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### Agenda Item Details

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Meeting	Apr 21, 2016 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	16. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR
Subject	16.03 Approve Minutes of March 3, 2016, Regular Board Meeting
Access	Public
Type	Action
Recommended Action	It is recommended that the Board of Trustees approve the March 3, 2016, Regular Board Meeting minutes as presented.

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**SUBJECT:** Approve Minutes of March 3, 2016, Regular Board Meeting

Attached are the minutes of the March 3, 2016, 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 3, 2016, Regular Board Meeting minutes as presented.

### Executive Content

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

**APPROVED**                      **April 21, 2016**

*Chris D. Funk*

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**REGULAR MEETING**  
**OF THE**  
**BOARD OF TRUSTEES**  
**Meeting Held at**  
**East Side Union High School District**  
**Board Room**  
**830 N. Capitol Avenue, San Jose, CA 95133**  
**March 3, 2016**  
**4:30 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 4:30 PM by President Lan Nguyen.*

*Present for roll call:*

- President Lan Nguyen*
- Vice President Frank Biehl*
- Member Pattie Cortese*
- Member Van Le*

*Clerk J. Manuel Herrera arrived at 4:35 PM.*

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

*President Nguyen 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)

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**

**Cari Vaeth, Associate Superintendent of Human Resources**

**Glenn Vander Zee, Assistant Superintendent of Educational Services**

**Employee Organizations:**

**American Federation of Teachers (AFT)**

**California School Employees Association (CSEA)**

**East Side Teachers Association (ESTA)**

**Administrator Collaborative of East Side (ACES)**

**Unrepresented Organizations:**

**Administrators**

**Managers**

**Confidential Employees**

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

- *Two (2) Potential Cases*

**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 of the Board Room.

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

5. ADOPTION OF AGENDA

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

*Vice President Frank Biehl requested that item 20.03 be heard after item 9.01.*

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

**No Items on Calendar Under this Section**

**7. STUDENT BOARD LIAISONS (5 MINUTES EACH)**

**7.01 Wm. C. Overfelt High School**

- **Brenda Senabria, AVID**
- **Emilio Licon, AVID**
- **Marilyn Lopez Mota, AVID**
- **Gary Walker, AVID**
- **Daena Valencia, AVID**

**7.02 Yerba Buena High School**

- **Hayley Nguyen, JROTC Color Guard Commander**

**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 Presentation and/or Discussion regarding Imani Village Program - Wil Cason, Director of Education, Unity Care**

*Presentation item; no action taken*

**8.03 Discussion and/or Action to Approve Charter School Proposition 39 Facilities Use Agreement with Alpha Public Schools - Cindy Avitia Charter High School – Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**

*Motion by Vice President Frank Biehl, second by Member Pattie Cortese, to authorize Administration to negotiate and enter into a Facilities Use Agreement for charter school facilities with Alpha for a one (1) year term at the W.C. Overfelt High School site in accordance with the District's form Facilities Use Agreement and subject to subsequent ratification by the Board.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

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

**9.01 Hold Public Hearing at Approximately 6:05 p.m. to Receive and Sunshine the Initial Proposal for Successor Contract: From California School Employees Association, Chapter 187 to East Side Union High School District - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Vice President Biehl, second by Member J. Manuel Herrera, to receive, sunshine and take any public comment on the initial proposal for successor contract: From the California School Employees Association, Chapter 187 to the East Side Union High School District.*

**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 Receive and Adopt the Third Reading of Draft Proposed Recommended Amendments to Citizens' Bond Oversight Committee Bylaws - Mariel Caballero, Chairperson of Measure G, Measure E, Measure I, and Technology Measure I Citizens' Bond Oversight Committee, and Chris D. Funk, Superintendent

*Motion by Clerk J. Manuel Herrera, second by Vice President Frank Biehl, to receive and adopt the third reading of the draft proposed amendments to the Citizens' Bond Oversight Committee.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

**11.02** Discussion and/or Action to Appoint Two Board Members to Serve on a Committee to Review 2016 Citizens Bond Oversight Committee (CBOC) Applications - Lan Nguyen, Board President, and Chris D. Funk, Superintendent

*Motion by President Lan Nguyen, second by Clerk J. Manuel Herrera, appoint Vice President Frank Biehl and Member Pattie Cortese to serve on a committee to review the 2016 Citizens Bond Oversight Committee (CBOC) applications.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

**11.03** Discussion and/or Action to Adopt Resolution #2015/2016-14 Urging the Legislature to Extend the Personal Beliefs Exemption Deadline to July 1, 2016 - Chris D. Funk, Superintendent

*Motion by President Frank Biehl, second by Member Pattie Cortese, to table the adoption of Resolution #2015/2016-14 Urging the Legislature to Extend the Personal Beliefs Exemption Deadline to July 1, 2016.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

- 11.04** Discussion and/or Action to Adopt Resolution #2015/2016-15 Supporting and Endorsing Strong Start of Santa Clara County - Chris D. Funk, Superintendent

*Motion by Member Pattie Cortese, second by Member Van Le, to adopt Resolution #2015/2016-15 Supporting and Endorsing Strong Start of Santa Clara County.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

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

- 12.01** Presentation and Discussion regarding the District's Plan to Bring Back Expelled Students - Glenn Vander Zee, Assistant Superintendent of Educational Services, and ShaKenya Edison, Director of Student Services

*Presentation item; no action*

- 12.02** Presentation and Discussion regarding Anti-Bullying Efforts - Glenn Vander Zee, Assistant Superintendent of Educational Services, and ShaKenya Edison, Director of Student Services

*Presentation item; no action*

- 12.03** Discussion and/or Action to Approve the 2016 Summer School Program – Glenn Vander Zee, Assistant Superintendent of Educational Services, and Teresa Marquez, Director of Professional Development and Instructional Services

*Motion by Clerk J. Manuel Herrera, second by Member Van Le, to approve the 2016 Summer School Program.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

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

- 13.01** Presentation and Discussion regarding the Salad Bar Implementation - Marcus Battle, Associate Superintendent of Business Services, and Julie Kasberger, Director of General Services

*Presentation item; no action*

- 13.02** Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

*Motion by Vice President Frank Biehl, second by Clerk J. Manuel Herrera, to approve the contract(s) for professional services over \$25,000 and authorize 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.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

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

- 14.01** Discussion Discussion and/or Action to Approve Provisional Internship Permit Request for Certificated Employee - Cari Vaeth, Associate Superintendent of Human Resources

*Motion by Member Van Le, second by Member Pattie Cortese, to approve the provisional internship permit request for certificated employee as specified.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

- 14.02** Discussion and/or Action to Approve New Teacher Hiring Incentives - Cari Vaeth, Associate Superintendent of Human Resources

*Clerk J Manuel Herrera, second by Vice President Frank Biehl, to authorize and approve a new teacher hiring incentive of \$2,500 to be offered to teachers with appropriate credentials in the specific areas of Speech Therapy, Psychologists and Special Education.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

**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, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager



*Motion by Vice President Frank Biehl, second by Member Pattie Cortese, to 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.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

- 15.02** 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, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

*Motion by Clerk J Manuel Herrera, second by Member Van Le, to ratify the CUPCCAA informal project(s) as presented.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

#### **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 Pattie Cortese, second by Member Van Le, to approve the entire consent/action calendar as presented, except for item 20.03 which was pulled from the consent calendar and heard after item 9.01.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0 Motion Carries*

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



- 16.01 Approve Minutes of January 21, 2016, Regular Board Meeting
- 16.02 Approve Minutes of January 30, 2016, Board Retreat
- 16.03 Approve Minutes of February 4, 2016, Regular Board Meeting

**17. Educational Services / Student Services - Consent / Action Calendar**

**17.01 Ratify/Approve School Field Trips**

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

- 18.01 Approve Purchase Orders
- 18.02 Approve Change Orders to Purchase Orders
- 18.03 Ratification of Contract(s) for Professional Services At or Below \$25,000
- 18.04 Adopt Resolution #2015/2016-13 Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546
- 18.05 Accept Warrant Register for the Month of January, 2016
- 18.06 Approve Budget Transfers for the Month of January, 2016
- 18.07 Approve Award of Bids and Request for Proposals

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

- 19.01 Ratify/Approve Classified Personnel Actions Presented March 3, 2016
- 19.02 Ratify/Approve Certificated Personnel Actions Presented March 3, 2016
- 19.03 Ratify/Approve Student Aide Personnel Actions Presented March 3, 2016
- 19.04 Approve Amended Effective Date of the Salary Schedule for Substitute Classified Employees
- 19.05 Approve Amended Effective Date of the Substitute Classified Management and Confidential Salary Schedule
- 19.06 Approve Amended Effective Date of the Substitute Certificated Administrative Rate of Pay

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

- 20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
- 20.02 Ratification of Bond/Capital Projects Change Orders to Construction Contracts and Purchase Orders At or Below \$175,000

Item 20.03 was pulled from the consent calendar (heard after item 9.01):

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

*Motion by Vice President Frank Biehl, second by Clerk J Manuel Herrera, to approve the award of bids and request for proposals for bond/capital projects as presented.*

*Yea: President Lan Nguyen, Vice President Frank Biehl, Clerk J. Manuel Herrera, Member Pattie Cortese, Member Van Le*

*Vote: 5/0; Motion Carries*

**21. Written Reports/Recommendation**

**Items under section 21 are written reports that are received into the public record. No action is taken by the Board. A Board Member or the Superintendent may request an item to be placed on the agenda for discussion and/or action at a future meeting.**

**21.01 Receive Update on Independence High School’s Growth Impacts and Mitigations**

*Report received*

**22. FUTURE AGENDA ITEMS**

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

**Board Vice President Frank Biehl**

Item	Type
District Office Renovation	Report
Frequency Sub Periods by Staff	Report

**Board Member Pattie Cortese**

Item	Type
Mental Health Support Services available to Students (ie: support services provided by response team)	Presentation/Discussion
Independence Adult Center Portables	Update/Discussion

**22.02 Future Items**

**Lan Nguyen, Board President**

Item	Date (tentative)	Type
International Baccalaureate Program (IB) Plan for Recruitment and Expansion	April 21, 2016	Presentation/Discussion

**Frank Biehl, Board Vice President**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
ALearn Summer Program	April 21, 2016	Presentation/Discussion
Bilingual Support Staff	April 21, 2016	Presentation/Discussion
Computer Science (Coding)	April 21, 2016	Presentation/Discussion
Payroll Audit Report Out	May 19, 2016	Presentation/Discussion
Teacher Supplies Budget	Spring 2016	Presentation Update
Livestream Board Meetings <i>(combined with J. M. Herrera's Broadcast Board Meetings)</i>	Spring 2016	Presentation Update

**J. Manuel Herrera, Board Member**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Broadcast Board Meetings <i>(combined with F. Biehl's Livestream Board Meetings)</i>	Spring 2016	Presentation Update
Toner cartridge (supplies) budget (instructional materials budget)	Spring 2016	Presentation/Discussion

**Van Le, Board Member**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Failed Courses	Twice Year: October & March	Report
Accel Program	April 21, 2016	Report
STEM Program	April 21, 2016	Presentation/Discussion
Adult Education Program – New Funding Model	May 3, 2016	Report
Vending Machines	May 3, 2016	Presentation/Discussion

## 22.03 Annual Governance Calendar

<b>July</b>
Summer School Program (concludes session)
Summer School Graduation

<b>August</b>
Board Members' Expenses Report (Apr/May/June)
Expulsion Hearing Panel Committee
First Day of School
Superintendent's Annual Evaluation
Williams Quarterly Report

<b>September</b>
Board Retreat
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
Receive Annual Developer Fees Report
Unaudited Actuals

<b>October</b>
Board Members Expenses' Report (July/Aug/Sept)
Bond Program Presentation
Solar Energy Presentation
Student Achievement Presentation
Williams Quarterly Report

<b>November</b>
Board Study Session/Workshop
Election Orientation for New Board Members

<b>December</b>
Annual Organizational Board Meeting
CSBA Annual Conference
Election Orientation for New Board Members
End of First Semester
First Interim Report

<b>January</b>
Audit Report
Board Audit Committee Selections/Appointments
Board Members' Expenses Report (Oct/Nov/Dec)
Board Retreat
Financial & Performance Audit Report for Bond Measures
Magnet Night
Martin Luther King, Jr. Writing, Art & Multi-Media Awards Ceremony & Reception
Master Business Relationship Agreement between East Side Union High School District and Metropolitan Education District
Policies & ByLaws (Begin Review by Series)
Sports Recognitions (Fall)
Technology Report
Williams Quarterly Report

<b>February</b>
African American Students Achievement Awards
Audit Committee Charter Amendment(s)
CSBA Delegate Assembly Election
Non-Re-Elects
Safety Plan Goals for Each Site
State of the District

<b>March</b>
Cesar Chavez Writing, Art & Multi-Media Awards Luncheon
Latino Student Awards Recognition Ceremony
March 15 Notices
NSBA Annual Conference
Second Interim Report
SJPD Secondary Employment Application
Superintendent's Mid-Year Evaluation
Vietnamese Students Achievement Awards

<b>April</b>
Board Members' Expenses Report (Jan/Feb/Mar)
Board Study Session/Workshop
Form 700 – Statement of Economic Interests Due to Santa Clara County (filing)
Honor Nights
Migrant Education Awards Night
Williams Quarterly Report

<b>May</b>
Asian American/Pacific Islander History Month: Poster & Essay Contest Awards/Celebration
Board Self-Evaluation
Budget (Preliminary/Draft) Presentation
Employee Recognition Event
Graduations
Honor Nights
Last Day of School
Sports Recognitions (Winter/Spring)

<b>June</b>
Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)
Budget Adoption (second June Board Meeting)
Budget Advisory Committee: Nominate and Appoint Board Representatives (2) and Alternative Board Representative (1) (2 year term, fiscal year)
Employee Retirement Celebration
ESTA Safety Survey
Master Contracts for Capital Projects
Plan for Expelled Youth (due every three years – 2018)
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**

**Board President Lan Nguyen**

*I had the opportunity to attend the African American Student Achievement Awards last week. It was wonderful. The turnout was great. We chose black history month to recognize student achievement. It was a beautiful ceremony.*

**Board Vice President Frank Biehl** (no comments made)

**Board Clerk J. Manuel Herrera** (no comments made)

**Board Member Pattie Cortese**

*I want to comment on how I appreciate the lime-green speaker request forms for your students. I just think that is so thoughtful. I appreciate the body language of putting our students first. Whoever came up with that idea, "thank you."*

**Board Member Van Le**

*This morning a few of us attended the ribbon cutting event for Independence's Center for Performing Arts. It is a beautiful building. I am so proud of our talented students. Students performed and we had a tour of the facility.*

*As for MetroED, we will be meeting next week. I will report back at the next meeting.*

**23.02 Chris D. Funk, Superintendent**

**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.**

*Board President Lan Nguyen adjourned the meeting at 8:30 PM.*

*Respectfully submitted,*

  
Board Clerk

# EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of March 3, 2016 – Item 13.02

## 1. Intrepid Electronic Systems, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Kathy Lanford Anthony Revelo	February 11, 2016 - June 30, 2016	\$84,000 General Fund	EC – Facilities Kathy Lanford

### Contract Request

East Side Union High School District (ESUHSD) administration is requesting the Board of Trustees to approve the contract with Intrepid. Intrepid provides on-call fire alarm repairs as requested at all ESUHSD sites in accordance with the contract and Exhibit A.

### Selection Process

No Solicitation took place for this service

### Recommendation

It is recommended that the Board of Trustees approve the contract between Intrepid and ESUHSD in the amount not to exceed \$84,000.00 for the term of February 11, 2016, through June 30, 2016. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## 2. Thyssen Krupp

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Kathy Lanford John Lawrence	September 01, 2015 - August 31, 2016	\$75,000 General Fund	EC – Facilities Kathy Lanford

### Contract Request

East Side Union High School District (ESUHSD) administration is requesting the Board of Trustees to approve the contract with Thyssen Krupp. Thyssen Krupp provides maintenance service for elevators as requested at all ESUHSD sites in accordance with the contract and RFP GP091213.

### Selection Process

No Solicitation took place for this service

### Recommendation

It is recommended that the Board of Trustees approve the contract between Thyssen Krupp and ESUHSD in the amount not to exceed \$75,000.00 for the term of September 1, 2015, through August 31, 2016. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.



**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Bond/Capital Projects Contract(s) for Services over \$50,000**  
**Board Meeting March 03, 2016 – Item 15.01**

**1. McCarthy Building Companies, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Marcus Battle André Bell Janice Unger	September 19, 2014, through project completion	\$212,187.00 (not to exceed increased amount)  Measure E	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 10 to Purchase Order 501337 for the Independence High School Modernization Performing Arts Center – Building F (Project No.: E-065-003).

On September 18, 2014, (Item 15.04) the Board of Trustees awarded site and facilities lease agreements for the Independence High School Performing Arts Center – Building F Lease Leaseback project with McCarthy Building Companies, Inc., in the amount of \$9,461,006.00. (Attachment A)

On June 18, 2015, (Item 20.03), the Board of Trustees ratified Change Order Nos. 01, 02, 03 and 04 in the amount that totals \$168,420.00. Per the Board’s instructions and following Board Policy 3312.1, change orders for construction projects that exceed in total of \$175,000.00 will be bought back to the Board for approval. (Attachment B)

On June 18, 2015, (Item 15.01), the Board of Trustees approved Change Order No. 05 for an increase to the contract and purchase order in the amount of \$49,239.00. (Attachment C)

On August 20, 2015, (Item 15.01), the Board of Trustees approved Change Order Nos. 06 and 07 for an increase to the contract and purchase order in the amount of \$185,053.00. (Attachment D)

On September 17, 2015, (Item 15.05) the Board of Trustees approved Change Order No. 08 for an increase total amount of \$61,034.00. (Attachment E)

On December 10, 2015, (Item 16.04) the Board of Trustees approved Change Order No. 09 for an increase total amount of \$92,524.00. (Attachment F)

Change Order No. 10 (Attachment G) is for PCO #'s 48, 75R1, 103R1, 120R1, 123R1, 125R1, 126, 128, 131, 134R1, 135R1, 136. To date total change order percentage = 8.1 %.

Original Contract Amount	\$9,461,006.00
Previous Change Order Amounts	\$556,270.00
Contract Amount Prior to these Change Orders	\$10,017,276.00
Total Amount of Change Orders (cumulative) to date	\$768,457.00
Revised Contract Amount	\$10,229,463.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order No. 10 to Purchase Order 501337 with **McCarthy Building Companies, Inc., for an increased amount of \$212,187.00** for the Independence High School Performing Arts Center - Building F (Project No.: E-065-003).

**2. McCarthy Building Companies, Inc.**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Marcus Battle André Bell Janice Unger	October 20, 2015, through project completion	\$218,903.00 (not to exceed increased amount)  Multiple funds	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 01 to Purchase Order 601518 for the Independence High School Modernization of B Commons (Project No.: Z-065-601).

On September 17, 2015, (Item 15.02) the Board of Trustees awarded site and facilities lease agreements for the Independence High School Modernization of B Commons Phase II Lease Leaseback project with McCarthy Building Companies, Inc., in the amount of \$3,272,218.00. (Attachment H)

Change Order No. 01 (Attachment I) is for PCO #'s 01R, 02R1, 08, and 10. To date total change order percentage = 6.7%.

Original Contract Amount	\$3,272,218.00
Previous Change Order Amounts	\$0.00
Contract Amount Prior to these Change Orders	\$3,272,218.00
Total Amount of Change Orders (cumulative) to date	\$218,903.00
Revised Contract Amount	\$3,491,121.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order No. 01 to Purchase Order #601518 with **McCarthy Building Companies, Inc., for an increased amount of \$218,903.00** for the Independence High School Modernization of B Common (Project No.: Z-065-601).

### 3. Salas O'Brien

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Marcus Battle Andre Bell Janice Unger	November 20, 2015, through project completion	\$533,800.00 (not to exceed increased amount)  Measure G & E	District Wide/Facilities  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve Amendment No. 01 and Change Order #01 to Purchase Order #601931 for additional architectural/engineering services for the District Wide Mechanical and Electrical Upgrades (Project No.: Z-XXX-702).

On November 19, 2015, (Item 20.02) the Board of Trustees awarded an architectural/engineering agreement with Salas O'Brien in the amount of \$495,000.00. (Attachment J)

Change Order No. 01 (Attachment K) is to incorporate into the project the Board approved Measure E funding augmentation for additional HVAC (heating, ventilating and air conditioning) system replacements and upgrades. The additional engineering scope is for "like kind" services that were competitively solicited and awarded in November. The fee is considered of fair market value and reasonable for the scope of services to be performed.

Original Contract Amount	\$495,000.00
Previous Change Order Amounts	\$0.00
Contract Amount Prior to these Change Orders	\$495,000.00
Total Amount of Change Orders (cumulative) to date	\$533,800.00
Revised Contract Amount	\$1,028,800.00

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve Amendment No. 01 and Change Order No. 01 to Purchase Order 601931 with **Salas O'Brien, for an increased amount of \$533,800.00** for the District Wide Mechanical and Electrical Upgrades (Project No.: Z-XXX-702).

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services At or Below \$25,000**  
Board Meeting of March 3, 2016 – Item 18.03

<b>Consultant</b>	<b>Contract Period</b>	<b>Contract Amount</b>	<b>PO Number</b>	<b>Location of Services</b>	<b>Description of Services</b>	<b>Date Contract Assigned</b>
Bay Area Tutoring Association	November 2, 2015 – May 13, 2016	\$5,520.00	602372	Piedmont Hills	Provide after school tutoring services in Math, English, Social Studies, Science and Foreign Language at Piedmont Hills High School.	01/29/2016
College Spring	February 1, 2016 – June 30, 2016	\$4,000.00	602445	W.C. Overfelt	Provide a SAT preparation program for 20 juniors at W.C. Overfelt High School.	2/10/2016
Direct to Door Inc.	January 26, 2016 – June 30, 2016	\$2,125.00	602344	James Lick	Provide services to print and/or distribute marketing materials “Door Hangers” for ESUHSD to the pre-approved geographical locations of James Lick High School.	01/28/2016
Jennifer Jennings	February 1, 2016 - June 30, 2016	\$180.00	602389	Education Center	Provide graphic design services for James Lick High School marketing materials; door hangers and postcards.	2/02/2016
Michelle S. Luna dba Snider Education and Communication	January 27, 2016	\$1,500.00	602336	Education Center	Provide recording and transcribing services of the flip charts used for the discussions during the Business Services Strategic Planning Retreat.	01/26/2016
Regents of the University of California, Puente Project	July 1, 2015 – June 30, 2017	\$9,600.00 (REVENUE)	N/A	Mt. Pleasant	ESUHSD and Puente shall work together to provide a program for educationally disadvantaged students at Mt. Pleasant High School through the use of the Puente Program offered by The Regents of the University of California.	01/29/2016
Smith –Emery Company	December 1, 2015 – June 30, 2016	\$2,500.00	602330	Overfelt Adult Center	Provide labor to perform 2 Coefficient of Friction tests at 2 locations at Overfelt Adult Center.	01/26/2016

Snider and Associates	January 27, 2016	\$2,625.00	602335	Education Center	Provide facilitation and consultation services to the Division of Business Services in developing a district wide strategic plan for delivery of the Business Services.	01/26/2016
Transact Communications Inc.	February 17, 2016 – February 16, 2017	\$9,750.00	602374	Education Center	Provide a web-based management system tools for a business metric.	01/29/2016
Western Interpreting Network	January 28, 2016	\$1,235.36	602346	Independence	Provide interpreting services for a staff member for the Math 180 workshop at Independence High School.	01/28/2016
Zaretta L. Hammond	January 25, 2016	\$2,500.00	602291	Yerba Buena	Provide a 2.5 hour follow-up workshop on “Culturally Responsive Teaching” with diverse students at Yerba Buena High School.	01/22/2016

**East Side Union High School District**  
**Construction-Related Professional Services Contracts under \$50,000 for Ratification**  
**Board Meeting of March 03, 2016 - Item 20.01**

<b>Project Number &amp; Name</b>	<b>Project Description</b>	<b>Contract Number</b>	<b>Contract Period</b>	<b>Consultant</b>	<b>Contract Amount</b>	<b>Date Purchase Order Assigned</b>
E-060-008 / YB Alt Ed MiniCampus Impr Phase 1 (Portable Trailer)	Consultant services for the creation of geohazard report for the Yerba Buena Alt Ed Portable Project	602371	February 1, 2016 to March1, 2016	Cleary Consultants, Inc.	\$15,000.00	2/1/2016
F35-052-002 / EC Int/Ext Facilities Improvements - Phase II	Move Business Services & HR boxes to Board Room for temporary storage. Dismantle (38) modular furniture cubicles in Business Services & HR. Take (21) systems to Yerba Buena, no reassembly. Remaining systems are to be transported to portables on EC Site	602390	February 12, 2016 to February 14, 2016	Mont Rose Moving Systems, Inc.	\$12,968.25	2/3/2016
I-070-005 / ST Infrastructure Modernization	Contractor shall furnish material and labor to provide underground utility mapping, hydro-flushing, and video inspection to locate the marked area per drawing at Santa Teresa High School	602413	February 10, 2016 to March 11, 2016	Scantech Utility Locating Services	\$3,000.00	2/8/2016
I-030-003 / JL Site Infrastructure Improvements	Perform underground utilities mapping, complete with video documentation at James Lick High School. The scope of work includes hydro-flushing and video inspection of the suspected infrastructure problem	602414	February 10, 2016 to March 11, 2016	Scantech Utility Locating Services	\$8,800.00	2/8/2016
Z-052-993 / District Program Cost	Provide Echosign Enterprise Edition Software/Licenses for 14 users annually. Software is used for uploading ad routing documentation for signatures and approvals	602441	February 15, 2016 to February 14, 2017	Adobe Systems Incorporated	\$5,040.00	2/10/2016