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Agenda Item Details

Meeting Nov 20, 2014 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED AGENDA

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

Subject 16.03 Approve Minutes of October 16, 2014, Regular Board Meeting

Access Public

Type Action

Recommended Action It is recommended that the Board of Trustees approve the October 16, 2014, Regular Board Meeting minutes as presented.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 16.03

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

SUBJECT: Approve Minutes of October 16, 2014, Regular Board Meeting

Attached are the minutes of the October 16, 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 October 16, 2014, Regular Board Meeting minutes as presented.

**EAST SIDE UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
APPROVED November 20, 2014**





**EAST SIDE UNION HIGH SCHOOL DISTRICT
REGULAR MEETING
OF THE
BOARD OF TRUSTEES
Meeting Held at Education Center – Board Room
October 16, 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 4:06 p.m. by President J. Manuel Herrera.

Members present:

President J. Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, and Member Frank Biehl

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

President J. Manuel 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.

There were no public speakers.

1.03 Recess to Closed Session in the Superintendent's Conference Room (Open Session will resume at the end of Closed Session at approximately 6:00 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): *None*

2.02 Public Employee Performance Evaluation (Government Code Section 54957)

- *Superintendent*

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 Educational Services

Cari Vaeth, Associate Superintendent of Human Resources

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 L. Flatter; and*
- *Two (2) Potential Cases*

Motion by Member Frank Biehl, second by Vice President Van Le, to reject the claim for damages of L. Flatter.

Vote: 5/0

*Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco,
Member Lan Nguyen, Member Frank Biehl*

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

- *Two (2) Potential Cases*

**2.08 Conference with Legal Counsel – Existing Litigation
(Paragraph (1) of subdivision (d) of Section 54956.9)**

- *Vera Fox v. East Side Union High School District, et al., Santa Clara County Superior Court Case no. 113-CV-247428*
- *Cal-Pacific Construction, Inc. v. East Side Union High School District, Santa Clara County Superior Court Case No. 114-CV-259895*

Motion by Member Frank Biehl, second by Member Lan Nguyen, to approve a settlement agreement between the District and Cal Pacific, which includes a payment by the District to Cal Pacific in the amount of \$255,000, inclusive of all contract balances and retention currently held by the District on the Overfelt Adult Education Center Project and the Andrew Hill Title IX Modernization Project. The agreement also includes dismissal of the lawsuit with prejudice, mutual releases of claims, and subject to approval of the Governing Board.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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

3. PLEDGE OF ALLEGIANCE

4. WELCOME AND EXPLANATION TO AUDIENCE

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

President J. Manuel 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.

The following agenda items will be heard out of order:

Item 13.03 will be heard after item 8.03

6. BOARD SPECIAL RECOGNITION(S)

No Items on Calendar Under this Section

7. Student Board Liaisons

No Items on Calendar Under this Section

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.

8.02 180 Degrees Program Presentation - Dean L. Renfrow, President of 180 Degrees Program, LLC

Presentation item; no action taken

Dean Renfrow, President of 180 Degrees Program, was recognized for his ongoing support to the students and staff of the East Side Union High School District.

8.03 Presentation and/or Discussion on the Annual Energy Savings and Performance Report of the Solar Program, Year 3 - Marcus Battle, Associate Superintendent of Business Services, David Baldwin, Director, Energy Management, and Emily Douglas, Program Development Manager from OpTerra Energy Services

Presentation item; no action taken

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

No Items on Calendar Under this Section

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.

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. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.

There were no public speakers.

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

11.01 Discussion and/or Action to Approve Resolution #2014/2015-06 to Adopt Conflict of Interest Code and to Receive and Adopt Second Reading of Amended Board ByLaw #9270 Conflict of Interest and Revolving Door Restrictions – Chris D. Funk, Superintendent, and Rogelio Ruiz, Legal Counsel

Motion by Vice President Van Le, second by Member Lan Nguyen, to receive and approve Resolution #2014/2015-06 to adopt the Conflict of Interest Code and receive and adopt the second reading of Board ByLaw #9270 Conflict of Interest and Revolving Door Restrictions and Appendix.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

11.02 Discussion and/or Action to Receive and Adopt the Second Reading of Revised Board Policy #1220 Citizen Advisory Committees - Chris D. Funk, Superintendent, and Rogelio Ruiz, Legal Counsel

Motion by Member Lan Nguyen, second by Member Frank Biehl, to receive and adopt the second reading of the draft amendments to Board Policy #1220 Citizen Advisory Committees.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

11.03 Discussion and/or Action to Receive and Adopt the Second Reading of Draft Proposed Recommended Amendments to Citizens' Bond Oversight Committee ByLaws - Chris D. Funk, Superintendent, and Rogelio Ruiz, Legal Counsel

Motion by Vice President Van Le, second by Member Frank Biehl, to receive and adopt the second reading of the draft amendments to the ByLaws of the Citizens' Bond Oversight Committee.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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

12.01 Presentation, Discussion and/or Action regarding Strategic Plan Key Performance Measure Data Points - Juan Cruz, Associate Superintendent of Educational Services

Presentation item; report accepted

12.02 Presentation, Discussion and/or Action regarding Summer School 3-Year Trend - Juan Cruz, Associate Superintendent of Educational Services

Presentation item; no action taken

12.03 Receive the Third Valenzuela/CAHSEE and Williams Settlement Uniform Complaints Quarterly Report for Period Covering July 1, 2014, through September 30, 2014, as required by EC 35186 (Williams Settlement Legislation SB550 and AB2727) - Juan Cruz, Associate Superintendent of Educational Services

Motion by Member Frank Biehl, second by Member Lan Nguyen, to accept the Third Quarterly Valenzuela/CAHSEE and Williams Settlement Uniform Complaint report for the period covering July 1, 2014, through September 30, 2014, as required by EC 35186 (Williams Settlement Legislation SB550 and AB2727).

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

12.04 Discussion and/or Action to Receive and Adopt the Second Reading of Proposed Amendment to Board Policy 5131.6 Alcohol and Other Drugs - Juan Cruz, Associate Superintendent of Educational Services

Motion by Member Frank Biehl, second by Vice President Van Le, to receive and adopt the second reading of the proposed amendment to Board Policy 5131.6 Alcohol and Other Drugs.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

12.05 Discussion and/or Action to Approve Agreement and Adopt Resolution #2014/2015-05 – Authorizing the Acceptance of Mayor’s Gang Prevention Task Force Agreements with the City of San Jose from July 1, 2013, through September 30, 2016 - Juan Cruz, Associate Superintendent of Educational Services, and Jennifer Klassen, Coordinator of Student Services

Motion by Clerk Magdalena Carrasco, second by Member Lan Nguyen, approve the Agreement and adopt Resolution #2014/2015-05 – Authorizing the Acceptance of Mayor’s Gang Prevention Task Force Agreements with the City of San Jose from July 1, 2013, through September 30, 2016.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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

13.01 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco, to approve the contract(s) for professional services over \$25,000 as recommended (attached) and authorization 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, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

13.02 Discussion and/or Action to Authorize Oak Grove High School Band Boosters, a School Connected Organization, to Solicit Contributions or Funds per Education Code 51520(a) and 51521 - Marcus Battle, Associate Superintendent of Business Services, Karen Poon, Director of Finance, and Kelly Kwong, Senior Manager of Internal Controls

Motion by Vice President Van Le, second by Member Lan Nguyen, to authorize Oak Grove High School Band Boosters, a School Connected Organization, pursuant to Education Code 51520(a) and 51521 to solicit contributions or funds on any District site for nonpartisan and charitable purposes for the benefit of District students with the condition that they must submit their financial statements and reconciled bank statements 30 days after each calendar quarter.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

13.03 Discussion and/or Action to Approve Request for a One-Time Waiver of Board Policy 5142.1 to Allow for a Fireworks Display at Mt. Pleasant High School on November 14, 2014 - Marcus Battle, Associate Superintendent of Business Services

Public speaker:

- *Emilio Gutierrez*

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco, to approve the request for a one-time waiver of Board Policy 5142.1 to allow for a fireworks display at Mt. Pleasant High School, subject to the conditions as presented and the approval from the San Jose Fire Marshall.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

13.04 Discussion and/or Action to Receive and Adopt Second Reading of Proposed New, Amended and Deleted 3000 - Business and Noninstructional Operations Board Policy Series - Marcus Battle, Associate Superintendent of Business Services

Motion by Member Frank Biehl, second by Vice President Van Le, to receive and adopt the second reading of the proposed new, amended, and deleted 3000 - Business and Noninstructional Operations Board Policy series, except Board Policy #3350 Travel Expenses. Board Policy #3350 will be reviewed further by Legal Counsel, specifically the wording related to tips and gratuities, and will be resubmitted for consideration and adoption by the Board of Trustees.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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

14.01 Discussion and/or Action to Approve Variable Term Waiver Request for Certificated Employee - Cari Vaeth, Associate Superintendent of Human Resources

Motion by Member Frank Biehl, second by Member Lan Nguyen, to approve the variable term waiver request for certificated employee.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

14.02 Discussion and/or Action to Approve Classified Job Description and Salary Range for Data Assurance and Accountability Specialist - Cari Vaeth, Associate Superintendent of Human Resources

Motion by Vice President Van Le, second by Member Lan Nguyen, to approve the classified job description and salary range for Data Assurance and Accountability Specialist.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

14.03 Discussion and/or Action to Approve Classified Job Description and Salary Range for Data Dissemination, Support and Training Specialist - Cari Vaeth, Associate Superintendent of Human Resources

Motion by Member Frank Biehl, second by Member Lan Nguyen, to approve the classified job description and salary range for Data Dissemination, Support and Training Specialist.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

14.04 Discussion and/or Action to Approve Classified Job Description and Salary Range for Information Data Analyst - Cari Vaeth, Associate Superintendent of Human Resources

Motion by Vice President Van Le, second by Member Frank Biehl, to approve the classified job description and salary range for Information Data Analyst.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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

15.01 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco, to approve the bond/capital projects contract(s) as presented (attached); and to authorize the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term up to ten percent (10%) of the original Board-approved contract amount, but not to exceed \$175,000.00 in total and change orders to contracts for capital construction related professional services up to ten percent (10%) of the original contract value, but not to exceed \$50,000.00 as per Board Policy 3312.1.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

15.02 Ratify Staff Delegation to Make a Finding that the Independence High School Performing Arts Center - Building F Modernization Project is Substantially Complex and is Subject to Ten Percent (10%) Retention - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Lan Nguyen, second by Member Frank Biehl, to ratify the staff's finding that the Independence High School Performing Arts Center - Building F Modernization Project is substantially complex and is subject to ten percent (10%) retention.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

15.03 Discussion and/or Action to Ratify CUPCAA 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 Purchasing, and Janice Unger, Capital Projects Purchasing Manager

Motion by Vice President Van Le, second by Member Frank Biehl, to ratify the CUPCAA informal project(s) as presented.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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 Member Lan Nguyen, second by Member Frank Biehl, to approve the entire consent/action calendar, sections 16-20, as presented.

Vote: 5/0

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

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

- 16.01 Ratify/Approve Board Member(s) Lawful Expenses/Mileage to Conferences/ Workshops/Meetings**
- 16.02 Ratify/Approve Superintendent's Attendance and Lawful Expenses to Conferences/ Workshops/Meetings**
- 16.03 Approve Minutes of September 18, 2014, Regular Board Meeting**
- 16.04 Approve Minutes of September 20, 2014, Board Retreat**

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

- 17.01 Approve School Field Trips**

18. Business Services - Consent / Action Calendar

- 18.01 Approve Award of Bids and Request for Proposals**
- 18.02 Ratification of Contract(s) for Professional Services At or Below 25,000**
- 18.03 Approve Memoranda of Understanding**
- 18.04 Approve Purchase Orders**
- 18.05 Approve Change Orders to Purchase Orders**

18.06 Accept Report of Credit Card Purchases for Statement Dated August 22, 2014

18.07 Approve Budget Transfers for the Month of September, 2014

18.08 Accept Warrant Register for the Month of September, 2014

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

19.01 Ratify/Approve Classified Personnel Actions Presented October 16, 2014

19.02 Ratify/Approve Certificated Personnel Actions Presented October 16, 2014

19.03 Ratify/Approve Student Aide Personnel Actions Presented October 16, 2014

20. **Facilities - Consent / Action Calendar**

20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000

20.02 Approve Award of Bids and Request for Proposals for Bond/Capital Projects

20.03 Amend Final Change Order #1 for Overfelt Adult Center Increment 1 & 4 Project, E-042-001 (Cal-Pacific Construction, Inc.) Bid #: B-03-11-12, PO # 203015

20.04 Amend Final Change Order #2 for Andrew Hill High School Title IX Interior Modernization Project, E-025-001 (Cal-Pacific Construction, Inc.)

21. **WRITTEN REPORTS/RECOMMENDATION**

21.01 Receive Update to Previously Approved Allowance for the Current Andrew Hill High School New Building 100 Classroom Modernization

Item received

21.02 Receive from Santa Clara County Office of Education the Approval Letter for the 2014-15 Adopted Budget

Public speaker:

- *Marisa Hanson, ESTA President*

Item 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
Process for Board Member Carrasco's Replacement	November, 2014	Discussion/Action
After School Programs/Homework Centers	TBD	Written Report
English Language Development (ELD) Report	TBD	Written Report

22.02 Future Items

Board President J. Manuel Herrera & Board Member Frank Biehl

Item	Date (tentative)	Type
PE Credit	January, 2015	Presentation/Discussion

Board Vice President Van Le

Item	Date (tentative)	Type
Child Nutrition Services: Meals	November 20, 2014	Presentation/Discussion
Failed Courses	Quarterly	Written Report

Board Member Frank Biehl

Item	Date (tentative)	Type
No Child Left Behind (NCLB) and Magnet Program Transfer Requests	November, 2014	Written Report
Establish Task Force to Review Schools' Start Times	TBD	Discussion/Action

Board Member Lan Nguyen

Item	Date (tentative)	Type
International Baccalaureate (IB) Program	November, 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
Receive Annual Developer Fees 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
Latino Student Awards
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, Board Member

I am glad to be back and meeting with the Board. Most of you know that I had an emergency appendectomy the day after the Board meeting last month. I am happy to be back.

Van Le, Board Vice President

My company has put out some grants for all high schools to celebrate My Drive, from \$25,000 to \$100,000. I hope that one of our high schools will receive the grant.

Last week, I attended the American Leadership Forum. They talked about how we measure assessment without API and how do we engage parents.

I also attended last week the Latino/Latina Role Model Conference. The program was very interesting. I would like to see if they could do same type of program for Vietnamese students.

In the next couple of weeks, I will be visiting schools. I would like thank the Principals for working with my schedule.

Frank Biehl, Board Member

I really had an enjoyable time at College Day at Overfelt High School on October 10. I enjoyed seeing all the college-related activities happening on the campus that day.

On the 11th, I attended the Latino/Latina Role Model Conference where Manuel Herrera was a featured speaker.

They were both very good experiences.

J. Manuel Herrera, Board President

The Latino/Latina Role Model Conference went on this past weekend, Saturday, for the 24th consecutive year. It is put on by the Herrera Family, led by my brother, Esau Herrera, my sister, Rebecca Rivera, and others from the family and close friends. We typically have 400-500 students at 8 AM on a Saturday morning through the morning and the afternoon and a very vibrant and alive crowd of students. I had the privilege of delivering the keynote for a good six minutes. I really enjoyed it. My brother, Esau, said afterwards that, in the written evaluations, that there were a few very positive comments about my remarks.

Magdalena Carrasco, Board Clerk (no comments made)

23.02 Chris D. Funk, Superintendent

No report/comments

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.

President J. Manuel Herrera adjourned the meeting at 8:10 PM.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'M. Herrera', written in a cursive style.

Board Clerk



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting	Oct 16, 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	13.01 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator
Type	Action, Discussion
Recommended Action	It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 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, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 13.01

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

SUBJECT: Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000

The attached contract(s) for professional services over \$25,000 are being presented for Board review and approval and to authorize administration to amend said contracts in accordance with Board Policy 3312.1.

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 \$25,000 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, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

[10-16-2014 Contracts over \\$25k.pdf \(121 KB\)](#)

Motion & Voting

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as recommended (attached) and authorization 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, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco.

Final Resolution: Motion Carries

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

EAST SIDE UNION HIGH SCHOOL DISTRICT
Contract(s) for Professional Services Over \$25,000
 Board Meeting of October 16, 2014; Item 13.01

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, 2014 – June 30, 2015	\$269,700 Total Program Costs for First Semester (\$225,300 Revenue from Agape Foundation) \$42,500.00 ESUHSD's contribution to the Program Various	Oak Grove, Martha Brazil Yerba Buena, Tom Huynh Piedmont Hills, Traci Williams Andrew Hill, Bettina Lopez Independence, Grettel Castro-Stanley Silver Creek, Adolfo Laguna Mt. Pleasant, Teresa Marquez Calero, Robert Ibarra

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 first semester of the 2014-15 school year.

180 Degree's continued mission is to passionately help youth enhance their lives by accepting personal accountability and to continuously strive toward the goal of achieving their full potential, "one degree" at a time. 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 always deliver these services in the most professional, innovative, and highly effective manner.

Selection Process

No solicitation process took place for this service.

RECOMMENDATION

It is recommended that the Board of Trustees accept the grant from Agape Foundation and ratify the Agreement with 180 Degrees Program LLC, for the first semester of the 2014/2015 school year in the amount of \$225,300.

2. Borderlan Security (Ratification)

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Randy Phelps Marcus Battle Donna Bertrand	August 1, 2014 – August 1, 2015	\$27,387 General Fund	Education Center/ Information Technology Randy Phelps, Director

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees ratify the Agreement with Borderlan Security for the purpose of providing the iBoss Web Filter License for 12 months.

The iBoss device provides the appropriate filtering to both protect ESUHSD students and staff; and comply with federal guidelines and standards as they relate to Children's Internet Protection Act (CIPA) and requirements for E-Rate funding. The iBoss provides several other elements that are critical to current and future success in providing access and bandwidth to our users. It allows us, for the first time, the ability to meter and expand bandwidth for specific applications and websites. It allows us to prioritize traffic and, by doing so, it will maximize our current bandwidth. In the future, when we have additional bandwidth, it will provide us the ability to customize the quality of service different groups receive.

Selection Process

Three quotes received and evaluated. Borderlan Security provided the lowest responsible quote.

RECOMMENDATION

It is recommended that the Board of Trustees ratify the Agreement with Borderlan Security for the purpose of providing the iBoss Web Filter License for the contract term of August 1, 2014, through August 1, 2015, in the amount of \$27,387; and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

3. Chasing Fireflies, Inc., dba Club Z

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Tim Nguyen Juan Cruz Donna Bertrand	October 17, 2014 – April 30, 2015	\$108,566.40 Title I	Andrew Hill, Oak Grove, W. C. Overfelt, Yerba Buena, Mt. Pleasant, Silver Creek, and Independence Tim Nguyen, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve the Agreement with Chasing Fireflies, Inc., dba Club Z for the purpose of providing Supplemental Educational Services (SES) to Title I Students at program improvement year 2+ schools.

The term "supplemental educational services" refers to free extra academic help, such as tutoring or remedial help, that is provided to students in subjects such as reading, language arts, and math. This extra help can be provided before or after school, on weekends, or in the summer. Services are provided either as one-to-one or one-to-five ratios (tutor/student ratios). The State allows home, off-site, or on-site services.

Selection Process

The State requires Districts use their approved SES providers to provide these services. Therefore, ESUHSD invited three State-approved SES providers to attend school site fairs for parents/students. Parents of Title I students are then asked to select a SES provider for their student. Once the fairs are over, ESUHSD is then able to offer contracts to those providers with whom the parents have selected.

This year, three State approved providers were invited and all three are being recommended for contracts (Chasing Fireflies, Inc., dba Club Z; RSB Education, Inc., dba Sylvan Learning Center of Santa Clara County; and The Community College Foundation).

RECOMMENDATION

It is recommended that the Board of Trustees approve the Contract Services Agreement with Chasing Fireflies, Inc., dba Club Z for the purpose of providing Supplemental Educational Services (SES) for the contract term of October 17, 2014, through April 30, 2015, in the amount of \$108,566.40; and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

4. Department of Air Force (Ratification)

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Martha Brazil Juan Cruz Donna Bertrand	July 1, 2014 – June 30, 2015	(\$100,000) estimated Revenue	Oak Grove Martha Brazil, Principal

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees ratify the Agreement with the Department of the Air Force for the purpose of providing an Air Force Junior Reserve Officer training Corps (AFJROTC) unit at Oak Grove High School.

The agreement is required for the program and sets the maximum reimbursement rates for the teacher's pay and travel; and the percentage that they reimburse ESUHSD (60% of AFJROTC's Minimum Instructor Pay).

Selection Process

N/A

RECOMMENDATION

It is recommended that the Board of Trustees ratify the Agreement with the Department of the Air Force for the purpose of providing an Air Force Reserve Officer Training Corps (AFJROTC) for the contract term of July 1, 2014, through June 30, 2015, in an estimated annual revenue amount of (\$100,000); and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

5. Hanover

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Chris D. Funk Donna Bertrand	November 1, 2014 – March 31, 2016	\$48,000 General Fund	Education Center Chris D. Funk, Superintendent

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve the Agreement with the Hanover Research Council LLC, for the purpose of providing their Paragon K12 teacher selection instrument via the web.

Paragon is a teacher selection instrument designed to help school districts assess teacher candidates for employment. Using predictive modeling, Paragon K12 ranks an unlimited number of Client's applicants during the Term of the Agreement for a given position according to their likelihood to impact student outcomes, while providing broader information on each candidate that a hiring manager may use to assess cultural fit and inform in-person interviews.

Selection Process

N/A

RECOMMENDATION

It is recommended that the Board of Trustees approve the Agreement with the Hanover Research Council LLC for the purpose of providing their Paragon K12 teacher selection instrument via the web for the contract term of November 1, 2014, through March 31, 2016, in the amount of \$48,000; and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

6. RSB Education, Inc., dba Sylvan Learning Center of Santa Clara County

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Tim Nguyen Juan Cruz Donna Bertrand	October 17, 2014 – April 30, 2015	\$180,944 Title I	Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, Mt. Pleasant, Silver Creek, Pegasus, and Independence Tim Nguyen, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve the Agreement with RSB Education, Inc., dba Sylvan Learning Center of Santa Clara County for the purpose of providing Supplemental Educational Services (SES) to Title I Students at program improvement year 2+ schools.

The term "supplemental educational services" refers to free extra academic help, such as tutoring or remedial help, that is provided to students in subjects such as reading, language arts, and math. This extra help can be provided before or after school, on weekends, or in the summer. Services are provided either as one-to-one or one-to-five ratios (tutor/student ratios). The State allows home, off-site, or on-site services.

Selection Process

The State requires districts to use their approved SES providers to provide these services. Therefore, ESUHSD invited three State-approved SES providers to attend school site fairs for parents/students. Parents of Title I students are then asked to select an SES provider for their student. Once the fairs are over, ESUHSD is then able to offer contracts to those providers with whom the parents have selected.

This year, three State approved providers were invited and all three are being recommended for contracts (Chasing Fireflies, Inc., dba Club Z; RSB Education, Inc., dba Sylvan Learning Center of Santa Clara County; and The Community College Foundation).

RECOMMENDATION

It is recommended that the Board of Trustees approve the Contract Services Agreement with RSB Education, Inc., dba Sylvan Learning Center of Santa Clara County for the purpose of providing Supplemental Educational Services (SES) for the contract term of October 17, 2014, through April 30, 2015, in the amount of \$180,944; and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

7. The Community College Foundation

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Tim Nguyen Juan Cruz Donna Bertrand	October 17, 2014 – April 30, 2015	\$153,802.40 Title I	Andrew Hill, James Lick, Oak Grove, W. C. Overfelt, Yerba Buena, Mt. Pleasant, Silver Creek, Pegasus, and Independence Tim Nguyen, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve the Agreement with The Community College Foundation for the purpose of providing Supplemental Educational Services (SES) to Title I Students at program improvement year 2+ schools.

The term "supplemental educational services" refers to free extra academic help, such as tutoring or remedial help, that is provided to students in subjects such as reading, language arts, and math. This extra help can be provided before or after school, on weekends, or in the summer. Services are provided either as one-to-one or one-to-five ratios (tutor/student ratios). The State allows home, off-site, or on-site services.

Selection Process

The State requires districts to use their approved SES providers to provide these services. Therefore, ESUHSD invited three State-approved SES providers to attend school site fairs for parents/students. Parents of Title I students are then asked to select an SES provider for their student. Once the fairs are over, ESUHSD is then able to offer contracts to those providers with whom the parents have selected.

This year, three State approved providers were invited and all three are being recommended for contracts (Chasing Fireflies, Inc., dba Club Z; RSB Education, Inc., dba Sylvan Learning Center of Santa Clara County; and The Community College Foundation).

RECOMMENDATION

It is recommended that the Board of Trustees approve the Contract Services Agreement with The Community College Foundation for the purpose of providing Supplemental Educational Services (SES) for the contract term of October 17, 2014, through April 30, 2015, in the amount of \$153,802.40; and authorize Administration to execute change orders in accordance with Board Policy 3312.1.



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Agenda Item Details

Meeting	Oct 16, 2014 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	15. FACILITIES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION
Subject	15.01 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager
Type	Action, Discussion
Recommended Action	It is recommended that the Board of Trustees approve the bond/capital projects contract(s) as presented; and to authorize the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term up to ten percent (10%) of the original Board-approved contract amount, but not to exceed \$175,000.00 in total and change orders to contracts for capital construction related professional services up to ten percent (10%) of the original contract value, but not to exceed \$50,000.00 as per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 15.01

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

SUBJECT: Discussion and/or Action to Approve the 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 presented; and to authorize the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term up to ten percent (10%) of the original Board-approved contract amount, but not to exceed \$175,000.00 in total and change orders to contracts for capital construction related professional services up to ten percent (10%) of the original contract value, but not to exceed \$50,000.00 as per Board Policy 3312.1.

[Contracts_Over_\\$50KFINAL.pdf \(128 KB\)](#)

[Attachment A.pdf \(118 KB\)](#)

[Attachment B.pdf \(153 KB\)](#)

Motion & Voting

It is recommended that the Board of Trustees approve the bond/capital projects contract(s) as presented (attached); and to authorize the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term up to ten percent (10%) of the original Board-approved contract amount, but not to exceed \$175,000.00 in total and change orders to contracts for capital construction related professional services up to ten percent (10%) of the original contract value, but not to exceed \$50,000.00 as per Board Policy 3312.1.

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco.

Final Resolution: Motion Carries

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

EAST SIDE UNION HIGH SCHOOL DISTRICT
Bond/Capital Projects Contract(s) for Services over \$50,000
Board Meeting of October 16, 2014 - Item 15.01

1. Cody Anderson Wasney Architects - Ratification

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Janice Unger André Bell Marcus Battle	October 20, 2011 – February 28, 2014 (extended to December 31, 2014)	\$37,510.00 (not to exceed increased amount) Measure E	Andrew Hill High School/Facilities Bettina Lopez, Principal Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees ratify Amendment No. 02 & Amendment No. 03 and Change Order No. 02 to Purchase Order #201164 to extend the contract time and increase fees on Work Authorization No. 04 for the extended scope of services requested by staff for the Andrew Hill High School Addition of Building 100 Project (E-025-003). The increase amount for Amendment No. 2 is for \$21,000.00. The increase amount for Amendment No. 03 is for \$16,510.00.

On May 31, 2011, the Board of Trustees approved an architectural work authorization agreement for the design of the Andrew Hill High School Addition of Building 100 Project with Cody Anderson Wasney Architects (Attachment A).

On February 16, 2012, the Board of Trustees approved a Change Order No. 01 to Purchase Order #201164 for the increase amount of \$277,000.00 (Attachment B).

Amendment Nos. 03 & 04 to Work Authorization No. 04 is for a total of \$37,510.00 and is for the additional architectural effort requested by staff for the temporary modular classrooms and for changes requested that affected the effort on the landscape area to the west of the Administration building.

Original Contract Amount	\$392,000.00
Credit Back	(10,000.00)
Previous Change Order Amounts	\$277,000.00
Contract Amount Prior to This Change Order	\$659,000.00
Change Order No. 02 (Amendment No. 02 & No. 033)	\$37,510.00
Revised Contract Amount	\$696,510.00

RECOMMENDATION

It is recommended that the Board of Trustees ratify Amendment Nos.02 and 03 and Change Order No. 02 to Purchase Order #201164 and extend the contract term through December 31, 2014, for the work authorization No. 04 agreement with **Cody Anderson Wasney Architects** for the additional architectural services for the addition of Building 100 Project at Andrew Hill High School in the increase amount of \$37,510.00.



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Agenda Item Details

Meeting	Oct 16, 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	18.02 Ratification of Contract(s) for Professional Services At or Below \$25,000
Type	Action
Recommended Action	It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$25,000 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 18.02

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

SUBJECT: Ratification of Contract(s) for Professional Services At or Below \$25,000

The attached lists the General Purchasing Contracts for Professional Services at or below \$25,000 being recommended for Board ratification.

Fiscal Impact:
As presented in the attachment

Funding Source:
As presented in the attachment

Recommendation:
It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$25,000 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

[10-16-14 Prof Serv Contract under \\$25K.pdf \(84 KB\)](#)

Motion & Voting

It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$25,000 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

Motion by Member Lan Nguyen, second by Member Frank Biehl.

Final Resolution: Motion Carries

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

Board Meeting of October 16, 2014; Item 18.02

Consultant	Contract Period	Contract Amount	Contract Number	Location of Services	Description of Services	Date Contract Assigned
CollegSpring Inc.	April 1, 2014 - August 30, 2014	\$10,600.00	501206	W.C. Overfelt	To provide a summer SAT preparation and college readiness program.	September 23, 2014
Community Matters	September 25, 2014 - June 30, 2014	(\$5,350.00) To be paid for by a grant from Kaiser Permanente South Bay	N/A	Mt. Pleasant	To provide Safe School Ambassadors program.	September 23, 2014
Karen Reimer	September 1, 2014 - June 30, 2015	\$3,000.00	501235	Education Center	To provide services to translate instructional materials from Braille to English.	September 25, 2014
Kerns County Superintendent of Schools	July 23, 2014 - June 30, 2015	\$24,135.15	501343	Education Center	To provide direct support and training on CALPADS and other IT technical support as needed.	October 8, 2014
Konica Minolta Business	September 1, 2014 - December 31, 2014	\$400.00	501047	Education Center	To provide services to move duplo cutter from Independence High School to the District Office.	September 5, 2014
Laurie Ann Boswell	September 23, 2014, May 26, 2015 & May 27, 2015	\$4,050.00	501208	Piedmont Hills	To provide water safety instructions and certification for PE teachers.	September 22, 2014
Navex	September 7, 2014 - September 6, 2017	\$7,224.00	501322	Education Center	To provide 24-hour fraud hotline services.	October 6, 2014
Norcal Imaging Systems	July 1, 2014 - June 30, 2015	\$4,847.00	501250	Education Center	To provide yearly support for Docstar Enterprise software.	September 23, 2014
Northwest Imaging Analysts LLC	November 4, 2014 - November 6, 2014	\$9,545.00	501292	Education Center	To provide return shipping service for 22 copiers for lease.	September 26, 2014
Presstek LLC	September 1, 2014 - December 31, 2014	\$2,000.00	501048	Education Center	To provide services for 2 technical reps to remove cutter from Independence High School, repair and re-install at the District Office.	September 5, 2014

Board Meeting of October 16, 2014; Item 18.02

Consultant	Contract Period	Contract Amount	Contract Number	Location of Services	Description of Services	Date Contract Assigned
Santa Clara County Office of Education	July 11, 2014	\$204,29	Revenue	Education Center	ESUHSD provided transportation services for SCCOE to pick up students at Silver Creek High School, drop off & pick up at SJSU and back to Silver Creek High School.	September 5, 2014
Santa Clara County Office of Education	October 4, 2014	\$1,000.00	Revenue	Education Center	ESUHSD to provide transportation services to SCCOE to pick up students at Yerba Buena High School, drop off & pick up at University of Berkeley and back to Yerba Buena High School.	October 2, 2014
Snider & Associates	December 16, 2014	\$2,500.00	501209	Education Center	To provide facilitation and consultation services to the Division of Business Services by assisting the Division in developing a district wide strategic plan for delivery of Business Services.	September 22, 2014
United Site Services	September 15, 2014 - June 30, 2015	\$1,500.00	501312	W.C. Overfelt	To provide portable restrooms for various events.	October 3, 2014.
Western Interpreting Network	September 8, 2014 - June 30, 2015	\$3,600.00	501049	Santa Teresa	To provide interpreting services for a deaf staff member for all staff meetings throughout the school year.	September 5, 2014
Western Interpreting Network	March 24, 2014	\$425.00	501306	Santa Teresa	Vendor provided interpreting services for a deaf staff member during a staff meetings on March 24, 2014. The Board approved contract and purchase order (401696) has been closed and did not have sufficient funds to cover this invoice.	October 2, 2014

Board Meeting of October 16, 2014; Item 18.02

Consultant	Contract Period	Contract Amount	Contract Number	Location of Services	Description of Services	Date Contract Assigned
William Lazo Translations	August 8, 2014 - August 21, 2014	\$585.00	501207	Education Center	To provide translation and interpretation services from English to Spanish and Spanish to English for Supplementary Education.	September 22, 2014
World Wide Workshop	July 1, 2014 - June 30, 2015	\$15,000.00	501161	W.C. Overfelt, Oak Grove, and Santa Teresa High Schools	To provide the following services: a) Globaloria Digital Platform & Curriculum; b) Blended Professional Development for Educators & Education Leaders; c) Virtual Expert Support & Blended-Learning Motivation; d) Support for Expansion & Replication; and e) Press and Outreach efforts in collaboration with ESUHSD.	September 17, 2014



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Agenda Item Details

Meeting	Oct 16, 2014 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	20. FACILITIES - CONSENT/ACTION CALENDAR
Subject	20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
Type	Action
Recommended Action	It is recommended that the Board of Trustees ratify the bond/capital projects 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 20.01

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: Ratification of 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 ratification.

Fiscal Impact:

As indicated in the attachment

Funding Source:

As indicated in the attachment

Recommendation:

It is recommended that the Board of Trustees ratify the Bond/Capital Projects 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

[Prof Serv Contract under \\$50K -Ratified-FINAL.pdf \(112 KB\)](#)

Motion & Voting

It is recommended that the Board of Trustees ratify the bond/capital projects 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

Motion by Member Lan Nguyen, second by Member Lan Nguyen.

Final Resolution: Motion Carries

Yea: President J Manuel Herrera, Vice President Van Le, Clerk Magdalena Carrasco, Member Lan Nguyen, Member Frank Biehl

**East Side Union High School District
Construction Related Professional Services Contracts under \$50,000 for Ratification
Board Meeting of October 16, 2014 - Item 20.01**

Project Number & Name	Project Description	Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
E-025-003/Andrew Hill New Classroom Bldg. 100	Provide limited construction phase consulting services	500977	8/8/14 to completion of services	Allana Buick & Bers, Inc. (ABB)	\$14,000.00	9/3/2014
E-045-002/Piedmont Hills New Auxiliary Gymnasium	Perform water leak testing on roof	500980	8/6/14 to completion of services	Allana Buick & Bers, Inc. (ABB)	\$14,000.00	9/2/2014
E-065-003/Independence Performing Arts Center - Bldg. F Modernization	Abatement monitoring and management during demolition & construction	500937	9/19/14 to completion of services	HazMat Doc	\$40,165.00	8/28/2014
I-030-001/James Lick Bldgs. 200/300 Integrated Classroom	Relocate furniture from storage containers back to the classroom after construction	500924	8/26/14 to completion of services	Mont/Rose Moving Systems, Inc.	\$6,284.00	8/28/2014
I-089-001/Mt. Pleasant Bldgs. 1201-1223 MiniCampus Modernization	Perform DSA special inspection and material testing during construction	501093	9/2/14 to completion of services	Construction Testing Services (CTS)	\$11,298.00	9/10/2014
E-080-002/Calero Modernization	Perform landscape architectural services for the Calero parking lot and preparation of the maintenance manual	501095	9/19/2014 to project completion	ANLA Associates, Inc.	\$21,570.00	9/10/2014
E-065-003/Independence Performing Arts Center - Bldg. F Modernization	Provide soil engineering services during construction	501094	9/19/14 to completion of services	Cleary Consultants, Inc.	\$14,000.00	9/10/2014
I-089-001/Mt. Pleasant Bldgs. 1201-1223 MiniCampus Modernization	Provide in-plant DSA inspection services during the fabrication of the modular restroom building	500963	7/11/2014 to completion of services	Joseph Renda Construction Services	\$1,650.00	9/10/2014
I-030-001/James Lick Bldgs. 200/300 Integrated Classroom	C/O #4, Additional moving materials needed for move	500924	Complete	Mont/Rose Moving Systems, Inc.	\$549.63	9/26/2014 (Original amount \$6,284.00 - 8.7% increase)