



Preparing every student to thrive in a global society.

### Agenda Item Details

|                    |  |
|--------------------|--|
| Meeting            | Aug 16, 2018 - 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            | 16.02 Approve Minutes of May 17, 2018, Regular Board Meeting   |
| Access             | Public   |
| Type               | Action, Minutes  |
| Recommended Action | It is recommended that the Board of Trustees approve the May 17, 2018, Regular Board Meeting minutes as presented.               |

### Public Content

## EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**SUBJECT:** Approve Minutes of May 17, 2018, Regular Board Meeting

Attached are the minutes of the May 17, 2018, 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 May 17, 2018, Regular Board Meeting minutes as presented.

[BA\\_2018\\_05\\_17\\_Reg\\_Minutes.pdf \(129 KB\)](#)

### Executive Content

East Side Union High School District  
**APPROVED**  
 Board of Trustees  
*M. Guillen 8-16-18*



## **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  
May 17, 2018  
4:30 p.m.**

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

##### **1.01 Roll Call**

President J. Manuel Herrera called the meeting to order at 4:40 PM.

Present for roll call:

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

**1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session (Government Code 54957.7). Persons wishing to address the Board on Closed Session items or any subject not on the agenda must fill out a speaker request form, which is located at the entrance of the Board Room.**

Public speakers:

Ivette Arciga - Denial of physics class at James Lick HS  
Oscar Moreno - Denial of physics class at James Lick HS  
Guadalupe Arciga - Denial of physics class at James HS  
Maria Cabrera - Denial of physics class at James Lick HS  
Gabriela Huynh - Denial of physics class at James Lick HS

**1.03 Recess to Closed Session in the Superintendent's Conference Room (Open Session will resume at the end of Closed Session in the Board Room 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 Mindfulness Practice**

### **2.02 Expulsion(s)**

- **17-18-016**

Student 17-18-016

Motion to approve the expulsion of student 17-18-016 as modified as to the spring semester of 2017-2018 only.

Motion by Frank Biehl, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

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

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

#### **Associate Superintendent of Human Resources**

Motion to approve the appointment and employment of Dr. John Rubio as Associate Superintendent of Human Resources, subject to negotiation and approval by the Board of Trustees of an acceptable employment agreement.

Motion by Pattie Cortese, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

#### **Associate Superintendent of Business Services**

Motion to approve the appointment and employment of Chris Jew as Associate Superintendent of Business Services, subject to negotiation and approval by the Board of Trustees of an acceptable employment agreement.

Motion by Van Le, second by Frank Biehl

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

#### **Principal(s)**

Motion to approve the appointment of Kyle Kleckner as Principal of Evergreen Valley High School.

Motion by Frank Biehl, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

**Associate Principal(s)**

Motion to approve the appointment of Vivian Rhone-Lay as Associate Principal.

Motion by Frank Biehl, second by Van Le

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

**Coordinator of Child Development**

**Multi-Tiered Systems of Support Coordinator**

Motion to approve the appointment of Jack Ballard as Multi-Tiered Systems of Support Coordinator.

Motion by Frank Biehl, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0 Final Resolution: Motion Carries

**Coordinator of Special Services**

Motion to approve the employment of Melody Mendoza Ouslander as Coordinator of Special Services.

Motion by Pattie Cortese, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

**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 Employees:**

**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 K. Shah  
Claim for damages of M. Tsuda and K. Tsuda; and  
Four (4) Potential Cases**

**Claim for Damages of K. Shah**

Motion to approve rejection of the claim for damages of K. Shah.

Motion by Van Le, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

**Claim for damages of M. Tsuda and K. Tsuda**

Motion to approve rejection of the claim for damages of M. Tsuda and K. Tsuda.

Motion by Frank Biehl, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

Motion to approve the settlement agreement and general release between the District and Frank McMillan, individually and as an educational rights holder for student. The terms of which include the provision of reading instruction via the reading clinic to student through April 30, 2019, and mutual releases and waivers.

Motion by Pattie Cortese, second by Van Le

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

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

**3.01 Pledge of Allegiance**

**4. WELCOME AND EXPLANATION TO AUDIENCE**

**4.01 Any person may address the Board on any item on the meeting agenda. Information explaining Board meeting procedures and how citizens can address the Board will be read. Persons wishing to address the Board must fill out a speaker request form, which is located at the entrance of the Board Room. Written information is located near the entrance to the Board Room.**

## **5. ADOPTION OF AGENDA**

**5.01 The Superintendent and/or Board Member(s) may request that items be removed from the agenda for consideration and/or carried to a future Board meeting for consideration and/or action, and/or that the Board take action in a regular meeting on a subject not listed on the published agenda on an emergency basis or other basis allowed by law. (Gov. Code 54954.2)**

There were no changes to the agenda.

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

**6.01 Junior Achievement of Northern California Teacher of the Year**

- Nedra Zausch, Independence High School

**6.02 Transformative Learning Project 2017-2018 Participants - Melissa Wheeler**

## **7. STUDENT BOARD LIAISON(S) (5 minutes each school)**

**7.01 Yerba Buena High School**

- Julie Bach - Senior/ASB President
- Brian Baltazar - Junior/ASB Vice President

**7.02 Silver Creek High School**

### **AVID**

- Estefania Arellano
- Ivan Flores
- Benicio Arenas
- Jesus Miguel Ambrosio

### **Aquaponics**

- Savanna Vu

### **Construction Academy**

- Brandon Rojas

## **8. SPECIAL ORDER OF BUSINESS - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

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

**8.02 Discussion and/or Action to Receive First Reading of Proposed Amendments to Governing Board Bylaw 9115 Student Board Members and Change By Law Number from 9115 to 9150 - Pattie Cortese, Board Clerk, Van Le, Board Member, and Chris D. Funk, Superintendent**

Received first reading of proposed amendments to Governing Board By Law 9115 Student Board Members and proposed change in Bylaw number from 9115 to 9150.

**8.03 Discussion and/or Action to Receive and Adopt Second Reading of Proposed Bylaws of a New Student Governing Board - Pattie Cortese, Board Vice President, Van Le, Board Member, Chris D. Funk, Superintendent, William Gu, Evergreen Valley High School, Brisa Rojas, Wm. C. Overfelt High School, Michelle Alcantar, James Lick High School, and Kavina Desai, Santa Teresa High School**

Discussion was held on this item. Additional proposed revisions will be made to the bylaws and will be brought back at the June Board meeting for third reading and adoption by the Board of Trustees, including the action to appoint two Trustees to serve as Board representatives to the Student Governing Board.

Public speaker:  
ShaKenya Edison

**8.04 Presentation, Update, Discussion and/or Action on the International Student Program - Marcus Battle, Associate Superintendent of Business Services, Silvia Pelayo, Director of Finance, and Nadia Davis, Attendance Accounting and International Student Program Coordinator**

No action taken on this item. It will be brought back for further discussion, consideration and/or action.

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

**9.01 No Items on Calendar under this Section**

**10. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD**

**10.01 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:

Kristin Rivers, Ph.D. - Library Commission Collaboration with Schools

David Garfinkel - Silver Creek HS Baseball Fields

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

### **11.01 Discussion and/or Action regarding Naming of Gymnasium at Wm. C. Overfelt High School - Chris D. Funk, Superintendent**

It is recommended that the Board accept the recommendation from the advisory committee to name the Wm. C. Overfelt High School gymnasium as Alger Nash Gym.

Motion by Frank Biehl, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

### **11.02 Discussion and/or Action regarding Naming of Science Classroom at Phoenix High School - Chris D. Funk, Superintendent**

It is recommended that the Board accept the recommendation from the advisory committee to name the Phoenix High School science classroom as the Frank Lopez, Sr. Science Building.

Motion by Van Le, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

### **11.03 Discussion and/or Action to Adopt Proposed 2018-2019 Board Meeting Calendar - Chris D. Funk, Superintendent**

It is recommended that the Board of Trustees adopt the proposed 2018-2019 Board Meeting Calendar.

Motion by J Manuel Herrera, second by Pattie Cortese.

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

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

### **12.01 Presentation, Discussion and/or Action regarding Outcomes for Expelled Youth - Glenn Vander Zee, Associate Superintendent of Educational Services, and Shakenya Edison, Director of Student Services**

Presentation; no action taken



**12.02 Presentation and Discussion regarding the Local Control and Accountability Plan (LCAP) - Glenn Vander Zee, Associate Superintendent of Educational Services**

Presentation; no action taken

**12.03 Discussion and/or Action to Receive First Reading of Proposed Amendments to the following Board Policies: BP 4119.21/4219.21/4319.21 - Professional Standards, and BP 5145.6 - Parental Notifications - Cari Vaeth, Associate Superintendent of Human Resources, and Glenn Vander Zee, Associate Superintendent of Educational Services**

Received first reading of proposed amendments to Board Policy 4119.21 / 4219.21 / 4319.21 - Professional Standards and Board Policy 5145.6 - Parental Notifications.

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

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

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented 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.

Motion by Frank Biehl, second by Van Le

Yea: J Manuel Herrera, Pattie Cortese, Frank Biehl, Van Le

Not Present at Vote (out of room): Lan Nguyen

Vote: 4/0; Final Resolution: Motion Carries

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

**No Items on Calendar under this Section**

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

### **15.01 Discussion and/or Action to Approve Superintendent and/or Designee to Authorize Summer Projects - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager**

It is recommended that the Board of Trustees approve authorization for the Superintendent or Designee to award purchase orders/contracts for the summer projects as presented.

Motion by Frank Biehl, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

### **15.02 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, Capital Projects Purchasing Manager**

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.

Motion by Lan Nguyen, second by Frank Biehl

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0/ Final Resolution: 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 to approve the entire Consent Calendar, except for item 20.01, which was pulled for discussion.

Motion by Frank Biehl, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

### **16. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR**

**16.01 Discussion and/or Action to Ratify/Approve Board Member(s) Lawful Expenses/Mileage to Conferences/ Workshops/Meetings**

### **17. EDUCATIONAL SERVICES / STUDENT SERVICES - CONSENT/ACTION CALENDAR**

**17.01 Ratify/Approve School Field Trips**

**17.02 Approve the 2018 Go For It Scholarship Recipients**

**17.03 Approve the 2018 Adult Education Summer School Program**

### **18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR**

**18.01 Accept Warrant Register for the Month of March, 2018**

**18.02 Approve Award of Bids and Request for Proposals for General Purchasing**  
It is recommended that the Board of Trustees approve the award of bids and request for

**18.03 Ratify/Approve Contract(s) for Professional Services At or Below \$25,000**

**18.04 Ratify/Approve Purchase Orders Dated April 1, through April 30, 2018**

**18.05 Ratify/Approve Change Orders to Purchase Orders**

**18.06 Ratify/Approve California Uniform Public Construction Cost Accounting Act (CUPCCAA) Informal General Purchasing Project(s)**

**18.07 Ratify/Approve Memorandum of Understanding**

**18.08 Accept Donations, Grants and Awards for January, February and March of the 2017/18 School Year**

**18.09 Approve Budget Transfers for the Month of March, 2018**

**18.10 Ratify/Approve Reimbursement to Citizens Bond Oversight Committee (CBOC) Members for Travel Expenses Related to Attending the 7th Annual CALBOC Statewide Conference on April 24, 2018**

**19. HUMAN RESOURCES - CONSENT/ACTION CALENDAR**

**19.01 Ratify/Approve Classified Personnel Actions Presented May 17, 2018**

**19.02 Ratify/Approve Certificated Personnel Actions Presented May 17, 2018**

**19.03 Ratify/Approve Student Aide Personnel Actions Presented May 17, 2018**

**20. FACILITIES/BOND - CONSENT/ACTION CALENDAR**

***20.01 pulled for discussion – see separate motion at end of consent calendar***

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

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

**20.04 Ratify/Approve California Uniform Public Construction Cost Accounting Act (CUPCCAA) Informal Bond Project(s)**

**20.05 Ratification of Bond/Capital Projects Change Orders to Construction Contracts and Purchase Orders At or Below \$175,000**

***Item 20.01 was pulled from the agenda for discussion***

**20.01 Approve the Capital Program Budget Adjustment Report**

**Motion by Frank Biehl, second by J Manuel Herrera**

**Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le**

**Vote: 5/0; Final Resolution: Motion Carries**

## **21. WRITTEN REPORTS/RECOMMENDATIONS**

### **21.01 Receive Report of Board Members Expenses for January, February and March of the 2017/18 Fiscal Year**

Received report

## **22. FUTURE AGENDA ITEMS**

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

J. Manuel Herrera, Board President  
New Tech at James Lick High School - Presentation/Discussion

Pattie Cortese, Board Vice President  
Academic Performance of Students returning from Expulsions -  
Presentation/Discussion

Lan Nguyen, Board Clerk  
Conflict Resolution Success Rate - Presentation/Discussion

Frank Biehl, Board Member  
Legislation affecting School Boards - Discussion  
Developer Fees - Report  
Standardized Sports Facilities in ESUHSD - Presentation/Discussion

### **22.02 Future Items**

## 22.03 Annual Governance Calendar

|  |   |
|--|---|
| <p><b>July:</b></p> <ul style="list-style-type: none"> <li>•Summer School Program (concludes session)</li> <li>•Summer School Graduation</li> </ul> <p><b>August:</b></p> <ul style="list-style-type: none"> <li>•Board Members' Expenses Report (Apr/May/June)</li> <li>•Expulsion Hearing Panel Committee</li> <li>•First Day of School</li> <li>•Superintendent's Annual Evaluation</li> <li>•Williams Quarterly Report</li> </ul> <p><b>September:</b></p> <ul style="list-style-type: none"> <li>•Board Study Session/Workshop</li> <li>•College Night</li> <li>•Conflict of Interest Board Policy (updates)</li> <li>•Public Hearing and Adoption: Gann Spending Limit</li> <li>•Public Hearing: Sufficiency/Insufficiency of Textbooks</li> <li>•Receive Annual Developer Fees Report</li> <li>•Unaudited Actuals</li> </ul> <p><b>October:</b></p> <ul style="list-style-type: none"> <li>•Bond Program Presentation</li> <li>•Solar Energy Presentation</li> <li>•Student Achievement Presentation</li> <li>•Williams Quarterly Report</li> </ul> <p><b>November:</b></p> <ul style="list-style-type: none"> <li>•Academic Success Analysis Biannual Presentation</li> <li>•Board Members Expenses' Report (July/Aug/Sept)</li> <li>•Board Study Session/Workshop</li> <li>•Election Orientation for New Board Members</li> </ul> <p><b>December:</b></p> <ul style="list-style-type: none"> <li>•Annual Organizational Board Meeting</li> <li>•CSBA Annual Conference</li> <li>•Election Orientation for New Board Members</li> <li>•End of First Semester</li> <li>•First Interim Report</li> </ul> <p><b>January:</b></p> <ul style="list-style-type: none"> <li>•Audit Report</li> <li>•Board Audit Committee Selections/Appointments</li> <li>•Board Retreat</li> <li>•Financial &amp; Performance Audit Report for Bond Measures</li> <li>•Magnet Night</li> <li>•Martin Luther King, Jr. Writing, Art &amp; Multi-Media Awards Ceremony &amp; Reception</li> <li>•Master Business Relationship Agreement between ESUHSD and MetroED</li> <li>•Policies &amp; ByLaws (Begin Review by Series)</li> <li>•Sports Recognitions (Fall)</li> <li>•Technology Report</li> <li>•Williams Quarterly Report</li> </ul> | <p><b>February:</b></p> <ul style="list-style-type: none"> <li>•African American Students Achievement Awards</li> <li>•Audit Committee Charter Amendment(s)</li> <li>•Board Members' Expenses Report (Oct/Nov/Dec)</li> <li>•CSBA Delegate Assembly Election</li> <li>•IPC Annual Presentation</li> <li>•Non-Re-Elects</li> <li>•Safety Plan Goals for Each Site</li> <li>•State of the District</li> </ul> <p><b>March:</b></p> <ul style="list-style-type: none"> <li>•Academic Success Analysis Biannual Presentation</li> <li>•Cesar Chavez Writing, Art &amp; Multi-Media Awards Luncheon</li> <li>•Latino Student Awards Recognition Ceremony</li> <li>•March 15 Notices</li> <li>•NSBA Annual Conference (<i>March or April</i>)</li> <li>•Second Interim Report</li> <li>•SJPD Secondary Employment Application</li> <li>•Superintendent's Mid-Year Evaluation</li> <li>•Vietnamese Students Achievement Awards</li> </ul> <p><b>April:</b></p> <ul style="list-style-type: none"> <li>•Board Study Session/Workshop</li> <li>•Form 700 – Statement of Economic Interests Due to Santa Clara County (filing)</li> <li>•Honor Nights (April/May)</li> <li>•Migrant Education Awards Night</li> <li>•Williams Quarterly Report</li> </ul> <p><b>May:</b></p> <ul style="list-style-type: none"> <li>•Asian American/Pacific Islander History Month Poster &amp; Essay Contest Awards/Celebration</li> <li>•Board Members' Expenses Report (Jan/Feb/Mar)</li> <li>•Board Self-Evaluation</li> <li>•Board Study Session/Workshop</li> <li>•Budget (Preliminary/Draft) Presentation</li> <li>•Employee Retiree &amp; Recognition Event</li> <li>•Graduations</li> <li>•Honor Nights (April/May)</li> <li>•Last Day of School</li> <li>•Preliminary Review of Proposed LCAP</li> </ul> <p><b>June:</b></p> <ul style="list-style-type: none"> <li>•Annual Consolidated Program Application (CONAPP)</li> <li>•Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)</li> <li>•Budget Adoption (second June Board Meeting)</li> <li>•Budget Advisory Committee: Nominate/Appoint Board Reps (2) &amp; Alternative Board Rep (1) -- (2-yr term, fiscal year)</li> <li>•Employee Retirement Celebration</li> <li>•ESTA Safety Survey</li> <li>•International Student Program Annual Presentation</li> <li>•Master Contracts for Capital Projects</li> <li>•Plan for Expelled Youth (due every 3 years; due 2018)</li> <li>•Safety Plan Assessment for Each School</li> <li>•Single Plan for Student Achievement (SPSA) Each School</li> <li>•Sports Recognitions (Winter/Spring)</li> <li>•Summer School Program (session begins)</li> </ul> |
|--|---|

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

### **23.01 Board of Trustees:**

- **J. Manuel Herrera, President**  
-- MetroED
- **Pattie Cortese, Vice President**
- **Lan Nguyen, Clerk**
- **Frank Biehl, Member**  
-- Board Audit Committee
- **Van Le, Member**

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

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

### **24.01 Legal Counsel will Report on Closed Session Actions**

## **25. ADJOURNMENT**

### **25.01 President Adjourns the Meeting**

Board President J. Manuel Herrera adjourned the meeting at 10:02 PM.

## **26. NEXT MEETING**

- **June 7, 2018: Regular Board Meeting**
- **June 21, 2018: Regular Board Meeting**

*Respectfully submitted,*



*Board Clerk*



Preparing every student to thrive in a global society.

### Agenda Item Details

|                    |  |
|--------------------|--|
| Meeting            | May 17, 2018 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133   |
| Category           | 13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION   |
| Subject            | 13.01 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager  |
| Access             | Public   |
| Type               | Action   |
| 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

## EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, Janice Unger, 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.



2018 0517 Contracts Over 25K.pdf (121 KB)

## Executive Content

### Motion & Voting

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented 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.

Member Lan Nguyen out of room during vote.

Motion by Frank Biehl, second by Van Le.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Frank Biehl, Van Le

Not Present at Vote: Lan Nguyen

# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

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

## 1. Oak Grove School District

| Reviewed by:  | Contract Period                 | Fiscal Impact/<br>Funding Source | School/Department/<br>Manager                       |
|---|---------------------------------|----------------------------------|---|
| Tim Nguyen<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | July 1, 2018 –<br>June 30, 2019 | \$31,311.00<br>CTEIG             | Education Center/<br>Career Services/<br>Tim Nguyen |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Oak Grove School District (OGSD). OGSD and ESUHSD are partners in the Career Technical Education Incentive Grant (CTEIG), where ESUHSD acts as the fiscal agent for feeder districts participating in this grant, basing the distribution of funds on the submission of a CTEIG plan and budget that aligns with the career pathways at ESUHSD.

OGSD will offer two electives to their students at Bernal Intermediate School and Leonard Herman Intermediate School:

- 1) Career Exploration Advisory/Elective – Both intermediate schools will offer this elective to their 7<sup>th</sup> and 8<sup>th</sup> graders who will gain access to the Career Cruising online program and the My Plan Tool. This curriculum provides assessments for students to help identify work interests, skills, learning preferences, and abilities. In addition, teachers will assist students in the matters of vocational interests and financial aid.
- 2) Project Lead the Way Elective (PLTW) – Both intermediate schools will offer a new PLTW elective for 35 students: Medical Detectives, which will be offered each semester in the 2018-2019 school year.  
Leonard Herman Intermediate will continue to offer the following electives, once per semester, for 35 students: Design & Modeling and Flight & Space.

### **Selection Process**

CTEIG allows ESUHSD to collaborate with feeder districts and community college districts to enhance and promote the career pathway programs at ESUHSD.

### **Recommendation**

It is recommended that the Board of Trustees approve the contract service agreement, in accordance with the Career Technical Education Incentive Grant with Oak Grove School District, for the Career Exploration Advisory and Project Lead the Way Electives of the Career Pathways Program, in the amount of \$31,311.00 for the term of July 1, 2018, through June 30, 2019. 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

Board Meeting of May 17, 2018

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

## 2. Next Step E-Solutions, LLC

| Reviewed by:  | Contract Period                | Fiscal Impact/<br>Funding Source      | School/Department/<br>Manager                       |
|---|--------------------------------|---------------------------------------|---|
| Tim Nguyen<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | June 1, 2018 –<br>May 30, 2019 | \$114,000.00<br>Career Pathways Trust | Education Center/<br>Career Services/<br>Tim Nguyen |

East Side Union High School District (ESUHSD) administration is requesting the Board of Trustees to approve the contract service agreement with Next Step E-Solutions, LLC. Next Step E-Solutions, LLC will provide graphic design assets (flyers, banners, PowerPoints), web site refresh and web mastering support, copy-writing, photo shoots, videography, marketing strategies, and behavioral science interventions.

These services will be provided to help solicit the Career Pathways programs established at ESUHSD sites, to promote involvement and market the programs to attract new students.

### Selection Process

Continuing relationship.

At the initiation of the contract in the previous fiscal year, Career Services solicited quotes from other vendors, but failed to find a single vendor that was able to provide the comprehensive list of services that Next Step E-Solutions, LLC was able to provide.

### Recommendation

It is recommended that the Board of Trustees approve the contract service agreement with Next Step E-Solutions, LLC, for marketing strategy and services to promote the Career Pathways at ESUHSD, in the amount of \$114,000.00 for the term June 1, 2018, through May 30, 2019 in accordance with Government Code 53060. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## 3. Foothill College, Foothill-DeAnza Community College District

| Reviewed by:  | Contract Period                  | Fiscal Impact/<br>Funding Source | School/Department/<br>Manager                       |
|---|----------------------------------|----------------------------------|---|
| Tim Nguyen<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | April 1, 2018 –<br>June 30, 2019 | \$108,218.00<br>CTEIG            | Education Center/<br>Career Services/<br>Tim Nguyen |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Foothill College. Foothill College will collaborate with ESUHSD for the coordination of the Virtual Design & Construction (VDC) program. Foothill College will have four objectives during this partnership:

1. Support the VDC program and capstone course built for eventual deployment at three ESUHSD high schools, including the elements of project-based learning.
2. VDC training provided to ESUHSD faculty and community college colleagues. Faculty from the high schools become the network of experts to support each other and new deployments.

# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

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

3. Attract more students to construction related pathways at the high schools.
4. Monitor student progression and success through high school and post high school transition. Document the program model and elements in writing.

## **Selection Process**

CTEIG allows ESUHSD to collaborate with feeder districts and community college districts to enhance and promote the career pathway programs at ESUHSD. Foothill College is the only community college district in our area that has a comprehensive Virtual Design & Construction Program which includes the Center for Integrated Facility Engineering (CIFE) element in the their curriculum.

## **Recommendation**

It is recommended that the Board of Trustees approve the contract service agreement with Foothill College, Foothill-DeAnza Community College District, for the collaboration with ESUHSD for the Virtual Design & Construction program, in the amount of \$108,218.00 for the term April 1, 2018, through June 30, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## **4. Evergreen School District**

| <b>Reviewed by:</b>   | <b>Contract Period</b>          | <b>Fiscal Impact/<br/>Funding Source</b> | <b>School/Department/<br/>Manager</b>               |
|---|---------------------------------|--|---|
| Tim Nguyen<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | July 1, 2018 –<br>June 30, 2019 | \$259,393.75<br>CTEIG                    | Education Center/<br>Career Services/<br>Tim Nguyen |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Evergreen School District (ESD). ESD and ESUHSD are partners in the Career Technical Education Incentive Grant (CTEIG), where ESUHSD acts as the fiscal agent for feeder districts participating in this grant, basing the distribution of funds on the submission of a CTEIG plan and budget that aligns with the career pathways at ESUHSD.

ESD will continue to offer Intro to Computer Science and Digital Media courses and expand the content embedded within each to include an Entrepreneurship component via their Yearbook and Leadership Coursework at LeyVa Middle School.

In addition, ESD will work closely with the Partners in Education and Enrichment Resourcing (PEER) Foundation. With the support of the PEER Foundation, ESD will enhance the complexity of the Science Technology Engineering Art and Math (STEAM) program by adding the entrepreneurial component to it. This will be achieved through an in-class and after school program.

## **Selection Process**

CTEIG allows ESUHSD to collaborate with feeder districts and community college districts to enhance and promote the career pathway programs at ESUHSD.

# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

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

## **Recommendation**

It is recommended that the Board of Trustees approve the contract service agreement with Evergreen School District, for the purposes of continuing and enhancing their Career Pathways Programs, in the amount of \$259,393.75 for the term July 1, 2018, through June 30, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## **5. Santa Clara County Construction Careers Association**

| <b>Reviewed by:</b>   | <b>Contract Period</b>           | <b>Fiscal Impact/<br/>Funding Source</b> | <b>School/Department/<br/>Manager</b>               |
|---|----------------------------------|--|---|
| Tim Nguyen<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | April 1, 2018 –<br>June 30, 2018 | \$27,600.00<br>CTEIG                     | Education Center/<br>Career Services/<br>Tim Nguyen |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Santa Clara County Construction Careers Association (S4CA). S4CA has collaborated with ESUHSD since the inception of the Career Technical Education Incentive Grant (CTEIG) for the Construction Pathway at ESUHSD.

S4CA will assist in sponsoring the summer introductory construction program for feeder districts at Mt. Pleasant and Piedmont Hills High Schools. They will coordinate the recruitment of approximately 60 students, design auxiliary projects that demonstrate the Common Core Skill, coordinate industry site visits, recruit industry professionals for demonstrations, assist ESUHSD teachers in linking in linking industry –based standards to Common Core standards, and to sponsor the district Career Technical Education (CTE) awards at site and district levels.

## **Selection Process**

Continued relationship

## **Recommendation**

It is recommended that the Board of Trustees approve the contract service agreement with Santa Clara County Construction Careers Association, for the organization and assisted sponsorship of the summer introductory courses and awards, in the amount of \$27,600.00, for the term April 1, 2018, through June 30, 2018. 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

Board Meeting of May 17, 2018

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

## 6. School Innovations & Achievement

| Reviewed by:                                      | Contract Period                 | Fiscal Impact/<br>Funding Source       | School/Department/<br>Manager                                     |
|---|---------------------------------|--|---|
| Marcus Battle<br>Janice Unger<br>Francine Brissey | July 1, 2018 –<br>June 30, 2019 | \$38,500.00<br>Business Administration | Education Center/<br>Business<br>Administration/<br>Marcus Battle |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with School Innovation & Achievements (SI&A). SI&A will prepare and file mandated cost reimbursements, hold training sessions, provide access to interactive professional development sessions, interview staff and document processes, monitor mandated cost tracking, provide interim and annual reports, research and assist in data collection, liaise between ESUHSD and State Controller's Office, represent the district for any state audit of mandated reporting, and grant free access to cabinet report.

SI&A will also provide SITESERV Services to each site, which will include, one site visit for training and advisory sessions at each site, coordination with the District, assist sites in their understanding of reimbursable costs, required documentation, and deadline completion, expanded training sessions with the district, and set milestones to be achieved by each site.

### Selection Process

None

### Recommendation

It is recommended that the Board of Trustees approve the contract service agreement with School Innovations & Achievements, for assistance with mandated reimbursable costs, in the amount of \$38,500.00, for the term July 1, 2018, through June 30, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## 7. Seneca Family of Agencies

| Reviewed by:   | Contract Period | Fiscal Impact/<br>Funding Source  | School/Department/<br>Manager                           |
|--|-----------------|---|---|
| Barbara Moore<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | No Change       | Change Order No. 01<br>\$48,000.00<br>Special Ed – Mental Health<br>Tuition | Education Center/<br>Special Services/<br>Barbara Moore |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 01 with Seneca Family of Agencies to provide non-public school services and other related services for special education students in accordance with their IEP requirements.

# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

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

On October 12, 2018, the Board of Trustees approved the Special Education Local Plan Area (SELPA) agreement with Seneca Family of Agencies, in the amount of \$361,000.00. (Item No. 13.02)

Change Order No. 01 reflects an increase of \$48,000.00 due to an underestimate of the annual usage required.

|                     |              |
|---------------------|--------------|
| Original Amount     | \$361,000.00 |
| Change Order No. 01 | \$48,000.00  |
| Total Amount        | \$409,000.00 |

## **Selection Process**

SELPA Agreement

## **Recommendation**

It is recommended that the Board of Trustees approve Change Order No. 01 to the Purchase Order No. 801431, with Seneca Family of Agencies, due to an underestimate of the annual usage, in the amount of \$48,000.00. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## **8. Corona Innovative Services**

| <b>Reviewed by:</b>  | <b>Contract Period</b>         | <b>Fiscal Impact/<br/>Funding Source</b>                       | <b>School/Department/<br/>Manager</b>                   |
|--|--------------------------------|--|---|
| Julie Kasberger<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | May 1, 2018 –<br>June 30, 2019 | \$37,186.94<br>Transportation/<br>Transportation-Special<br>Ed | Education Center/<br>Transportation/<br>Julie Kasberger |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Corona Innovative Services (CIS). CIS will install 45 no child left on board (NCLOB) units to the ESUHSD bus fleet. In addition, CIS will install 13 relay devices on the ESUHSD bus fleet that are equipped with wheelchair lifts. CIS will also make any modifications that California Highway Patrol requires, after their annual inspection of ESUHSD bus fleet.

## **Selection Process**

3 quotes solicited:

Creative Bus Sales, Inc. \$53,201.48

Bus West North \$40,454.62

Corona Innovative Services \$37,186.94

## **Recommendation**

It is recommended that the Board of Trustees approve the contract service agreement with Corona Innovative Service, for the installation of NCLOB units and relay devices for the ESUHSD bus fleet, and other required updates as needed, in the amount of \$37,186.94 for the term May 1, 2018, through June 30, 2019. 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

Board Meeting of May 17, 2018

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

## 9. Pine Hill School

| Reviewed by:   | Contract Period | Fiscal Impact/<br>Funding Source              | School/Department/<br>Manager                           |
|--|-----------------|---|---|
| Barbara Moore<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | No Change       | Change Order No. 01<br>\$70,000.00<br>tuition | Education Center/<br>Special Services/<br>Barbara Moore |

East Side Union High School District (ESUHSD) administration is requesting the Board of Trustees to ratify Change Order No. 01 with Pine Hill School to provide non-public school services and other services to special education students in accordance with their individualized education plan.

On September 19, 2017, the Board of Trustees approved the contract service agreement with Pine Hill School, in the amount of 770,000.00. (Item No. 13.02)

Change Order No. 01 will reflect an increase of 10% due to an underestimate of services to be provided.

|                     |              |
|---------------------|--------------|
| Original Amount     | \$770,000.00 |
| Change Order No. 01 | \$70,000.00  |
| Total Amount        | \$840,000.00 |

### Selection Process

SELPA Agreement

### Recommendation

It is recommended that the Board of Trustees ratify Change Order No. 01 to the Purchase Order No. 801103 with Pine Hill School, for the underestimate of services required, in the amount of \$70,000.00. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

## 10. County of Santa Clara

| Reviewed by:   | Contract Period             | Fiscal Impact/<br>Funding Source | School/Department/<br>Manager                             |
|--|-----------------------------|----------------------------------|---|
| Shakenya Edison<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | Extend to:<br>June 30, 2019 | \$246,521.74<br>(Revenue)        | Education Center/<br>Student Services/<br>Shakenya Edison |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Amendments No. 01, 02, 04, 05 with The County of Santa Clara to provide School Linked Services (SLS).



# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

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

On August 20, 2015, the Board of Trustees approved the contract service agreement with The County of Santa Clara, for SLS, in the estimated amount of \$711,150.00 (revenue) for the term of March 2, 2015, through June 30, 2017. (Item No. 13.03)

On June 22, 2017, the Board of Trustees approved Amendment No. 03 to the contract service agreement with the County of Santa Clara, for an additional \$267,050.00 (revenue) and to extend the contract term to June 30, 2018. (Item No. 13.02)

Amendment No. 01 reflects the addition of the Coordinating Funding sheet and a revised scope to incorporate Prevention and Early Intervention Strengthening Families and Children Project requirements.

Amendment No. 02 reflects an updated data reporting requirements and Prevention and Early Intervention Strengthening Families and Children Project requirements.

Amendment No. 04 reflects updated contract specifics, including the addition of Family Engagement Programming at Independence, Oak Grove, James Lick, Mt. Pleasant and Andrew P. Hill High Schools. The SLS coordinator will not have a split job function. Performance standards were expanded upon to specifically outline the elements to be evaluated in the SLS Elements of Parent and Family Engagement.

Amendment No. 05 reflects an increase contractual amount of \$246,521.74 (revenue) and an extension of the contract term to June 30, 2019. All sites are now included in the SLS programming and increased funding for the District Office SLS position. A new Coordinating Funding sheet has been added. The scope of work has been modified to include the addition of a School Linked Services Description, outlining the SLS purpose and model. The scope of work will now also include a section Prevention and Early Intervention, increased county responsibilities regarding program oversight, relationship building, service delivery plan, monitoring and communication. Increased responsibilities for the District include referrals, collection of parental consents for data collection, outreach assistance, increased lines of communication with the County of Santa Clara, and providing available onsite space. The SLS coordinators responsibilities will now include the use of a referral system, developed by the County of Santa Clara with the Family Resource Center.

|                        |                |
|------------------------|----------------|
| Original Amount        | \$771,150.00   |
| Amendment No. 03       | \$267,050.00   |
| Amendment No. 05       | \$246,521.74   |
| Total (Revenue) Amount | \$1,284,721.74 |

## **Selection Process**

None

## **Recommendation**

It is recommended that the Board of Trustees approve Amendment No. 01, 02, 04, and 05 to the Contract Service Agreement, with The County of Santa Clara, for changes to the scope of work for the SLS program, an increase in the amount of \$246,521.74 and an extension of the term to June 30, 2019. 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

Board Meeting of May 17, 2018

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

## 11. Mission Bay

| Reviewed by:   | Contract Period | Fiscal Impact/<br>Funding Source                         | School/Department/<br>Manager |
|--|-----------------|--|-------------------------------|
| Barbara Moore<br>Marcus Battle<br>Janice Unger<br>Francine Brissey | No Change       | Change Order No. 02<br>\$9,200.00<br>Special Day Classes |                               |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 02 with Mission Bay to provide day program services as needed to special education students per their IEP's.

On January 18, 2018, the Board of Trustees approved the contract service agreement with Mission Bay, in the amount of \$24,000.00. (Item No. 18.01)

On January 18, 2018, the Board of Trustees approved Change Order No. 01 to the contract service agreement with Mission Bay, for \$4,000.00. (Item No. 13.01)

Change Order No. 02 reflects an increase of \$9,200.00 to provide day program services to special needs education students per their IEP's.

|                     |             |
|---------------------|-------------|
| Original Amount     | \$24,000.00 |
| Change Order No. 01 | \$4,000.00  |
| Change Order No. 02 | \$9,200.00  |
| Total Amount        | \$37,200.00 |

### Selection Process

None

### Recommendation

It is recommended that the Board of Trustees approve Change Order No. 02 to the Purchase Order No. 801730 with Mission Bay for increased services of special day classes, in the amount of \$9,200.00. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.



Preparing every student to thrive in a global society.

## Agenda Item Details

|                    |  |
|--------------------|--|
| Meeting            | May 17, 2018 - ESUHSD REGULAR BOARD MEETING - 4:30 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            | 15.02 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, 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

### 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, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, 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.

[2018 0517 Contract Over 50K.pdf \(151 KB\)](#)[Attachment A.pdf \(174 KB\)](#)[Attachment B.pdf \(705 KB\)](#)[Attachment C.pdf \(1,660 KB\)](#)[Attachment D.pdf \(1,360 KB\)](#)[Attachment E.pdf \(576 KB\)](#)

## Executive Content

### Motion & Voting

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.

Motion by Lan Nguyen, second by Frank Biehl.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

# EAST SIDE UNION HIGH SCHOOL DISTRICT

## Board Meeting of May 17, 2018

### Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

#### 1. Flint Builders, Inc.

| Reviewed by:  | Contract Period  | Fiscal Impact/<br>Funding Source                                  | School/Department/<br>Manager   |
|---|--|---|---|
| Julio Lucas<br>Marcus Battle<br>Janice Unger<br>Tu Nguyen | December 11, 2015<br>through May 11,<br>2018 (extension<br>through June 30,<br>2018) | \$520,552.00<br>(Not to exceed amount)<br><br>Fund 23 - Measure E | Yerba Buena High School/<br>Facilities/Construction<br><br>Tom Huynh, Principal<br><br>Julio Lucas, Director<br>Construction, Maintenance &<br>Facilities |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 10 to Purchase Order 602168 for the increase to the design/build construction agreement for the YB New Student Union and Quad Modernization Project (Project No.: Z-060-601) and to extend the Purchase Order completion date through June 30, 2018 for close-out paperwork and final retention payment.

On December 10, 2015, the Board of Trustees approved a design/build construction agreement for the YB New Student Union and Quad Modernization Project with Flint Builders, Inc., in the amount of \$17,609,268.00. (Item No. 16.01)

On March 1, 2016, Change Order No. 01 to Purchase Order 602168 was issued to correct account object code and funding, no change to original amount of the contract.

On December 5, 2016, Change Order No. 02 to Purchase Order 602168 was issued due to the date for start of project on the NTP was prior to actual date of issuance of the NTP. Add twenty (20) calendar days to contract time.

On May 18, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 03, dated 4/3/2017 to Purchase Order 602168 increase per Proposed Change Order (PCOs) for the total amount of \$144,411.00. (Item No. 20.04)

On May 18, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 04, dated 4/27/17 to Purchase Order 602168 increase per PCO's for the total amount of \$23,819.00. (Item No. 20.04)

On August 17, 2017, the Board of Trustees ratified the Construction Change Order Under \$175,000.00 report, Change Order No. 05, dated July 19, 2017, to Purchase Order 602168 increase per PCO's for the total amount of \$4,936.00. (Item No. 20.04)

On August 17, 2017, the Board of Trustees approved Change Order No. 06 to Purchase Order 602168 per PCO's for the total amount of \$127,203.00. (Item No. 15.02)

On October 12, 2017, the Board of Trustees approved Change Order No. 07 to Purchase Order 602168 per PCO's for the total amount of \$125,917.00. (Item No. 15.02)

On February 13, 2018, the Board of Trustees approved Change Order No. 08 to Purchase Order 602168 per PCO's for the total amount of \$168,207.00. (Item No. 15.03)

# EAST SIDE UNION HIGH SCHOOL DISTRICT

## Board Meeting of May 17, 2018

### Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On March 22, 2018, the Board of Trustees approved Change Order No. 09 to Purchase Order 602168 per PCO's for the total amount of \$215,354.00. (Item 15.01)

This Change Order No. 10 is for PCO's 041R2, 046, 0467, 048, 049, 050, 051R1, 053, 054, and 055R2, for the total amount of \$520,552.00, which represents 7.6% in change orders to date for this project and to extend the Purchase Order completion date through June 30, 2018 for close-out paperwork and final retention payment. (Attachment A)

|  |                 |
|--|-----------------|
| Original Contract Amount                   | \$17,609,268.00 |
| Previous Change Order Amounts              | \$809,847.00    |
| Contract Amount Prior to This Change Order | \$18,419,115.00 |
| Change Order No. 10                        | \$520,552.00    |
| Revised Contract Amount                    | \$18,939,667.00 |

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order No. 10 to Purchase Order 602168 for design/build construction services with Flint Builders, Inc., for the YB New Student Union and Quad Modernization Project (Project No.: Z-060-601) in the increased amount of \$520,552.00 and to extend the Purchase Order completion date through June 30, 2018 for close-out paperwork and final retention payment and authorize administration to execute change orders in accordance with Board Policy 3312.1.

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#### **2. Harris School Solutions (Quintessential School Systems – QSS)**

| <b>Reviewed by:</b>   | <b>Contract Period</b>                | <b>Fiscal Impact/<br/>Funding Source</b>                                       | <b>School/Department/<br/>Manager</b>  |
|---|---------------------------------------|--|--|
| Randy Phelps<br>Julio Lucas<br>Marcus Battle<br>Janice Unger<br>Tu Nguyen | July 1, 2018 through<br>June 30, 2019 | \$112,781.34<br>(Not to exceed amount)<br><br>Fund 22 – Measure I<br>Tech Bond | District Wide/Information<br>Technology<br><br>Randy Phelps, Chief<br>Technology Officer |

East Side Union High School District (ESUHSD) administration is requesting authorization from the Board of Trustees to award a purchase order agreement for the continued software support for Harris School Solutions (Quintessential School Systems – QSS) Business Systems for Fiscal Year 2018 - 2019, for the DW License & Renewal Project (Project No.: IT-013-005).

#### **Selection Process**

Continuing Relationship (Attachment B)

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve the purchase order agreement with Harris School Solutions (Quintessential School Systems – QSS) for the continued software support for fiscal year 2018 - 2019 for the DW License & Renewal Project (Project No.: IT-013-005) for an amount not to exceed \$112,781.34 and authorize administration to execute change orders in accordance with Board Policy 3312.1

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# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

## Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

### 3. Gilbane Building Company – Construction Management Services

| Reviewed by:  | Contract Period                                | Fiscal Impact/<br>Funding Source   | School/Department/<br>Manager  |
|---|--|--|--|
| Julio Lucas<br>Marcus Battle<br>Janice Unger<br>Tu Nguyen | September, 2017<br>through project<br>closeout | \$179,113.00<br>(Not to exceed amount)<br><br>Multiple Funds (Measure<br>E, I, Fund 35 and<br>Measure Z) | Multiple School Sites (James<br>Lick, Oak Grove, Yerba<br>Buena, Andrew P. Hill,<br>Foothill, Piedmont Hills, and<br>Santa Teresa High School)<br><br>David Porter, Principal –<br>James Lick, Martha Brazil,<br>Principal – Oak Grove, Tom<br>Huynh, Principal – Yerba<br>Buena, Jose Hernandez,<br>Principal – Andrew Hill,<br>George Sanchez, Principal –<br>Foothill, Traci Williams,<br>Principal – Piedmont Hills,<br>Greg Louie, Principal – Santa<br>Teresa<br><br>Julio Lucas, Director of<br>Construction, Maintenance<br>and Facilities |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Amendment No. 01 and Change Order No. 01 to Purchase Order 801893 for the DW Synthetic Turf Field (JL, OG, YB, AH, FH, PH,), ST Track & Field Improvements Project (Project No.: F26-030-818, F26-050-818, F26-060-818, F26-025-818, F26-005-818, F26-045-818, Z-070-604).

On June 8, 2017, the Board of Trustees approved and awarded the construction management agreement with Gilbane Building Company for the Santa Teresa Track & Field Improvements Project (Project No.: Z-070-604) for an amount not to exceed \$68,750.00 (Item 15.06)

On September 19, 2017, the Board of Trustees rescinded the construction management agreement with Gilbane Building Company for an amount not to exceed \$68,750.00 for the Santa Teresa High School Track & Field Improvements Project (Project No.: Z-070-604). Staff determined the best outcome for this project would be to change from design/build delivery method to using a piggyback method to include the DW Infrastructure – Synthetic Turf Field projects to the scope of services for the construction management firm to take advantage of economy of scale (Item 20.01)

On September 19, 2017, the Board of Trustees awarded a construction management agreement and purchase order for project/construction management services using a traditional delivery method with Gilbane Building Company in the amount not to exceed \$238,830.00 (Item 20.01)

This Amendment No. 01 and Change Order No. 01 to Purchase Order 801893 in the increased amount of \$179,113.00 is for the additional hours that will be spent managing the three (3) extra fields project that was inadvertently omitted from the construction manager's proposal. The three sites are: Andrew Hill, Foothill, and Piedmont Hills High School. (Attachment C)

**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**Board Meeting of May 17, 2018**

**Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00**

|  |              |
|--|--------------|
| Original Contract Amount                   | \$238,830.00 |
| Previous Change Order Amounts              | \$0.00       |
| Contract Amount Prior to This Change Order | \$238,830.00 |
| Change Order No. 01                        | \$179,113.00 |
| Revised Contract Amount                    | \$417,943.00 |

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Amendment No. 01 and Change Order No. 01 to Purchase Order 801893 with Gilbane Building Company for the DW Synthetic Turf Field (JL, OG, YB, AH, FH, PH, ST Track & Field Improvements Project (Project No.: F26-030-818, F26-050-818, F26-060-818, F26-025-818, F26-005-818, F26-045-818, Z-070-604) in the increased amount of \$179,113.00 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

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**4. Van Pelt Construction Services (VPCS) – Construction Management Services**

| <b>Reviewed by:</b>                                       | <b>Contract Period</b>                         | <b>Fiscal Impact/<br/>Funding Source</b>  | <b>School/Department/<br/>Manager</b>  |
|---|--|---|--|
| Julio Lucas<br>Marcus Battle<br>Janice Unger<br>Tu Nguyen | September, 2016<br>through project<br>closeout | \$212,994.00<br>(Not to exceed amount)<br><br>Multiple Funds (Measure<br>E, I, and Z) | William.C.Overfelt High<br>School/Facilities/Construction<br><br>Vito Chiala, Principal<br><br>Julio Lucas, Director of<br>Construction, Maintenance<br>and Facilities |

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Amendment No. 01 and Change Order No. 01 to Purchase Order 701329 for the WCO Music, Art and Administration New Building & Central Quad Modernization Project (Project No.: Z-040-604, I-040-002).

On September 22, 2016, the Board of Trustees awarded a construction management agreement and purchase order for project/construction management services with Van Pelt Construction Services (VPCS) in the amount not to exceed \$1,324,830.00 (Item 20.01)

This Amendment No. 01 and Change Order No. 01 to Purchase Order 701329 in the increased amount of \$212,994.00 is due to a necessity of a second Design Build Entity (DBE) selection process that resulted in a delay of nine months in the preconstruction phase of this project. (Attachment D)



# EAST SIDE UNION HIGH SCHOOL DISTRICT

## Board Meeting of May 17, 2018

### Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

|  |                |
|--|----------------|
| Original Contract Amount                   | \$1,324,830.00 |
| Previous Change Order Amounts              | \$0.00         |
| Contract Amount Prior to This Change Order | \$1,324,830.00 |
| Change Order No. 01                        | \$212,994.00   |
| Revised Contract Amount                    | \$1,537,824.00 |

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve Amendment No. 01 and Change Order No. 01 to Purchase Order 701329 with Van Pelt Construction Services for the WCO Music, Art and Administration New Building & Central Quad Modernization Project (Project No.: Z-040-604, I-040-002) in the increased amount of \$212,994.00 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

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#### **5. Dale Scott & Company, Inc. (DS&C)**

| Reviewed by:                               | Contract Period   | Fiscal Impact/<br>Funding Source  | School/Department/<br>Manager  |
|--|---|---|--|
| Marcus Battle<br>Janice Unger<br>Tu Nguyen | June 1, 2018 to May 31, 2021 with two automatic (1) year extensions | \$268,113.75<br>(Not to exceed amount)<br><br>Measures G, E, I, Z, and Tech I | Education Center/Business Services<br><br>Marcus Battle, Associate Superintendent of Business Services |

East Side Union High School District (ESUHSD) administration is requesting authorization from the Board of Trustees to enter into an agreement with Dale Scott & Company, Inc. (DS&C) as ESUHSD's independent financial advisor for Financial Advisory Services and Continuing Disclosure/Annual Debt Transparency Reports (ADTRs) for the term of June 1, 2018, through and including May 31, 2021 with two automatic (1) year extension, if services are required by the District.

#### **Description of potential fees**

- Pre-Election Services – a one-time fee of \$35,000
- Survey Research Services – a one-time fee of \$10,000 per survey plus reimbursed expenses not to exceed \$5,000
- Bond Issuance Services
  - For each series of Bonds with the exception of BANS, a fee of \$85,000 plus 0.25% of the par amount of Bonds greater than \$10 million so long as no single fee exceeds \$95,000
  - For each series of BANS, a fee of \$42,500 plus 0.25% of the par amount of Bonds greater than \$10 million so long as no single fee exceeds \$95,000
- Disclosure Services - \$5,000 (annual fee) for the preparation and filing of the Annual Report (including budgets, audits and any other required data) and for the reporting of significant events
- ADTR Services
  - A one-time set-up fee of \$500 for each ADTR
  - An annual fee of \$512.50 for each filed ADTR provided however:

# **EAST SIDE UNION HIGH SCHOOL DISTRICT**

## **Board Meeting of May 17, 2018**

### **Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00**

- That for any one year, the total amount fee for all services related to the preparation and filing of ADTRs shall not exceed \$2,500
- Starting with the second year of this Agreement, the Annual DTR fee shall escalate by 2.5% per year
- Expenses – the District agrees to reimburse DS&C approved reasonable and necessary out-of-pocket expenses at their direct cost
- Effective Date, Terms, and Conditions – this Agreement shall be effective for three years beginning on June 1, 2018 to May 31, 2021 with two automatic (1) year extensions based on satisfactory performance and mutual written agreement by the parties

#### **Selection Process**

Continuing relationship (Attachment E)

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve an agreement with Dale Scott & Company, Inc. (DS&C) as the ESUHSD's independent financial advisor for Financial Advisory Services and Continuing Disclosure/Annual Debt Transparency Reports (ADTRs) for the term of June 1, 2018 through and including May 31, 2021 with two automatic (1) year extension, if services are required by District, for an amount not to exceed \$268,113.75 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

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### Agenda Item Details

|                    |  |
|--------------------|--|
| Meeting            | May 17, 2018 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133   |
| Category           | 18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR  |
| Subject            | 18.03 Ratify/Approve 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

## EAST SIDE UNION HIGH SCHOOL DISTRICT

**TO:** Board of Trustees

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

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

**SUBJECT:** Ratify/Approve 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.

2018 0517 Contracts under \$25K.pdf (89 KB)

## **Executive Content**

### **Motion & Voting**

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

Motion by Frank Biehl, second by Lan Nguyen.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

## EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

Contract(s) for Professional Services at or Below \$25,000

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

| Consultant         | Contract Period                   | Contract Amount/<br>Funding Source       | PO Number | Location of Services | Description of Services   | Date Contract Assigned |
|--------------------|-----------------------------------|--|-----------|----------------------|---|------------------------|
| Daktronics         | April 1, 2018 – June 30, 2018     | \$4,942.16/<br>Operations/Buildings      | 803071    | Mt. Pleasant         | Provide parts and labor to repair marquee sign at Mt. Pleasant High School.   | April 25, 2018         |
| David Vickerman    | March 27, 2018-<br>March 29, 2018 | \$600.00/<br>General Admin-Supt          | 803189    | Education Center     | Provide adjudication services for the 2018 Band Festival at ESUHSD.   | May 4, 2018            |
| James N. Yowell    | March 21, 2018-<br>March 22, 2018 | \$400.00/<br>General Admin-<br>Supt.     | 803188    | Education Center     | Provide adjudication services for the 2018 Guitar Festival at ESUHSD.   | May 4, 2018            |
| Jerrold Snyder     | April 25, 2018                    | \$200.00/<br>General Admin-<br>Supt.     | 803190    | Education Center     | Provide adjudication services for the 2018 Guitar Festival at ESUHSD.   | May 4, 2018            |
| John H. Burn       | March 29, 2018                    | \$200.00/<br>General Admin-<br>Supt.     | 803191    | Education Center     | Provide adjudication services for the 2018 Band Festival at ESUHSD.   | May 4, 2018            |
| Michael S. Pakaluk | February 6, 2018                  | \$200.00/<br>General Admin-<br>Supt.     | 803198    | Independence         | Provide adjudication services for the 2018 Orchestra Festival at ESUHSD.  | May 4, 2018            |
| Musson Theatrical  | May 20, 2018 –<br>June 30, 2018   | \$4144.11/<br>Principal                  | 802856    | Andrew Hill          | Provide rental of equipment and labor services to set up stage and perform music for graduation ceremony at Andrew Hill High School.      | April 9, 2018          |
| New Hope for Youth | June 3, 2018 –<br>July 26, 2018   | \$8,500.00/<br>Supplement E              | 803128    | Mt. Pleasant         | Provide conflict mediation, gang outreach, and individual youth intervention services at Mt. Pleasant High School during the 2018 summer. | April 30, 2018         |
| Office Depot       | May 1, 2018 –<br>June 30, 2018    | \$21,521.21/<br>Career Tech<br>Education | 803195    | Evergreen Valley     | Provide parts and labor for Evergreen Valley High School's Computer Science Pathway.  | May 4, 2018            |

## EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

Contract(s) for Professional Services at or Below \$25,000

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

| Consultant                                    | Contract Period                  | Contract Amount/<br>Funding Source              | PO Number | Location of Services | Description of Services  | Date Contract Assigned |
|---|----------------------------------|---|-----------|----------------------|--|------------------------|
| Panorama Education                            | April 1, 2018 – July 31, 2018    | \$10,185.00/<br>Supplemental                    | 803007    | Education Center     | Provide access to Panorama platform software license and support services for survey administration, analysis and reporting for all schools. | April 19, 2018         |
| Passageworks Institute                        | February 27, 2018- March 1, 2018 | \$23,875.00/<br>Transformation Learning Mindful | 803006    | Education Center     | Provide course facilitation of Culturally Responsive Leadership workshop for staff.  | April 20, 2018         |
| Paxton Patterson LLC                          | April 18, 2018 – June 30, 2023   | \$6,336.00/<br>Cal Career Pathways              | 803194    | Yerba Buena          | Provide services of the Construction Pathway with the Paxton Learning Management System for 60 months at Yerba Buena High School.            | May 4, 2018            |
| Santa Clara County District Attorney's Office | October 2, 2017 – June 30, 2018  | \$7,500.00/<br>Behavioral Health Sciences       | 803076    | W.C. Overfelt        | Provide Parent Project-Parent Skills Workshop series for parents with At-Risk youths through the SLS program at W.C. Overfelt High School.   | April 25, 2018         |
| Steven Lin                                    | April 25, 2018                   | \$200.00/<br>General Admin-Supt.                | 803187    | Education Center     | Provide adjudication services for the 2018 Guitar Festival at ESUHSD.  | May 4, 2018            |
| Timothy E. Harris                             | March 28, 2018                   | \$200.00/<br>General Admin-Supt.                | 803192    | Education Center     | Provide adjudication services for the 2018 Band Festival at ESUHSD.  | May 4, 2018            |
| Williams Party Rental                         | May 22, 2018                     | \$849.62/<br>Principal                          | 803197    | Andrew Hill          | Provide services to deliver and setup chairs for graduation at Andrew Hill High School.  | May 4, 2018            |
| Williams Party Rentals                        | May 1, 2018 – May 31, 2018       | \$614.00/<br>Principal                          | 802979    | W.C. Overfelt        | Rental of chairs for graduation at W.C. Overfelt High School.  | April 19, 2018         |



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### Agenda Item Details

|                    |   |
|--------------------|---|
| Meeting            | May 17, 2018 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133  |
| Category           | 20. FACILITIES/BOND - CONSENT/ACTION CALENDAR   |
| Subject            | 20.03 Ratify 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

## 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, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, Capital Projects Purchasing Manager

**SUBJECT:** Ratify 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.

2018 0517 Prof Serv Contract under 50K.pdf (86 KB)

## Executive Content

### Motion & Voting

It is recommended that the Board of Trustees ratify the Bond/Capital Projects Contract(s) for Professional Services at or below \$50,000 as presented 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

Motion by Frank Biehl, second by Lan Nguyen.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le



## EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

Bond/Capital Projects Contracts for Professional Services At or Below \$50,000.00

| Consultant                       | Contract Period                           | Contract Amount   | Purchase Order Number / Contract Number (CP) | Location of Services | Project Number / Project Name   | Description of Services  | Date Purchase Order Assigned |
|----------------------------------|---|---|--|----------------------|---|--|------------------------------|
| Capital Advisors Group LLC       | February 1, 2018 through June 30, 2018    | \$10,000.00   | 802760 / CP2479                              | District Wide        | F35-052-001 / DW SAB Facilities Funding Dev & Assistance              | Consultant to provide the following scope of work: Provide facilities & legislative consulting and advocacy services   | April 9, 2018                |
| Forecast 5 Analytics, Inc.       | March 31, 2018 through March 31, 2021     | \$29,700.00   | 802862 / CP2477                              | District Wide        | IT-013-005 / DW License Renewal                                       | Student Data Analytics License agreement for 5 users   | April 11, 2018               |
| Millennium Consulting Associates | No Change                                 | Original PO Amount:<br>\$36,889.00 +<br>\$2,644.13 =<br>\$39,533.13 | 703627 / CP1997                              | District Wide        | Z-XXX-803 / DW Roofing (Package B, C, and D)                          | Change Order No. 01 to provide additional hazmat monitoring of DW Roofing projects as a result of removal of additional roofing materials, demobilization / remobilization (with and without notice from contractors); and overtime for testing of materials | April 13, 2018               |
| Mont Rose Moving Systems, Inc.   | April 23, 2018 through project completion | \$2,190.00  | 803023 / CP2549                              | Foothill High School | Z-005-602 / FH Hooper Hall Modernization (Furniture Moving & Storage) | Consultant to provide the following scope of work: Relocate old stage, podium, chairs, desks and door frames at Foothill High School   | April 23, 2018               |

# EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of May 17, 2018

Bond/Capital Projects Contracts for Professional Services At or Below \$50,000.00

| <b>Consultant</b>               | <b>Contract Period</b>                   | <b>Contract Amount</b> | <b>Purchase Order Number / Contract Number (CP)</b> | <b>Location of Services</b> | <b>Project Number / Project Name</b>                  | <b>Description of Services</b>  | <b>Date Purchase Order Assigned</b> |
|---------------------------------|--|------------------------|---|-----------------------------|---|---|-------------------------------------|
| Tri County Building Maintenance | April 3, 2018 through project completion | \$3,620.00             | 802762 / CP2504                                     | Yerba Buena High School     | Z-060-601 / YB New Student Union & Quad Modernization | Consultant to provide the following scope of work: Perform deep cleaning to (7) drawer warmers, (1) commercial four burner stove, (2) double convection ovens, and (1) tilt brazing pan | April 3, 2018                       |