Recommended Action	It is recommended that the Board of Trustees approve the Bond/Capital Projects Contract(s) for Professional Services at or below \$50,000 as recommended in the attachment and to delegate authority to the Superintendent or designee to amend said contract(s) and purchase order(s) on an as needed basis, including funding.

**Public Content**

## EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 21.01

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager

**SUBJECT:** Approve Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000

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

**Fiscal Impact:**

As indicated in the attachment

**Funding Source:**

As indicated in the attachment

**Recommendation:**

It is recommended that the Board of Trustees approve the Bond/Capital Projects Contract(s) for Professional Services at or below \$50,000 as recommended in the attachment and to delegate authority to the Superintendent or designee to amend said contract(s) and purchase order(s) on an as needed basis, including funding.

[Contracts under \\$50K Final.pdf \(117 KB\)](#)

**Executive Content**

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
BOARD OF TRUSTEES**

APPROVED

DECEMBER 12, 2013



*Marcus Battle*

*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.*

Last Modified by Elicia Gaska on December 2, 2013

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**BOND/CAPITAL PROJECTS PROFESSIONAL CONTRACT SERVICES At or Below \$50,000**  
 Board Meeting of December 12, 2013

**A. BOND / FACILITIES**

	<b>Contractor Name</b>	<b>Reviewed By</b>	<b>Contract Period</b>	<b>Cost/Funding</b>	<b>School/Dept. Manager</b>	<b>Purpose</b>
1.	Alana Buick & Bers, Inc. (ABBAE)	L. da Silva M. Battle J. Unger	December 13, 2013 until project is completed	\$5,000.00 (not to exceed) Measure E	James Lick High School/Facilities  Glenn VanderZee, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities	Provide 3 <sup>rd</sup> party waterproofing consulting services for the waterproofing deficiencies in the New Two-Story Classroom Building 500 at James Lick High School Project (E-030-001).
2.	Shannon-Leigh Associates	L. da Silva M. Battle J. Unger	December 13, 2013 until project is completed	\$1,920.00 (not to exceed) Fund 35	Education Center/Facilities  Linda da Silva, Director of Construction, Maintenance & Facilities	Provide design services for exterior sign for Welcome Greeting at Education Center location for the Entry Improvement Project (F35-052-004).
3.	Subdynamic Locating Services, Inc.	L. da Silva M. Battle J. Unger	December 13, 2013 until project is completed	\$8,377.00 (not to exceed) Measure G	Silver Creek High School/Facilities  Adolfo Laguna, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities	Perform utility survey and mapping for the Silver Creek High School Sports Field Lighting Project (G-055-216).

4.	Subdynamic Locating Services, Inc.	L. da Silva M. Battle J. Unger	December 13, 2013 until project is completed	\$12,950.00 (not to exceed) Multi-funding Measures E & I	James Lick, Mt. Pleasant, WC Overfelt, Piedmont Hills, Santa Teresa, Silver Creek & Yerba Buena High Schools/Facilities  Glenn VanderZee, Teresa Marquez, Vito Chiala, Traci Williams, Greg Louie, Adolfo Laguna and Tom Huynh, Principals  Linda da Silva, Director of Construction, Maintenance & Facilities	Perform GPR scanning and mapping of (7) pool decks for the District Wide Swimming Pools Modernization Project at James Lick, Mt. Pleasant, WC Overfelt, Piedmont Hills, Santa Teresa, Silver Creek and Yerba Buena High School (Z-XXX-701).
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