



**EAST SIDE**  
HIGH SCHOOL DISTRICT

*Silicon Valley*

Preparing every student to thrive in a global society.

**Agenda Item Details**

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Meeting Jan 19, 2017 - ESUHS D 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 16.05 Approve Minutes of November 17, 2016, Regular Board Meeting

Access Public

Type Action

Recommended Action It is recommended that the Board of Trustees approve the November 17, 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 November 17, 2016, Regular Board Meeting

Attached are the minutes of the November 17, 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 November 17, 2016, Regular Board Meeting minutes as presented.

**Executive Content**

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East Side Union High School District

**APPROVED**

Board of Trustees

*Meghan 1-19-17*



**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**

**November 17, 2016**

**4:00 p.m.**

**1. CALL TO ORDER/ROLL CALL**

**1.01 Roll Call**

*The Regular Meeting of the Board of Trustees was called to order at 4:03 PM by Vice President Frank Biehl.*

*Present for roll call:*

- Vice President Frank Biehl*
- Clerk J. Manuel Herrera*
- Member Pattie Cortese*
- Member Van Le*

*President Lan Nguyen arrived at 4:12 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 6:30 p.m.) See item 2 on agenda (Closed Session).**

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

## 2. CLOSED SESSION

### 2.01 Mindfulness Practice

### 2.02 Expulsion(s): A-G

#### **Expulsion A:**

*Motion by Member Pattie Cortese, second by Clerk J. Manuel Herrera, to approve the expulsion of student A as modified.*

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

*Vote: 5/0; Motion Carries*

#### **Expulsion B:**

*Motion by Vice President Frank Biehl, second by Clerk J. Manuel Herrera, to approve the expulsion of student B.*

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

*Vote: 5/0; Motion Carries*

#### **Expulsion C:**

*Motion by Clerk J. Manuel Herrera, second by Member Van Le, to approve the expulsion of student C.*

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

*Vote: 5/0; Motion Carries*

#### **Expulsion D:**

*Motion by Vice President Frank Biehl, second by Member Pattie Cortese, to approve the expulsion of student D.*

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

*Vote: 5/0; Motion Carries*

#### **Expulsion E:**

*Motion by Vice President Frank Biehl, second by Member Van Le, to approve the expulsion of student E.*

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

*Vote: 5/0; Motion Carries*

***Expulsion F:***

*Motion by Member Van Le, second by Clerk J. Manuel Herrera, to approve the expulsion of student F.*

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

*Vote: 5/0; Motion Carries*

***Expulsion G:***

*Motion by Clerk J. Manuel Herrera, second by Member Pattie Cortese, to approve the expulsion of student G.*

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

*Vote: 5/0; Motion Carries*

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

- *Superintendent*
- *Associate Superintendent of Business Services*
- *Associate Superintendent of Human Resources*
- *Senior Manager of Internal Controls*

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

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

**2.06 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, Associate 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***

**2.07 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 D. Deleon; and,*
- *Two (2) Potential Cases*

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

- **One (1) Case**
  - **Office of Administrative Hearings (OAH) Case No. 2016051140**

*Motion by Member Pattie Cortese, second by Member Van Le, to approve a settlement agreement and release between the District and certain parents on behalf of the District. The terms of which include payment by the District into a fund for educational services for student in the total amount of \$23,000. Payment of attorney fees, \$10,000, and a release and waiver of claims by the student and parents.*

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

*Vote: 5/0*

**RESUME OPEN SESSION AT APPROXIMATELY 6:30 P.M. – EDUCATION CENTER - BOARD ROOM**

**3. PLEDGE OF ALLEGIANCE**

**4. WELCOME AND EXPLANATION TO AUDIENCE**

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

*There were no changes to the agenda.*

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

**Recognitions to be made under Section 7**

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

**7.01 Solar Suitcase Project – Independence High School**

**Student Recognitions:**

- Kevin Abad
- Akshath Aravindakshan
- Jonathan Basto
- Joseph Doan
- Rowell Domingo
- Isaiah Fimbrez
- Sarah Fong
- Marinel Garan
- Amy Hua
- Quan Kuo
- Vincent Lakilak
- Esteban Llanaeza
- David Ly
- Kyle Mondina
- Kenneth Nguyen
- Zyril Rodas
- Samantha Salomon
- Ashlynn Steen
- Andy Tran
- Peter Truong
- Dallin Vu
- Kevin Yu

**7.02 SunPower Solar Academy – Yerba Buena High School**

**Academy Graduates:**

- Jenifer Herrera
- Josue Hunter
- Kevin N. Huynh
- Tristan C. Huynh
- Agustin B. Lara
- John Le
- Melody R. Puyot
- Angelina Vu
- Savanna K. Vu

**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.**

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

- 9.01 Hold Public Hearing at Approximately 6:45 p.m. on a Charter School Renewal Petition Submitted by ACE Charter Schools for ACE Charter High School - Glenn Vander Zee, Associate Superintendent of Educational Services, Kirsten King, Director of Assessment & Accountability, and Lucretia Peebles, Ph.D., Administrator for Charter School Oversight**

*Public hearing held.*

*Public speakers:*

- *Uriel Perez*
- *Subrina Reyes*
- *Aaron Srugis*
- *Olga Israde*
- *Berenice Cervantes*

**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 speaker 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.**

*Public speakers:*

- *Julio Pardo, CSEA President - Donation by CSEA (\$500) and Anonymous Donor (\$100) for McKinney-Vento Holiday Event*
- *Carol Myers - Automated Substitute Teacher Calling System*
- *Marisa Hanson, ESTA President - ESTA Concerns*
- *Jennifer Eckley - Special Education Concerns*

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

- 11.01 Discussion and/or Action regarding Call for Nominations to CSBA Delegate Assembly – Frank Biehl, Board Vice President**

*No action taken; item to be presented at the December Board meeting for consideration.*

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

- 12.01 Presentation, Discussion and/or Action regarding Strategic Plan/LCAP Key Performance Measure Data Points - Glenn Vander Zee, Associate Superintendent of Educational Services, and Kirsten King, Director of Assessment & Accountability**

*Presentation item only; no action taken*

**12.02 Presentation, Discussion and/or Action on Academic Success Analysis - Glenn Vander Zee, Associate Superintendent of Educational Services, and Kirsten King, Director of Assessment & Accountability**

*Presentation item only; no action taken*

**12.03 Presentation, Discussion and/or Action regarding Instructional Policies Committee (IPC) Course Submission Process - Glenn Vander Zee, Associate Superintendent of Educational Services, and Teresa Marquez, Director of Professional Development and Instructional Services**

*Item/presentation carried to December Board meeting.*

**12.04 Presentation, Discussion and/or Action regarding Vietnamese Language Program Report - Glenn Vander Zee, Associate Superintendent of Educational Services, and Teresa Marquez, Director of Professional Development and Instructional Services**

*Item/presentation carried to December Board meeting.*

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

**13.01 Presentation, Discussion and/or Action Regarding Land Use at James Lick High School, 57 N. White Road, San Jose, CA 95127 - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Interim Director of Capital Planning & Design, and Patricia Reguerin, Executive Director, Escuela Popular**

*Member Le asked who will be responsible for the maintenance of the parking lot?*

*Interim Director Julio Lucas indicated that those details will take place in the discussions/negotiations between the District and Escuela Popular. Administration is asking for approval today only of the concept.*

*An agreement will be presented to the Board at a later date for consideration and approval.*

*Public speakers:*

- *Raquel Mendez*
- *Nancy Esparza*

*Motion by Vice President Frank Biehl, second by Member Van Le, to approve Administration's recommendation to commence developing a project with Escuela Popular for a parking lot and science garden design at James Lick High School, 57 N. White Road, San Jose, CA 95127, with no fiscal impact to the District.*

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

*Vote: 5/0; Motion Carries*



**13.02 Discussion and/or Action to Receive First Reading of the New Proposed Board Policy 3461 District Debt Management - Marcus Battle, Associate Superintendent of Business Services, and Dale Scott, President, Dale Scott & Company**

*Vice President Biehl asked that language be included in the policy stating that capital appreciation bonds will not be used, but with the understanding that should an emergency arise and by a majority vote of the Board, the policy would be amended.*

*President Nguyen asked Dale Scott to provide more information regarding capital appreciation bonds to the Board when the policy is presented to the Board for second reading. The information will help the Board to make a decision on whether or not to include language in the policy regarding capital appreciation bonds.*

*First reading of new Board Policy #3461 District Debt Management received.*

**13.03 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 Clerk J Manuel Herrera, second by Vice President Frank Biehl, to approve the contract(s) for professional services over \$25,000 as recommended 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 Presentation, Discussion and/or Action Regarding Certificated Class Size Report - Compliance with 10/08/04 Stipulated Arbitrator's Award - Cari Vaeth, Associate Superintendent of Human Resources**

*Public speaker:  
•Marisa Hanson, ESTA President*

*Presentation item; no action taken*

**14.02 Review, Consideration and Adoption of Resolution #2016/2017-14 - Authorizing Reduction in Classified Workforce - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Vice President Frank Biehl, second by Member Pattie Cortese, to adopt Resolution #2016/2017-14 Authorizing Reduction in Classified Workforce.*

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

*Vote: 5/0; Motion Carries*

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

*Motion by Member Van Le, second by Clerk J Manuel Herrera, to approve the provisional internship permit request for the 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*

**14.04 Discussion and/or Action to Receive First Reading of Proposed Amendments to Board Policy #4119.11/4219.11/4319.11 - Sexual Harassment - Cari Vaeth, Associate Superintendent of Human Resources**

*Received first reading of proposed amendments to Board Policy #4119.11/4219.11/4319.11 - Sexual Harassment.*

**14.05 Discussion and/or Action to Approve First Amendment to Superintendent's Employment Agreement – Cari Vaeth, Associate Superintendent of Human Resources**

*Rogelio Ruiz, Legal Counsel*

*The Superintendent's contract approved by the Board in June 2015 (effective July 2015) included a salary schedule and the contract included two provisions. The first component: If the Superintendent received an overall determination of satisfactory in his annual evaluation in 2016, movement on the salary schedule would be from step 1 to step 2. At the November 1, 2016, Board meeting, the Board completed its evaluation of the Superintendent and publicly announced an overall satisfactory rating of that evaluation. The second component of the Superintendent's contract states in Section 2(c) that the Superintendent's base salary shall be increased prospectively by the same percentage salary increase that may be granted by the Board to certificated management personnel in any given instructional year. Upon such increases granted by the Board, each of the steps in the salary schedule that is part of his contract would be increased prospectively to reflect those same percentage increases. The Board has previously granted increases to certificated management in October 2015, January 2016, and October 2016. The first amendment reflects the Superintendent's overall satisfactory evaluation. It also updates the salary schedule to indicate when those prior increases took effect and the impact on each of the steps in the Superintendent's salary schedule. There is one correction to the make to the proposed Schedule A. The first amendment salary schedule indicates Board approval November 17, 2017. The correction will be fixed to 2016.*

*Motion by Clerk J Manuel Herrera, second by Member Van Le, to approve the proposed First Amendment to Superintendent's Employment Contract 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*

**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, André Bell, Director of Purchasing and Capital Accounting, Julio Lucas, Interim Director of Capital Planning and Design, 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, André Bell, Director of Purchasing and Capital Accounting, Julio Lucas, Interim Director of Capital Planning and Design, and Janice Unger, Capital Projects Purchasing Manager**

*Motion by Member Van Le, second by Clerk J Manuel Herrera, 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 Van Le, second by Vice President Frank Biehl, to approve the entire consent/action calendar 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*

### **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 October 20, 2016, Special Board Meeting**

**16.04 Approve Minutes of November 1, 2016, Special Board Meeting**

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

**17.01 Approval of W.C. Overfelt's Parental Involvement Procedure Policy**

**17.02 Ratify/Approve School Field Trips**

**17.03 Receive Charter School Renewal Petition for San Jose Conservation Corps Charter School Submitted by the San Jose Conservation Corps Charter School Board**

**17.04 Receive Charter School Renewal Petition for Escuela Popular Accelerated Family Learning Center Submitted by Escuela Popular del Pueblo**

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

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

**18.02 Approve Purchase Orders**

**18.03 Approve Change Orders to Purchase Orders**

- 18.04 Approve Memoranda of Understanding
- 18.05 Approve Award of Bids and Request for Proposals
- 18.06 Approve Budget Transfers for the Month of October, 2016
- 18.07 Accept Warrant Register for the Month of October, 2016

19. Human Resources - Consent / Action Calendar

- 19.01 Ratify/Approve Classified Personnel Actions Presented November 17, 2016
- 19.02 Ratify/Approve Certificated Personnel Actions Presented November 17, 2016
- 19.03 Ratify/Approve Student Aide Personnel Actions Presented November 17, 2016

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
- 20.03 Approve Award of Bids and Request for Proposals for Bond/Capital Projects
- 20.04 Approve the Capital Program Budget Adjustment Report

21. Written Reports/Recommendation

Items under section 21 are written reports that are received into the public record.

- 21.01 Receive Quarterly Report on the County of Santa Clara Treasury Investment Portfolio as of March 31, 2016

*Report Received*

22. FUTURE AGENDA ITEMS

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

*Van Le, Member*

<i>Item</i>	<i>Type</i>
<i>Grading Policy Report</i>	<i>Report</i>
<i>Child Nutrition Services Update</i>	<i>Presentation/Discussion</i>
<i>Transportation Update</i>	<i>Presentation/Discussion</i>
<i>Parent and Community Involvement Specialists: Role and Responsibilities</i>	<i>Presentation/Discussion</i>

*Pattie Cortese, Member*

<b>Item</b>	<b>Type</b>
<i>Role of Parent and Community Involvement Specialists (PCIS) vs. Community Liaisons</i>	<i>Presentation/Discussion</i>

**22.02 Future Items**

**Lan Nguyen, President**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Vietnamese Language Report	TBD	Presentation/Discussion

**Frank Biehl, Vice President**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Guidance Plan / Naviance	Spring, 2017	Presentation/Discussion
San Jose/Evergreen Community College District: Dual Enrollment Program	December 8, 2016	Report
Instructional Policies Committee (IPC) Course Submission Process	TBD	Presentation/Discussion

**J. Manuel Herrera, Board Clerk**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
STEAM	May 4, 2017 Study Session	Presentation/Discussion

**Van Le, Board Member**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Failed Courses	Twice Year: November & March	Report
Accel Program	December 8, 2016	Report
Career Pathways	March, 2017	Presentation/Discussion
Challenge Exams for Course Advancement	TBD	Report
Certificated Class Size Report	TBD	Presentation/Discussion

**Pattie Cortese, Board Member**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Teen Parents <ul style="list-style-type: none"><li>• Education</li><li>• Support</li><li>• Child Care at James Lick HS</li></ul>	TBD	Presentation/Discussion
Student Board Representative	TBD	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 ( <i>March or April</i> )
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
Board Study Session/Workshop
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 – next due date: 2018)
Program Improvement Update
Safety Plan Assessment for Each School
Single Plan for Student Achievement (SPSA) for Each School
Summer School Program (session begins)

## **23. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS**

### **23.01 Board of Trustees**

#### **Board President Lan Nguyen**

*I agree with Vice President Biehl about the support from the community. The general sense is that they are very supportive of the things that we are doing. We have not had a negative article in the newspaper for a very long time. If there is, it is about the great things happening in the District. It all goes back to the great things the teachers and staff are doing in serving students and parents.*

*Ditto with Manuel Herrera; I really enjoy working with this Board.*

#### **Board Vice President Frank Biehl**

*I want to congratulate our staff, team and everyone for a successful bond election. It's real statement about how the community feels about the school district and what we are doing. It is a very high percentage; almost 72% and seems to be growing a little bit as well. We can all be proud of that, but it is also a measure of how the community sees all the efforts that have been going on in our District. That is not just the buildings that we build, but is generally how they feel about the operations and how things are going. If they felt poorly about it, they would show it in how they vote. They gave us a really good vote of confidence. I hope we continue to keep that up.*

#### **Board Clerk J. Manuel Herrera**

*I am noticing, even with the lateness of this meeting, the pleasure I have working with this Board, our staff and our stakeholders. I really like us. I like our District, our organization and our community. It's just great!*

#### **Board Member Pattie Cortese**

*Last night I was at James Lick High School. I saw the first night of their mentor-pairing program. I was so touched; to look at the sea of adults that came out to our community to support our young people.*

#### **Board Member Van Le**

*The McKinney-Vento event is scheduled for December 15. I am hoping that we will have a wonderful event again this year for our McKinnney-Vento students. This is a project that I am really proud of. It is organized by the District every year. It provides joy to our students and their families. The event has been attended in the past by Board Member Cortese and Board Member Biehl. The Foothill Clinic provides services at the event to students and their families. Families are provided hot meal and clothing. Students are provided gift cards.*

*The Rotary East San Jose/Evergreen will be purchasing turkeys and pumpkin pies and will be providing them to teen parents and students at Foothill High School on Monday.*

### **23.02 Chris D. Funk, Superintendent**

*As Member Cortese mentioned, last night at James Lick, my iMentor is a junior, Alejandro Trejo. His goal is to attend UC Davis. It is my hope, my goal and my desire to help him see his dream come true. As a reminder, iMentor matches every junior with a mentor and then as a senior. We follow them for three years; junior year, senior year and freshman in college. It is a three-year commitment that I am looking forward to seeing through.*



*I am almost done with my leading learner chats. This year is my fourth leading learner chat. The thing I've done differently this year is, instead of hosting it after school, I spent the entire day at the site, which allows staff to come in on their prep, as well as classified staff to come throughout the day. It has increased the total overall participation. For example, last year Oak Grove had zero staff members show up after school. This year they had twenty-four. Every single school increased other than YB, which always had thirty plus staff members. They were a little below thirty. It has been extremely worthwhile and very positive. I really enjoy getting out and working with staff, meeting with them and learning what is working well at their sites. I can say, at least for this year, there's been very little focus of the District interfering with the sites. That was positive to hear.*

*I would like to thank CSEA for their generous contribution. We've had a lot of people and groups donating to the McKinney-Vento event. Thank you for your support.*

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

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

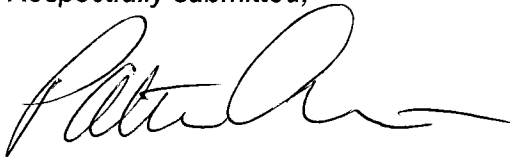
*See section 2.0 for reporting out of Closed Session items.*

**25. ADJOURNMENT**

**President adjourns the meeting.**

*Board President Lan Nguyen adjourned the meeting at 11:23 PM.*

*Respectfully submitted,*



**Board Clerk**



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## Agenda Item Details

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Meeting	Nov 17, 2016 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION
Subject	13.03 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager
Access	Public
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.

## Public Content

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### EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

**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.

# EAST SIDE UNION HIGH SCHOOL DISTRICT

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

Board Meeting of November 17, 2016 – Item 13.03

\*\*\* A Conflict of Interest Statement has been collected for each service contract. \*\*\*

## 1. Alum Rock Union Elementary School District (ARUSD)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Tim Nguyen Francine Brissey	September 14, 2016 – June 30, 2017	\$257,648 CTEIG	Career Services/ Tim Nguyen

### Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with ARUSD. This contract will provide assistance to ARUSD in the implementation of the career technical education pathways for students in 6<sup>th</sup> -8<sup>th</sup> grade.

### Selection Process

Feeder District

### Recommendation

It is recommended that the Board of Trustees approve the contract with ARUSD in the amount of \$257,648 for the term of September 14, 2016, through June 30, 2017. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## 2. School Project for Utility Rate Reduction (SPURR)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Marcus Battle André Bell Francine Brissey	July 1, 2017 – June 30, 2022	(Estimated) \$550,000 / Annually Operations/Buildings	All sites/Business Services/Marcus Battle

### Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Renewal Agreement for Natural Gas Service with SPURR. SPURR is a Joint Powers Authority that leverages combined purchasing power to obtain best pricing for Natural Gas. This agreement initiates the negotiation process for SPURR with major wholesale suppliers, such as ConocoPhillips, BP, and Shell Energy.

### Selection Process

N/A

### Recommendation

It is recommended that the Board of Trustees approve the Renewal Agreement for Natural Gas Services with SPURR in the estimated amount of \$550,000 annually (based on historical data) for the term of July 1, 2017, through June 30, 2022. 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

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

Board Meeting of November 17, 2016 – Item 13.03

\*\*\* A Conflict of Interest Statement has been collected for each service contract. \*\*\*

## 3. Leader Services

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Marcus Battle André Bell Francine Brissey	July 1, 2016 – June 30, 2017	Not to exceed 10% of Medi-Cal reimbursement	Ed Center/Business Services/Marcus Battle

### Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the renewal of the contract with Leader Services for Medi-Cal Direct Billing. Leader Services was originally sent to the Board as an Award of BID on June 18, 2015, for the contract period of August 1, 2015, through July 31, 2016. Administration is requesting the Board of trustees to approve the first of two - 1 year extensions allowed for in RFP GP091415 Medi-Cal Direct Billing (LEA) Medi-Cal Administrative Activities Program (MAA).

### Selection Process

RFP Selection Process

### Recommendation

It is recommended that the Board of Trustees approve the renewal of the contract with Leader Services for the term of July 1, 2016, through June 30, 2017, with the possibility of another 1 year renewal.

## 4. Sunbelt Staffing, LLC

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Francine Brissey	October 1, 2016 – July 31, 2017	\$80,000.00 Special Day Classes	Special Services/ Barbara Moore

### Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Sunbelt Staffing. Sunbelt Staffing will provide social worker services to East Side Union High School District Special Education Students in accordance with their IEP's.

### Selection Process

N/A

### Recommendation

It is recommended that the Board of Trustees approve the contract with Sunbelt Staffing in the amount of \$80,000 for the term of July 1, 2016, through June 30, 2017. 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

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

Board Meeting of November 17, 2016 – Item 13.03

\*\*\* A Conflict of Interest Statement has been collected for each service contract. \*\*\*

## 5. 101 Therapy Staffing, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Cari Vaeth Francine Brissey	November 1, 2016 – June 30, 2017	\$278,000.00/ Special Day Classes/Low Function	Yerba Buena/ Mt. Pleasant/Oak Grove/Special Education/ Barbara Moore

### Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with 101 Therapy Staffing, Inc. 101 Therapy Staffing, Inc. will provide the District with temporary Special Education Teachers. The contract will have a term beginning November 1, 2016, through June 30, 2017, with a total contracted amount of \$278,000.

### Selection Process

Interviewing process with Barbara Moore.

### Recommendation

It is recommended that the Board of Trustees approve the contract with 101 Therapy Staffing, Inc. in the amount of \$278,000 for the term of November 1, 2016, through June 30, 2017. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.



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## Agenda Item Details

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Meeting	Nov 17, 2016 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	15. FACILITIES/BOND - 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, André Bell, Director of Purchasing and Capital Accounting, Julio Lucas, Interim Director of Capital Planning and Design, and Janice Unger, Capital Projects Purchasing Manager
Access	Public
Type	Action, Discussion
Recommended Action	It is recommended that the Board of Trustees approve the bond/capital projects contract(s) as 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.

## Public Content

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### EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, Julio Lucas, Interim Director of Capital Planning and Design, 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.

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Bond/Capital Projects Contract(s) for Services over \$50,000**  
**Board Meeting November 17, 2016 – Item 15.01**

**1. G4S Secure Integration, LLC**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Marcus Battle Andre Bell Janice Unger	July 9, 2015 through December 21, 2016 (Increase days)	<del>{\$305,478.94}</del> (deducted amount)  Measure G & E	District Wide/Facilities  Julio Lucas, Interim Director of Capital Planning/Design

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve Change Order No. 07 to Purchase Order 600077 for reduction of construction services for the District Wide Security Camera Upgrade (Project No.: Z-XXX-703).

On June 18, 2015, (Item 8.05) the Board of Trustees awarded a construction agreement with G4S Secure Integration, LLC in the amount of \$7,554,269.00 (Attachment A)

On August 18, 2016, (Item 20.02) the Board of Trustees awarded Change Order No. 01 and 02 with G4S Secure Integration, LLC in the amount of \$15,385.09 and \$23, 247.70. (Attachment B)

On September 22, 2016, (Item 20.03) the Board of Trustees is being asked to ratify Change Order Nos. 03, 04, and 05 with G4S Secure Integration, LLC in the amount of \$41,640.74, \$43,455.68, and \$41,909.27. (Attachment C)

On September 22, 2016, (Item 15.01) the Board of Trustees approved Change Order No. 06 with G4S Secure Integration, LLC in the amount of \$ 201,691.66. (Attachment D)

Change Order No. 07 is for PCO 60, 61 and 57A which totals a deduct amount of ~~{\$305,478.94}~~. To date total change order percentage = 0.8%. (Attachment K)

Original Contract Amount	\$7,554,269.00
Previous Change Order Amounts	\$367,430.14
Contract Amount Prior to these Change Orders	\$7,921,699.14
Total Amount of Change Orders (cumulative) to date	\$ 61,951.20
Revised Contract Amount	\$7,616,220.20

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order No. 07 to Purchase Order 600077 with **G4S Secure Integration, LLC** , for a deduct amount of ~~{\$305,478.94}~~ for the District Wide Security Camera Upgrade (Project No.: Z-XXX-703).

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

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Julio Lucas Marcus Battle André Bell Janice Unger	October 20, 2015, through project completion	\$39,081.00 (not to exceed increased amount)  Multiple funds	Independence High School/Facilities  Bjorn Berg, Principal  Julio Lucas, Facilities and Planning Division

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 06 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 E);

On March 03, 2016, (Item 15.01) the Board of Trustees approved Change Order No. 01 for an increase total amount of \$218,903.00. (Attachment F);

On April 21, 2016, (Item 15.05) the Board of Trustees approved Change Order No. 02 for an increased total amount of \$47,024.00. (Attachment G);

Change Order Nos. 03 and 04 were for internal account budget number changes, but no increase to the total amount. (Attachment H);

On June 09, 2016, (Item 15.01) the Board of Trustees approved Change Order No. 05 for an increased total amount of \$22,192.00. (Attachment I),

Change Order No. 06 (Attachment J) is for PCO Nos. 47, 49, 50, and 51. To date total change order percentage = 10.0%.

Original Contract Amount	\$3,272,218.00
Previous Change Order Amounts	\$288,119.00
Contract Amount Prior to these Change Orders	\$3,560,337.00
Total Amount of Change Orders (cumulative) to date	\$327,200.00
Revised Contract Amount	\$3,599,418.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order No. 06 to Purchase Order 601518 with **McCarthy Building Companies, Inc., for an increased amount of \$39,081.00** for the Independence High School Modernization of B Common (Project No.: Z-065-601).





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### Agenda Item Details

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Meeting	Nov 17, 2016 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR
Subject	18.01 Ratification of Contract(s) for Professional Services At or Below \$25,000
Access	Public
Type	Action
Recommended Action	It is recommended that the Board of Trustees ratify the 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.

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing

**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 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.

[2016 1117 Prof Serv Contracts under \\$25K.pdf \(84 KB\)](#)

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
Contract(s) for Professional Services At or Below \$25,000**

Board Meeting of November 17, 2016 – Item 18.01

A Conflict of Interest Statement has been collected for each service contract listed below.

<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>
Direct to Door Inc.	October 7, 2016 – June 30, 2017	\$13,788.00	701762	Education Center	Provide services to print and/or distribute 73,000 marketing materials, “Door Hangers,” for ESUHSD per the list of locations provided.	October 7, 2016
National CineMedia (NCM)	October 28, 2016 – January 5, 2017	\$9,000.00	701761	Independence, James Lick, Mt. Pleasant, W.C. Overfelt, Yerba Buena, Andrew Hill, Oak Grove	Provide in-theatre cinema advertising on 15 screens at Eastridge Mall 15 AMC theatre and on 20 screens at San Jose Oakridge 20 AMC theatre of 7 schools; Independence, James Lick, Mt. Pleasant, W.C. Overfelt, Yerba Buena, Andrew Hill, and Oak Grove High Schools.	October 25, 2016
Pandora	November 7, 2016 – January 15, 2017	\$12,000.00	701764	Education Center	Provide 30 seconds of Audio and Display Everywhere Ads for ESUHSD.	October 11, 2016
PowerSchool	October 24 - 25, 2016	\$8,000.00	701726	Education Center	Provide a two day Master Schedule Building workshop at ESUHSD.	October 14, 2016
Quintessential School Systems	October 21, 2016 – June 30, 2017	\$7,000.00	701699	Education Center	Provide software services according to ESUHSD’s design, to print AP and Payroll checks on blank stock paper with integrated MICR/digital signature.	October 19, 2016
School Services of California	July 1, 2016 – June 30, 2017	\$3,540.00	701671	Education Center	Provide services regarding issues of school finance, legislation, school budgeting and general fiscal issues.	August 13, 2016
Smartetools	September 1, 2016 – August 31, 2017	\$21,000.00	701548	Independence Adult Center	Annual maintenance and support services for the Adult Education Tracking Software.	September 29, 2016
United Site Services	July 1, 2016 – June 30, 2017	\$20,000.00	N/A	District Wide	Provide standard portable toilets with hand-wash sink, includes setup, delivery and removal at all sites when needed for various activities including graduation.	September 26, 2016
Yazmin Y. Espinoza Hernandez	August 1, 2016 – June 30, 2017	\$6,000.00	701672	W.C. Overfelt	Provide Zumba classes for parents at W.C. Overfelt High School.	September 22, 2016



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## Agenda Item Details

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Meeting	Nov 17, 2016 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	20. FACILITIES/BOND - CONSENT/ACTION CALENDAR
Subject	20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
Access	Public
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.

## Public Content

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### EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Interim Director of Capital Planning and Design, André Bell, Director of Purchasing and Capital Accounting, 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.

[2016 1117 Prof Serv Contract under \\$50K-Ratified.pdf \(109 KB\)](#)

**East Side Union High School District**  
**Construction-Related Professional Services Contracts under \$50,000 for Ratification**  
**Board Meeting of November 17, 2016 - Item 20.01**

Project Number & Name	Project Description	Purchase Order Number / Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
Z-065-603 / IH Blds G,H,K,L Modernization (Restroom Buildings)	Scope of work includes geotechnical observation and testing services during construction at Independence High School	701535 / CP1623	October 10, 2016 to project completion	Earth Systems Pacific	\$6,922.00	10/10/2016
Z-XXX-702 / DW Mechanical and Electrical Upgrades (Package C.1: IH/PH Mechanical Equipment Replacement "in like kind")	Project documents, structural drawing s5.1, denotes the testing and inspection requirements for Piedmont Hills High School. The consultant will be required to review the concrete mix design, pull concrete cylinders and conduct compressing testing, observe anchor installations, and review structural welds to include the welder certifications	701546 / CP1620	October 11, 2016 to project completion	Consolidated Engineering Laboratories	\$3,318.00	10/11/2016
F35-052-007 / DW Athletic Fields	Provide landscape architectural services for athletic fields of the undeveloped land, north of the future charter school campus. The design will be provided into two alternatives: one soccer, one baseball, and one softball field and combination baseball/softball field and soccer field	701550 / CP1643	October 12, 2016 to project completion	Callander Associates Landscape	\$9,900.00	10/11/2016
Z-025-601 / AH Courtyards Improvements	Scope of work is to provide geotechnical observation and testing services during construction for the Andrew Hill High School Courtyards Improvements Project	701559 / CP1628	October 13, 2016 to project completion	Earth Systems Pacific	\$7,460.00	10/13/2016

**East Side Union High School District**  
**Construction-Related Professional Services Contracts under \$50,000 for Ratification**  
**Board Meeting of November 17, 2016 - Item 20.01**

Project Number & Name	Project Description	Purchase Order Number / Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
Z-025-601 / AH Courtyards Improvements	Scope of work to provide testing and inspection services during construction for AH Courtyards Improvements Project per DSA #01-115172. Billed on a time and materials basis per attached 2016-P1177 dated 09/19/16 fee schedule and basis of charges	701588 / CP1636	October 13, 2016 to project completion	Construction Testing Services	\$11,680.00	10/13/2016
Z-065-603 / IH Blds G,H,K,L Modernization (Restroom Buildings)	Provide testing and inspection services during construction for the portable restroom building at Independence High School per DSA #01-116114. Billed on a time and materials basis per attached 2016-P11784 dated 09/20/16 fee schedule and basis of charges	701589 / CP1634	October 13, 2016 to project completion	Construction Testing Services	\$7,568.00	10/13/2016
Z-065-603 / IH Blds G,H,K,L Modernization (Restroom Buildings)	Provide DSA IOR services for two portable restroom buildings at Independence High School per DSA #01-116114	701590 / CP1633	October 13, 2016 to project completion	CIS, Inc.	\$9,450.00	10/13/2016
Z-065-603 / IH Blds G,H,K,L Modernization (Bld L Mod)	Scope of work is to provide in-plant inspection of pre-fab restroom buildings	701621 / CP1635	October 17, 2016 to project completion	Joseph R. Renda Construction Services, Inc.	\$3,300.00	10/17/2016
Z-071-601 / ST Phoenix - Classroom/RR Bld & Courtyard	Provide inspector of record (IOR) services for the Santa Teresa Phoenix Classroom/ Restroom Building and Courtyard Project	701679 / CP1640	October 21, 2016 to project completion	Furman & Associates, Inc.	\$10,880.00	10/21/2016
Z-071-601 / ST Phoenix - Classroom/RR Bld & Courtyard	Provide testing and inspection (T&I) services for the Santa Teresa Phoenix Classroom/ Restroom Building and Courtyard Project	701680 / CP1641	October 21, 2016 to project completion	Construction Testing Services	\$6,536.00	10/21/2016

**East Side Union High School District**  
**Construction-Related Professional Services Contracts under \$50,000 for Ratification**  
**Board Meeting of November 17, 2016 - Item 20.01**

Project Number & Name	Project Description	Purchase Order Number / Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
Z-071-601 / ST Phoenix - Classroom/RR Bld & Courtyard	Provide geotechnical construction observation and testing services for Santa Teresa Phoenix High School. Scope of services include but not limited to prepare testing reports, DSA progress reports, and final closeout documents per DSA #01-115667	701709 / CP1639	October 21, 2016 to project completion	Cleary Consultants, Inc.	\$12,100.00	10/21/2016
IT-013-003 / DW Professional Development	Adobe Acrobat X on-site training. Two day training, 16 employees for each day. Includes instructor travel and courseware for each employees	701710 / CP1652	November 1, 2016 to November 2, 2016	Skillforge LLC	\$7,050.00	10/21/2016
IT-013-004 / DW Professional Services	Services is for on-site DLT and DSS tapes degaussing service up to 400 tapes	701711 / CP1656	October 21, 2016 to project completion	EquipOne	\$1,250.00	10/21/2016
G-XXX-212 / DW Interior Flooring	Provide materials and moving services for three portables: P21, P22, and P24 at Independence High School. Move contents and furniture into container or portable. Move items back once carpet is installed. Un-pack boxes. Total cost includes materials, labor, tax, and delivery	701721 / CP1667	October 25, 2016 to November 30, 2016	Mont/Rose Moving Systems, Inc.	\$5,837.92	10/24/2016
E-065-008 / IH Bld J Modernization	C/O #1: Amendment #1 to Contract Services Agreement. Additional laboratory analysis to conduct 400 point count analysis to confirm or deny whether or not EPA has jurisdiction over waste and permitting (per Proposal No. P16-2286)	700954 / CP1559	No change	Millennium Consulting Associates	Original contract amt: \$6,097.00 + \$525.00 = \$6,622.00	10/25/2016

**East Side Union High School District**  
**Construction-Related Professional Services Contracts under \$50,000 for Ratification**  
**Board Meeting of November 17, 2016 - Item 20.01**

<b>Project Number &amp; Name</b>	<b>Project Description</b>	<b>Purchase Order Number / Contract Number</b>	<b>Contract Period</b>	<b>Consultant</b>	<b>Contract Amount</b>	<b>Date Purchase Order Assigned</b>
Z-043-602 / IAC Admin New Bld	Provide pre-renovation hazmat abatement survey, analysis, and report for the Independence Adult Center Building	701735 / CP1665	October 26, 2016 to project completion	Millennium Consulting Associates	\$2,383.00	10/26/2016
E-060-009 / YB Concession/Restroom Bld	Provide architectural services for Yerba Buena High School Concession/Restroom Building Project per Work Authorization No. 05	701805 / CP1676	October 27, 2016 to project completion	Aedis Architecture & Planning	\$46,025.00	11/4/2016
Z-070-601 / ST Field Concession Bld	Provide IOR services. All responsibilities required by DSA, review progress of work as needed with DSA, A/E, CM, GC, and District. Coordinate all on-site special inspections, obtain all final forms and close-out documents from other inspection consultants, and review billings from Special Inspectors and testing labs	701809 / CP1681	November 8, 2016 to project completion	Furman & Associates, Inc.	\$20,000.00	11/8/2016
Z-070-601 / ST Field Concession Bld	Contractor to perform the following scope of work: Perform all testing and inspections per DSA Form 103 testing and inspection sheet, coordinate inspections and report to DSA inspector of record, provide semi-monthly reports, review progress of work as needed, provide Form 6 final verified report to DSA	701811 / CP1672	November 8, 2016 to project completion	Construction Testing Services	\$14,210.00	11/8/2016
E-060-008 / YB Alt Ed MiniCampus Improvements	Provide materials testing and special inspection services for Yerba Buena High School Alt Ed Minicampus project, DSA #01-115692	701812 / CP1677	November 8, 2016 to project completion	Ninyo & Moore	\$3,962.00	11/8/2016