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Agenda Item Details

Meeting	May 15, 2014 - ESUHSD REGULAR BOARD MEETING - 4:30 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 March 20, 2014, Regular Board Meeting
Access	Public
Type	Action (Consent)
Recommended Action	It is recommended that the Board of Trustees approve the March 20, 2014, Regular Board Meeting minutes as presented.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 16.02

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

SUBJECT: Approve Minutes of March 20, 2014, Regular Board Meeting

Attached are the minutes of the March 20, 2014, 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 March 20, 2014, Regular Board Meeting minutes as presented.

EAST SIDE UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
APPROVED **May 15, 2014**



Executive Content



EAST SIDE UNION HIGH SCHOOL DISTRICT
REGULAR MEETING
OF THE
BOARD OF TRUSTEES
Meeting Held at Education Center – Board Room
March 20, 2014
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 4:08 p.m. by President Herrera. Vice President Le, Clerk Carrasco, Member Nguyen and Member Biehl were present.

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

President Herrera 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.

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**

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

Vote: 5/0

Student B:

Motion by Vice President Le, second by Member Nguyen, to approve expulsion of Student B.

Vote: 5/0

Student C:

Motion by Member Biehl, second by Member Nguyen, to approve the expulsion of Student C as recommended by the panel.

Roll call vote:

Member Carrasco: Aye

Member Biehl: Aye

President Herrera: Aye

Vice President Le: Aye

Member Nguyen: Aye

Vote: 5/0 (unanimous)

Student D:

Motion by Member Biehl, second by Clerk Carrasco, to approve the suspended expulsion of Student D.

Vote: 5/0

2.02 Public Employee Performance Evaluation (Government Code Section 54957)

- *Senior Manager of Internal Controls*

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 Government
Code Section 54956.9**

- *Claim for Damages of R. Sharma, a minor, by and through his Natural Guardian, A. Sharma*

Motion by Vice President Le, second by Member Biehl, to reject the claim for damages of R. Sharma, a minor, by and through is Natural Guardian, A. Sharma.

Vote: 5/0

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

5. ADOPTION OF AGENDA

For consideration by the Board of Trustees.

Items 15.01 and 20.02 were pulled from the agenda. The remainder of the agenda was adopted as presented.

6. BOARD SPECIAL RECOGNITION(S)

No Items on Calendar Under this Section

7. Student Board Liaisons

7.01 Evergreen Valley High School

- Kim Nguyen, ASB Officer

7.02 Wm. C. Overfelt High School

- Philomena Ngo, ASB President

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

8.01 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.

8.02 Discussion and/or Action to Approve Final Proposition 39 Facilities Offer and Facilities Use Agreement with ACE Charter High School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel

Public speaker(s):

- *Greg Lippman*
- *Sabrina Reyes*
- *Juanita Rodriguez*

Motion by Vice President Le, second by Member Biehl, to approve/authorize Administration to negotiate with and submit to ACE a final facilities offer for facilities at the Independence High School site, including a proposed Facilities Use Agreement in accordance with the District's standard form, subject to subsequent ratification by the Board.

Vote: 5/0

8.03 Discussion and/or Action to Approve Final Proposition 39 Facilities Offer and Facilities Use Agreement with Downtown College Prep Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel

Motion by Member Biehl, second by Clerk Carrasco, to approve/authorize Administration to negotiate with and submit to Downtown College Prep Charter School a final facilities offer for facilities at the Independence High School site, including a proposed Facilities Use Agreement in accordance with the District's standard form, subject to subsequent ratification by the Board.

Vote: 5/0

8.04 Discussion and/or Action to Approve Final Proposition 39 Facilities Offer and Facilities Use Agreement with Summit Public School: Rainier Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel

Public speaker(s):

- *Rolando Loera*
- *Julie Ramirez*
- *Christina Aronen*
- *David Neighbors*
- *Dillon Pardini*
- *David Land*
- *Jolyssa Souza*
- *Sylvia Pardini*
- *Lucy Berlin*

Motion by Member Nguyen, second by Vice President Le, to approve/authorize Administration to negotiate with and submit to Rainier a final facilities offer for facilities at the Mt. Pleasant High School site, including a proposed Facilities Use Agreement in accordance with the District's standard form, subject to subsequent ratification by the Board.

Vote: 5/0

8.05 Discussion and/or Action to Approve Final Proposition 39 Facilities Offer and Facilities Use Agreement with Summit Public School: Tahoma Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel

Public speaker(s):

- *Ajay Ramesh*
- *Jesus Zavala*
- *Kat Urbas*
- *Arianna Zavala*

Motion by Clerk Carrasco, second by Member Nguyen, to approve/authorize Administration to negotiate with and submit to Tahoma a final facilities offer for facilities at the Yerba Buena High School site, including a proposed Facilities Use Agreement in accordance with the District's standard form, subject to subsequent ratification by the Board.

Vote: 5/0

8.06 Discussion and/or Action to Approve Denial of Proposition 39 Facilities Request by Luis Valdez Leadership Academy Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel

Motion by Member Nguyen, second by Vice President Le, to approve denial of the Proposition 39 facilities request by the Luis Valdez Leadership Academy Charter School

Vote: 5/0

8.07 Presentation and Discussion regarding Draft of Local Control and Accountability Plan - Juan Cruz, Assistant Superintendent of Instructional Services

Public speaker(s):

- *Elizabeth Haertling*
- *Chris Evans*
- *Marisa Hanson*
- *Rabiah Khalid*
- *Ana Maciel*
- *Mary Servin*
- *Israel Cava*
- *Joshua Greene*

- Oscar Rios
- Stephanie Fisher
- Anthony Phan

Presentation item; no action taken

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

- 9.01 Hold Public Hearing at Approximately 6:38 p.m. (changed from originally scheduled time of 6:08 p.m.) for Mitigated Negative Declaration for Santa Teresa High School Stadium Lighting Project in Compliance with the California Environmental Quality Act (CEQA) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager**

Public hearing held

Public speaker(s):

- Jon Reinke

- 9.02 Adopt Resolution #2013/2014-20 Mitigated Negative Declaration for the Stadium Lighting Project at Santa Teresa High School in Compliance with the California Environmental Quality Act - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager**

Public speaker(s):

- Jon Reinke

Motion by Member Biehl, second by Vice President Le, to adopt Resolution #2013/2014-20 Resolution to Adopt a Mitigated Negative Declaration for the Stadium Lighting Project at Santa Teresa High School in Compliance with the California Environmental Quality Act.

Vote: 5/0

- 9.03 Hold Public Hearing at Approximately 6:40 p.m. (changed from originally scheduled time of 6:12 p.m.) for Mitigated Negative Declaration for Silver Creek High School Stadium Lighting Project in Compliance with the California Environmental Quality Act (CEQA) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager**

Public hearing held

There were no public speakers.

9.04 Adopt Resolution #2013/2014-21 Mitigated Negative Declaration for the Stadium Lighting Project at Silver Creek High School in Compliance with the California Environmental Quality Act - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Nguyen, second by Vice President Le, to adopt Resolution #2013/2014-21 Resolution to Adopt a Mitigated Negative Declaration for the Stadium Lighting Project at Silver Creek High School in Compliance with the California Environmental Quality Act.

Vote: 5/0

9.05 Hold Public Hearing at Approximately 6:42 p.m. (changed from originally scheduled time of 6:00 p.m.) for District Wide Energy Efficiency Project and Proposed District Wide Energy Services Contract (Government Code Section 4217.10 - 4217.18) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

Public hearing held

Public speaker(s):

- *Greg Boyle*

9.06 Discussion and/or Action to Approve Program Development Agreement with Chevron Energy Solutions Company - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

Public speaker(s):

- *Greg Boyle*
- *Emily Douglas*

Motion by Member Nguyen, second by Member Biehl, to approve authorization for the Associate Superintendent of Business Services to execute a Program Development Agreement with Chevron Energy Solutions Company to determine the specific energy conservation measures that will be used to support a proposed Energy Services Contract. Once it is determined through that process that the cost of the Energy Services Contract will be outweighed by the net savings provided through the improvements and energy conservation measures, those results and findings will be presented to the Board in accordance with the Government Code for the authorization to enter into and Energy Services Contract with Chevron Energy Solutions.

Vote: 5/0

- 9.07 Hold Public Hearing at Approximately 6:44 p.m. (changed from originally scheduled time of 6:05 p.m.) - Receive and Sunshine the Initial Proposal for Successor Contract: From East Side Teachers Association to East Side Union High School District - Cari Vaeth, Director, Human Resources**

Public hearing held

Public speaker(s):

- *Marisa Hanson*
- *Rosalind Taylor*

10. 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.

Any person may address the Board on any item on the meeting agenda. 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):

- *Silvia Amica – SLPs*
- *Rosalind Taylor – New District Logo*
- *Allan Roberts – Trust*
- *Grace Blondefield –Offer ASL4 at STHS*
- *Tara Benna – New District Logo*

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

- 11.01 Discussion, Consideration and/or Action to Amend January, 2014, through June, 2015, Board Meeting Calendar – Chris D. Funk, Superintendent**

Motion by Vice President Le, second by Member Nguyen, to amend the January, 2014, through June, 2015, Board Meeting Calendar, specifically to reschedule the April 10, 2014, Study Session to May 6, 2014.

Vote: 5/0

- 11.02 Adopt Resolution #2013/2014-19 Request For and Consideration to Consolidation of Elections and Approval of the Specifications of the Election Order – Chris D. Funk, Superintendent**

Motion by Member Biehl, second by Vice President Le, to adopt Resolution #2013/2014-19 Request For and Consideration to Consolidation of Elections and Approval of the Specifications of the Election Order.

Vote: 5/0

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

12.01 Presentation, Discussion and/or Action regarding Academic Report - Juan Cruz, Assistant Superintendent of Instructional Services

Public speaker(s):

- *Mulugeta Habtegabriel*

Presentation item; no action taken

12.02 Discussion and/or Action to Receive and Accept the 2014-2015 Comprehensive School Safety Plan Goals - Juan Cruz, Assistant Superintendent of Instructional Services

Motion by Member Nguyen, second by Vice President Le, to receive and accept the School Safety Plan Goals for the 2014-2015 school year.

Vote: 5/0

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

13.01 Discussion and/or Action to Receive and Adopt Second Reading of Amended Board Policy #3350 Travel Expenses - Marcus Battle, Associate Superintendent of Business Services, and Vida Branner, Director of Compensation and Classified Employee Relations

Motion by Member Nguyen, second by Vice President Le, receive and adopt the second reading of amended Board Policy #3350 Travel Expenses.

Vote: 5/0

13.02 Discussion and/or Action to Receive and Adopt Second Reading of Amended Board Policy #3513.1 Mobile Communication - Marcus Battle, Associate Superintendent of Business Services, and Vida Branner, Director of Compensation and Classified Employee Relations

Motion by Member Biehl, second by Vice President Le, to receive and adopt the second reading of amended Board Policy #3513.1 Mobile Communication.

Vote: 5/0

13.03 Discussion and/or Action to Approve the 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 Nguyen, second by Clerk Carrasco, to approve the Contract(s) for Professional Services over \$50,000 as recommended (attached) and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i)

extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract.

Vote: 5/0

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

14.01 Discussion and/or Action Regarding the Proposed Adoption of the Initial Proposal for Successor Contract: From the East Side Union High School District to East Side Teachers Association - Cari Vaeth, Director, Human Resources

Motion by Member Nguyen, second by Vice President Le, to adopt the District's initial proposal for successor contract to the East Side Teachers Association.

Vote: 5/0

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

15.01 Presentation, Discussion and/or Action to Award a Design-Build Contract for Swimming Pool Modernizations - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, Janice Unger, Capital Projects Purchasing Manager

Item pulled

15.02 Discussion and/or Action to Approve the Recommendation for the Addition to the Current List of Architectural Firms for the Measures E, G, and I Capital Improvement Program - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Biehl, second by Clerk Carrasco, to approve the addition of the listed nineteen (19) firms to the pool of firms qualified to provide architectural services.

Vote: 5/0

15.03 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, André Bell, Assistant Director of Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

Motion by Vice President Le, second by Clerk Carrasco, to ratify the CUPCCAA Informal Bond Project(s) as presented.

Vote: 5/0

Consent / Action Calendar Sections 16-20

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.

Motion by Vice President Le, second by Member Biehl, to approve the entire consent/action calendar, sections 16-20, as presented, except for item 20.02 which was pulled from the agenda.

Vote: 5/0

16. Board of Trustees / Superintendent - Consent / Action Calendar

- 16.01 Ratify/Approve Board Member(s) Lawful Expenses/Mileage to Conferences/ Workshops/Meetings**
- 16.02 Approve Minutes of January 16, 2014, Regular Board Meeting**
- 16.03 Approve Minutes of January 27, 2014, Board Study Session**
- 16.04 Approve Minutes of February 13, 2014, Regular Board Meeting**

17. Instructional Services / Student Services - Consent / Action Calendar

- 17.01 Approve School Field Trips**
- 17.02 Approve CAHSEE Local Waivers for Special Education Students**

18. Business Services - Consent / Action Calendar

- 18.01 Approve Contract(s) for Professional Services At or Below \$50,000**
- 18.02 Approve Memoranda of Understanding**
- 18.03 Approve Budget Transfers**
- 18.04 Approve Purchase Orders**
- 18.05 Approve Change Orders to Purchase Orders**
- 18.06 Accept Report of Credit Card Purchases for Statement Dated December 23, 2013**
- 18.07 Accept Warrant Register for the Month of February 2014**

19. Human Resources - Consent / Action Calendar

- 19.01 Ratify/Approve Classified Personnel Actions Presented March 20, 2014
- 19.02 Ratify/Approve Certificated Personnel Actions Presented March 20, 2014
- 19.03 Ratify/Approve Student Aide Personnel Actions Presented March 20, 2014

20. Facilities - Consent / Action Calendar

- 20.01 Approve Final Change Order #2 for W.C. Overfelt High School Modernization Building D/Classroom Project, E-040-005 (Zolman Construction & Development, Inc.)
- 20.03 Approve Notice of Completion for W.C. Overfelt High School Modernization Building D/Classroom Project, E-040-005 (Zolman Construction & Development, Inc.)

Item pulled from the agenda:

- 20.02 Approve Final Change Order #1 for Overfelt Adult Center Increment 1 & 4 Project, E-042-001 (Cal-Pacific Construction, Inc.)

Item pulled

21. WRITTEN REPORTS/RECOMMENDATION

- 21.01 Receive Quarterly Report on Santa Clara County Treasury Investment Portfolio Status as of December 31, 2013

Report received

22. FUTURE AGENDA ITEMS

- 22.01 Opportunity for Board of Trustees to Request Items on Future Agendas

Board Vice President Van Le

Item	Date (tentative)	Type
Scholarship Fund	April, 2014	Report
Adult Education ESL Program	June 19, 2014	Presentation/Discussion

Board Member Frank Biehl

Item	Date (tentative)	Type
Review of Board Policy regarding Alcohol	August 21, 2014	Discussion/Action

Board Member Lan Nguyen

Item	Date (tentative)	Type
International Baccalaureate (IB) Program	November, 2014	Presentation/Discussion

22.02 Future Items

Board President J. Manuel Herrera & Board Member Frank Biehl

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

Board Vice President Van Le

Item	Date (tentative)	Type
Foreign Language Classes (Chinese & Vietnamese)	June, 2014	Presentation/Discussion

22.03 Annual Governance Calendar

July
Summer School Program (concludes session)
Summer School Graduation

August
Board Retreat
Expulsion Hearing Panel Committee
First Day of School
Williams Quarterly Report

September
Board Study Session/Workshop
College Night
Conflict of Interest/Board Policy (updates)
Public Hearing and Adoption: Gann Spending Limit
Public Hearing: Sufficiency or Insufficiency of Textbooks
Unaudited Actuals

October
Bond Program Presentation
Solar Energy Presentation
Student Achievement Presentation
Superintendent's Annual Evaluation
Williams Quarterly Report

November
Board Study Session/Workshop
Election Orientation for New Board Members

December
Annual Organizational Board Meeting
CSBA Annual Conference
Election Orientation for New Board Members
End of First Semester
First Interim Report
Superintendent's Mid-Year Evaluation

January
Audit Report
Board Audit Committee Selections/Appointments
Board Retreat
Financial & Performance Audit Report for Bond Measures
Magnet Night
Martin Luther King, Jr. Writing, Art & Multi-Media Awards Ceremony & Reception
Policies & ByLaws (Begin Review by Series)
Sports Recognitions (Fall)
Technology Report
Williams Quarterly Report

February
African American Students Achievement Awards
Audit Committee Charter Amendment(s)
CSBA Delegate Assembly Election
Non-Re-Elects

March
Cesar Chavez Writing, Art & Multi-Media Awards Luncheon
March 15 Notices
Safety Plan Goals for Each Site
Second Interim Report
SJPD Secondary Employment Application
Vietnamese Students Achievement Awards

April
Board Study Session/Workshop
Form 700 – Statement of Economic Interests Due to Santa Clara County (filing)
Honor Nights
Migrant Education Awards Night
NSBA Annual Conference
Williams Quarterly Report

May
Board Self-Evaluation
Budget (Preliminary/Draft) Presentation
Employee Recognition Event
Graduations
Honor Nights
Last Day of School
Sports Recognitions (Winter/Spring)

June
Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)
Budget Adoption (second June Board Meeting)
Employee Retirement Celebration
ESTA Safety Survey
Master Contracts for Capitol Projects
Plan for Expelled Youth (due every three years – 2015)
Program Improvement Update
Safety Plan Assessment for Each School
Single Plan for Student Achievement (SPSA) for Each School
Summer School Program (session begins)
Superintendent's Annual Evaluation

23. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS

23.01 Board of Trustees

Lan Nguyen, Member

I attended a conference/event at the high school last Saturday and saw a presentation by Superintendent Funk and Assistant Superintendent Cruz regarding the LCAP. It was impressive in a way that it was easy to understand. Parents were very active and showed a lot of interest in the presentation. There were a lot of good questions. Your presence there and your presentation shows that you really wanted to get the parents input about the progress and what you do at the District level. They are very appreciative of that and, as a Board Member who attended the presentation, I also felt proud of the work we are doing here. Thank you for that!

Van Le, Board Clerk

I also attended the Vietnamese American Student Awards event. It was a very good event. Thank you staff and administration. I have connected with the Vietnamese media and they have put out a good feature about East Side.

I also want to say for the McKinney-Vento project that I and another former Board Member had teamed up to organize. We have tickets to the SaberCats game at the HP Arena from the Sports Authority, Shelly Wong. We received the tickets for the McKinney-Vento students to enjoy the game at the arena. Last year, we went to see the Sharks' game. This year, it will be to see the SaberCats game.

I also want to say that I am working and helping to organize the Asian American Heritage Festival. This year, it will be at YB on May 10. I would like to invite the Board and Superintendent to attend. We want to bring the flavor of the food, culture, student performances, and to bring the community together. I want to invite everyone to the May 10 event at YB.

J. Manuel Herrera, Board Vice President (no comment made)

Frank Biehl, Board President (no comment made)

Magdalena Carrasco, Board Clerk

We had our Audit Committee Meeting last week. There will be an item coming to the Board at the April meeting regarding some policy change that Total School Solutions has recommended. We had a very busy meeting. Trustee Biehl is asking to look at the alcohol policy because there was something discussed at our committee meeting.

Kelly has been very busy and doing a fabulous job at the school sites working with staff by training and making sure that everyone is following the rules and handling cash that way that it should be. I appreciate that; thank you, Kelly, so much!

Our next Audit Committee will be on August 27 from 6 PM to 8 PM. You are all invited to attend.

23.02 Chris D. Funk, Superintendent (no comment made)

24. 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 10:39 p.m.

Respectfully submitted,


Board Clerk

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

Preparing every student to thrive in a global s

APPROVED**March 20, 2014**
Agenda Item Details

Meeting	Mar 20, 2014 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION
Subject	13.03 Discussion and/or Action to Approve the 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 in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.

Public Content**EAST SIDE UNION HIGH SCHOOL DISTRICT****Item: 13.03**

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 the Contract(s) for Professional Services Over \$50,000

The attached list of Contract(s) for Professional Services 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 Contract(s) for Professional Services over \$50,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.

[Contracts Over \\$50k 2014 0320.pdf \(35 KB\)](#)

Executive Content

Last Modified by Betty Banderas on March 12, 2014

EAST SIDE UNION HIGH SCHOOL DISTRICT
Contract(s) for Professional Services Over \$50,000
 Board Meeting of March 20, 2014

1. Agape Foundation and 180 Degrees Program (RATIFICATION)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Juan Cruz Donna Bertrand	August 13, 2013 – June 30, 2014	\$252,900.00 Total Program Costs for Second Semester (\$220,900.00 Revenue from Agape Foundation) \$32,000.00 from ESUHSD Title I	Andrew Hill, Bettina Lopez Calero, Robert Ibarra Independence, Grettel Castro-Stanley Mt. Pleasant, Teresa Marquez Oak Grove, Martha Brazil Piedmont Hills, Traci Williams Silver Creek, Adolfo Laguna Yerba Buena, Tom Huynh

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve the acceptance of the grant funding from Agape Foundation and approve the ratification of the Agreement with 180 Degrees Program LLC for the second semester of the 2013-14 school year. The first semester grant Agreement was approved at the October 17, 2013, Board meeting.

Agape Foundation will give ESUHSD \$220,900.00 grant for the program along with ESUHSD's commitment of \$32,000 to pay for the 180 Degrees Program services.

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

Selection Process

No solicitation process took place for this service.

RECOMMENDATION

It is recommended that the Board of Trustees accept the grant funding from Agape Foundation and ratify the Agreement with 180 Degree Program LLC, for the second semester of the 2013/2014 school year in the amount of \$220,900.00.

2. Department of Rehabilitation

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Toby Hopstone Neena Mand Juan Cruz Donna Bertrand	July 1, 2014 – June 30, 2017	\$774,879.00 (Revenue) Special Education	Special Education Neena Mand, Coordinator Special Education

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to approve Administration to enter into a Multi-Year Cooperative Contract with the Department of Rehabilitation (DOR) to assist the District in the transitional process of special education students from the eleven (11) comprehensive high schools and one continuation high school.

The Cooperative Program serves 128 ESUHSD students annually, helps 50 students to complete their intake with Department of Rehabilitation, and provide placement for 34 students in employment. The Transition Partnership Program (TPP) contract serves students who are in their junior and senior year of their matriculation year of high school and have an identified disability. The student services and support are in the area of:

- Connecting with Adult Agency to help Adult outcome
- Career/Work Based Learning Experience
- Job Development, placement and follow up
- Job Coaching

The outcome of the TPP is to improve:

- Educational attainment
- Pre-employment and employment readiness skills
- Improved school attendance
- Increased work experiences
- Increased income

Selection Process

Not applicable

RECOMMENDATION

It is recommended that the Board of Trustees approve a Cooperative Contract with the Department of Rehabilitation (DOR) for the contract term July 1, 2014, through June 30, 2017, for the provision of vocational rehabilitation services through the Transition Partnership Program (TPP).

3. Orloff Williams

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Chris D. Funk Donna Bertrand	November 15, 2013 – June 30, 2014 (changed from May 15, 2014)	\$70,000.00 (Increase amount) 60% General Fund 20% Common Core 20% Title II (a)	Education Center/ Superintendent Chris D. Funk, Superintendent

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Amendment #2/Change Order #2 to the Agreement with Orloff Williams for the increased amount of \$70,000.00 for the additional scope of work as defined below and to extend the contract term through June 30, 2014.

The additional services to be provided by Orloff Williams shall include, but not be limited to: 1. The development of the recruitment materials on each school and on A-G; 2. Bond Gratitude signs; 3. Media Crisis training for all administration; and, 4. Retainer for future work as needed.

Original Agreement/Purchase Order Amount approved on October 17, 2013 for \$50,000.00 + Amendment #1/ Change Order #1 in the amount of \$30,000.00 + Amendment #2/Change Order #2 in the amount of \$70,000.00 = New Agreement/Purchase Order Amount of \$150,000.00 (not-to-exceed).

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 approve Amendment #2/Change Order #2 to the Contract Services Agreement with Orloff Williams for the increased amount of \$70,000.00, and to extend the term through June 30, 2014. All other Terms and Conditions remain the same.

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

Preparing every student to thrive in a global soci

APPROVED**March 20, 2014**
Agenda Item Details

Meeting	Mar 20, 2014 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR
Subject	18.01 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 attached Contract(s) for Professional Services at or below \$50,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.

Public Content**EAST SIDE UNION HIGH SCHOOL DISTRICT****Item: 18.01**

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 Contracts for Professional Services at or below \$50,000 being recommended for Board approval and authorization is being requested for the Superintendent and/or designee to execute amendments to the Contracts that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.

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 attached Contract(s) for Professional Services at or below \$50,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount (based on the original contract amount plus all approved amendments in the

aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.

[Contract Under \\$50k 2014 0320.pdf \(32 KB\)](#)

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 March 12, 2014

EAST SIDE UNION HIGH SCHOOL DISTRICT
Professional Contract(s) Services At or Below \$50,000
 Board Meeting of March 20, 2014

	Contractor Name	Reviewed By	Contract Period	Cost/ Funding	School/Dept. Manager	Purpose
1.	Colorado Legacy Foundation	Chris D. Funk Juan Cruz Donna Bertrand	March 6, 2014 – March 31, 2014	\$2,500.00 Common Core	Education Center/ District Wide Juan Cruz, Assistant Superintendent	REQUEST FOR RATIFICATION To sign a Memorandum of Understanding for the provision of a one-day Literacy Design Collaborative training.
2.	Infinite Campus	Randy Phelps Marcus Battle Donna Bertrand	March 20, 2014 – April 30, 2014	\$4,500.00 (not- to-exceed) General Fund	Information Technology Randy Phelps, Director	To provide two days of Schedule Wizard training, workshops, and troubleshooting on site at the District Office.
3.	International Association for Human Values (IAHV)	Chris D. Funk Donna Bertrand	March 20, 2014 – June 30, 2014	\$20,000.00 (not-to-exceed) Title II (a)	District Wide Chris D. Funk, Superintendent	To provide their YES! S.M.A.R.T (Stress Management and Resilience Training) training District wide. IAHV's S.M.A.R.T. Educator's Course is a professional development program for educators and administrators designed to strengthen the individual through practical tools and life skills to manage stress and emotions. The 10-hour experiential learning curriculum includes modules on stress management, conflict resolution and teamwork, as well as an introduction to the YES! for Schools student curriculum. The course will be taught by YES! for Schools International Director, Bill Herman, along with the SFBA team. No solicitation took place for this service.

4.	Jill Bromenschenkel, dba Connectivity Learning, LLC	Ginny Davis Grettel Castro-Stanley Juan Cruz Donna Bertrand	March 20, 2014 – May 30, 2014	\$7,500.00 EIA	Independence Grettel Castro-Stanley	To provide services that will foster digital experiences to move students, specifically English Learners (EL) into authentic next generation (Next Gen) skills and workplace-worthy interaction and academic language proficiency, and to foster teacher development of technology skills and student learning strategies to increase academic language interaction, professional connections and growth, and students' digital engagement.
5.	Kamala Carlson/Jessica Grimes, dba Academic Edge	Lauren Kelly Juan Cruz Donna Bertrand	April 1, 2014 – April 30, 2014	\$7,500.00 (not-to-exceed) General Fund	Evergreen Valley Lauren Kelly, Principal	For the procurement of Supersonic writing Tips: Grammar Cards and on-site training on how to use the cards.
6.	Mathematics Vision Project LLC	Kirsten King Juan Cruz Donna Bertrand	March 21, 2014 – August 31, 2014	\$50,000.00 (not-to-exceed) Common Core	District Wide Juan Cruz, Assistant Superintendent	Consultant will provide 3 professional development sessions with respect to the Mathematics Vision Project (MVP) along with all materials for the high school teachers served by the East Side Union High School District. The professional development will include, but may not be limited to the following: an overview of the MVP materials, understanding the frameworks on which the materials are built, experience several learning cycles and tasks from the MVP materials, as well as addressing anxieties and difficulties that participating teachers have with regard to implementation of MVP materials, and new Core Standards.
7.	Radonich Corporation, dba Cal Coast Telecom	Randy Phelps Marcus Battle Donna Bertrand	October 1, 2013 – October 31, 2013	\$968.50 General Fund	Information Technology Randy Phelps, Director	No solicitation took place for this service. This is a Single Source Vendor as they are the only one who can provide training on their product. REQUEST FOR RATIFICATION To provide contracted IT service work at Independence Adult Education Center.

8.	University of Washington	Juan Cruz Donna Bertrand	October 1, 2012 – June 30, 2018 (changed from June 30, 2017)	\$25,000.00 (REVENUE)	Oak Grove, Martha Brazil Modified: Mt. Pleasant and Yerba Buena High Schools are no longer participating in the study.	<p>This amendment is issued (1) to allow Oak Grove High School to expand to have two sections of AP Chemistry participate in the study and (2) to extend the study to the 2015-16 school year and data collection through June 30, 2018.</p> <p>Original Agreement approved by the Board at the February 14, 2013, Board meeting.</p> <p>History about the study: In 2012, National Science Foundation (NSF) provided a grant to the University of Washington (UW), and its subcontractors, SRI International (SRI) and George Washington University (GWU) to conduct a study, named the “Evaluation of the Sustainability and Effectiveness of Inquiry-Based Advanced Placement Science Courses: Evidence from an In-Depth Formative Evaluation & Randomized Controlled Study” (Study). The Study will assess whether taking an inquiry-based AP Biology or Chemistry course will cause students to be more interested and competent in scientific inquiry, more likely to enroll in and complete college, and more likely to pursue and persist in science, technology, engineering, and mathematics (STEM) majors.</p> <p>ESUHSD has agreed to assist with the Study. The high schools listed will offer a new AP Chemistry course in both 2013-14 and 2014-15 school years. The Agreement describes the Study design and the nature of the effort, specifies the roles and responsibilities of the UW and the ESUHSD to carry out the tasks of the Study successfully, and to specify the consideration that the parties agree to contribute in meeting those responsibilities.</p>
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