

EAST SIDE UNION HIGH SCHOOL DISTRICT
Regular Meeting of the Board of Trustees
830 N. Capitol Avenue
San Jose, CA 95133

AGENDA
June 9, 2016

AMENDED #2

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meeting of the Board of Trustees, please contact the office of the District Superintendent at (408) 347-5010. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.

Closed Session will begin at 4:00 P.M.

The Regular Meeting of the Board of Trustees will begin at 4:00 p.m. in the Board Room of the Education Center. Anyone wishing to address the Board regarding Closed Session items may speak at this time. The Board will then adjourn to Closed Session in the Superintendent's Conference Room.

1. Call to Order/ Roll Call

1.01 Roll Call

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

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)



Closed Session

- 2.01 Expulsion(s): *None*
- 2.02 Public Employee Performance Evaluation
(*Government Code Section 54957*)
- *Superintendent*
 - *Senior Manager of Internal Controls*
- 2.03 Public Employment/Public Employee Appointment
(*Government Code Section 54957*)
- *Associate Superintendent of Educational Services (1)*
 - *Associate Principal (1)*
- 2.04 Public Employee Discipline/Dismissal/Release
(*Government Code Section 54957*)
- 2.05 Conference with Labor Negotiators
(*Government Code Section 54957.6*)
- Agency Designated Representatives:
Chris D. Funk, Superintendent
Marcus Battle, Associate Superintendent of Business Services
Cari Vaeth, Associate Superintendent of Human Resources
Glenn Vander Zee, Assistant Superintendent of Educational Services
- Employee Organizations:
American Federation of Teachers (AFT)
California School Employees Association (CSEA)
East Side Teachers Association (ESTA)
Administrator Collaborative of East Side (ACES)
- Unrepresented Employees:
Administrators
Managers
Confidential Employees
- 2.06 Conference with Legal Counsel – Anticipated Litigation:
Significant exposure to litigation pursuant to subdivision (d)(2) of
Government Code Section 54956.9
- *Two (2) Potential Cases*



2.07 Conference with Legal Counsel – Existing Litigation:
Paragraph (1) of subdivision (d) of Government Code Section 54956.9

- Office of Administrative Hearings (OAH) Case No. 2016040153;
- OAH Case No. 2016030372; and
- OAH Case No. 2016030991

Open Session at Approximately 6:00 P.M. – Education Center Board Room

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.

3. Pledge of Allegiance

4. Welcome and Explanation to Audience

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

5. Adoption of Agenda

5.01 For consideration by the Board of Trustees

6. Board Special Recognition(s)

6.01 Spring Sports

Evergreen Valley High School

- Girls' Track, Santa Teresa Division, Blossom Valley Athletic League Champions
- Boys' Track, Santa Teresa Division, Blossom Valley Athletic League Champions
- Boys' Tennis, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Golf, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Badminton, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Softball, West Valley Division, Blossom Valley Athletic League Champions

Independence High School

- Boys' Track, West Valley Division, Blossom Valley Athletic League Champions

James Lick High School

- Girls' Track, West Valley Division, Blossom Valley Athletic League Champions

Oak Grove High School

- Badminton, West Valley Division, Blossom Valley Athletic League Champions
- Softball, Santa Teresa Division, Blossom Valley Athletic League Champions



Piedmont Hills High School

- Softball, Santa Teresa Division, Blossom Valley Athletic League Champions

Santa Teresa High School

- Girls' Track, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Boys' Track, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Golf, Santa Teresa Division, Blossom Valley Athletic League Champions
- Baseball, Santa Teresa Division, Blossom Valley Athletic League Champions

Yerba Buena High School:

- Golf, West Valley Division, Blossom Valley Athletic League Champions

7. Student Board Liaisons (5 minutes each)

No Items on Calendar Under this Section

8. Special Order of Business – Operational Items/Board Discussion and/or Action

- 8.01 The Superintendent and/or Board Member(s) may request that items be considered, discussed, and acted on out of the order indicated on the agenda as per schedule.
- 8.02 Presentation and/or Discussion regarding the results of the recent Sale of 2016 GO Refunding Bond Series A, Measure G, Series H Bonds from the 2002 Election & Series B, Measure E, Series B Bonds from the 2008 Election, Measure and Review Resulting Taxpayer Savings - Marcus Battle, Associate Superintendent of Business Services, Dale Scott, President of Dale Scott & Company
- 8.03 Presentation, Discussion and/or Action and Adoption of Resolution #2015/2016-28 Ordering an Election to Authorize the Issuance of School Bonds, Establishing Specifications of the Election Order, and Requesting Consolidation with Other Elections Occurring on November 8, 2016 - Marcus Battle, Associate Superintendent of Business Services, and Dale Scott, President of Dale Scott & Company, and Charles F. Adams, Jones Hall

9. Public Hearing(s) - Operational Items/Board Discussion and/or Action

- 9.01 Presentation and/or Discussion regarding the Preliminary Budget as Recommended for Fiscal Year 2016-17 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance
- 9.02 Hold Public Hearing at Approximately 6:30 p.m. regarding the Proposed Budget Adoption for 2016-17. The Proposed Budget is available for inspection at the District Office (Business Services Department, 830 N. Capitol Avenue, San Jose) - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance
- 9.03 Presentation and Discussion regarding Proposed Annual Update to Local Control Accountability Plan (LCAP) - Glenn Vander Zee, Assistant Superintendent of Educational Services



- 9.04 Hold Public Hearing at Approximately 6:35 p.m. regarding the Proposed Annual Update to the Local Control Accountability Plan (LCAP). A copy of the Local Control Accountability Plan is available for inspection at the District Office (Instructional Services Department, 830 N. Capitol Avenue, San Jose) - Glenn Vander Zee, Assistant Superintendent of Educational Services

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.

11. Board of Trustees/Superintendent - Operational Items/Board Discussion and/or Action

- 11.01 Discussion and/or Action to Adopt Resolution #2015/2016-27 Request for and Consent to Consolidation of Elections and Specification of the Election Order – Chris D. Funk, Superintendent
- 11.02 Discussion and/or Action to Nominate and Elect Board Representative(s) to the Superintendent's District Property and Other Land Use Committee - Chris D. Funk, Superintendent
- 11.03 Discussion and Receive First Reading of New Administrative Regulation #1114 District-Sponsored Social Media - Chris D. Funk, Superintendent
- 11.04 Discussion and Receive First Reading of New Board Policy #5111.1 District Residency - Chris D. Funk, Superintendent
- 11.05 Discussion and Receive First Reading of Amendment to Board Policy #5116 School Attendance Boundaries and New Administrative Regulation #5116 School Attendance Boundaries - Chris D. Funk, Superintendent
- 11.06 Discussion and/or Action regarding Associate Superintendent of Educational Services' Employment Contract - Chris D. Funk, Superintendent
- 11.07 Discussion and/or Action of Board Members' Compensation/Adjustments to Compensation per Education Code §35120 - Chris D. Funk, Superintendent



12. Educational Services/Student Services - Operational Items/Board Discussion and/or Action

- 12.01 Presentation, Discussion and/or Action on Academic Success Analysis – Glenn Vander Zee, Assistant Superintendent of Educational Services, and Kirsten King, Director of Assessment & Accountability
- 12.02 Presentation, Discussion and/or Action regarding East Side Union High School District Adult Education Programs - Glenn Vander Zee, Assistant Superintendent of Educational Services, and Richard Uribe, Director of Adult Education
- 12.03 Discussion and/or Action regarding Graduate Profile - Glenn Vander Zee, Assistant Superintendent of Educational Services
- 12.04 Discussion and/or Action for Designation of California Interscholastic Federation (CIF) Representatives to League for 2016-2017 - Glenn Vander Zee, Assistant Superintendent of Educational Services
- 12.05 Discussion and/or Action to Receive Second Reading and Adopt Amended Board Policy #6173 Education for Homeless Children - Glenn Vander Zee, Assistant Superintendent of Educational Services and ShaKenya Edison, Director of Student Services

13. Business Services - Operational Items/Board Discussion and/or Action

- 13.01 Presentation and Discussion regarding the Child Nutrition Services Food Vending Program and Meal Pricing Recommendations - Marcus Battle, Associate Superintendent of Business Services, and Julie Kasberger, Director of General Services
- 13.02 Discussion and/or Action to Adopt Resolution #2016/2017-30 regarding the Education Protection Account (EPA) - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance
- 13.03 Discussion and Receive First Reading of Amendment to Board Policy #3312.1 Contract Change Orders - Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, Janice Unger, Capital Projects Purchasing Manager, and Francine Brissey, General Purchasing Manager
- 13.04 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
- 13.05 Discussion and/or Action to Ratify CUPCAA Informal General Purchasing Project(s) - Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager



14. Human Resources - Operational Items/Board Discussion and/or Action

- 14.01 Discussion and/or Action to Approve Classified Management Job Description and Salary Range for Director, Capital Planning and Design - Cari Vaeth, Associate Superintendent of Human Resources
- 14.02 Discussion and/or Action to Approve Classified Management Job Description and Salary Range for Director, Facilities, Construction, Maintenance and Operations – Cari Vaeth, Associate Superintendent of Human Resources
- 14.03 Discussion and/or Action to Approve Classified Management Job Description and Salary Range for Payroll Manager - Cari Vaeth, Associate Superintendent of Human Resources
- 14.04 Discussion and/or Action to Approve **Classified** Job Description and Salary Range for Benefits and Worker's Compensation Technician - Cari Vaeth, Associate Superintendent of Human Resources
- 14.05 Review, Consideration and Adoption of Resolution #2015/2016-29 - Authorizing Reduction in Classified Workforce - Cari Vaeth, Associate Superintendent of Human Resources
- 14.06 Discussion and/or Action to Approve Substitute Rates for Adult Education Retirees, Effective August 1, 2016 - Cari Vaeth, Associate Superintendent of Human Resources

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, and Janice Unger, Capital Projects Purchasing Manager
- 15.02 Discussion and/or Action to Ratify CUPCAA Informal Bond Project(s) - Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager
- 15.03 Capital Program Budget Adjustment Report - Marcus Battle, Associate Superintendent of Business Services, and André Bell, Director of Purchasing and Capital Accounting



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.

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

- 16.01 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

18. Business Services - Consent / Action Calendar

- 18.01 Ratification of Contract(s) for Professional Services At or Below \$25,000
- 18.02 Approve Award of Bids and Request for Proposals
- 18.03 Approve Change Orders to Purchase Orders
- 18.04 Approve Memoranda of Understanding
- 18.05 Accept Warrant Register for the Month of May, 2016
- 18.06 Approve Budget Transfers for the Month of May, 2016

19. Human Resources - Consent / Action Calendar

- 19.01 Ratify/Approve Classified Personnel Actions Presented June 9, 2016
- 19.02 Ratify/Approve Certificated Personnel Actions Presented June 9, 2016
- 19.03 Ratify/Approve Student Aide Personnel Actions Presented June 9, 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 Approve Award of Bids and Request for Proposals for Bond/Capital Projects

21. Written Reports/Recommendation

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

No Items on Calendar Under this Section

22. Future Agenda Items

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

22.02 Future Items:

Lan Nguyen, Board President

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

Frank Biehl, Board Vice President

Item	Date (tentative)	Type
Livestream Board Meetings (combined with J. M. Herrera's Broadcast Board Meetings)	TBD	Presentation Update

J. Manuel Herrera, Board Clerk

Item	Date (tentative)	Type
Broadcast Board Meetings (combined with F. Biehl's Livestream Board Meetings)	TBD	Presentation Update
STEM	Study Session	Presentation/Discussion

Van Le, Board Member

Item	Date (tentative)	Type
Failed Courses	Twice Year: October & March	Report
Accel Program	June 23, 2016	Report



22.03 Annual Governance Calendar

July
Summer School Program (concludes session)
Summer School Graduation

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

September
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

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

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

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

January
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

February
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

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

April
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

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

June
Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)
Budget Adoption (second June Board Meeting)
Budget Advisory Committee: Nominate and Appoint Board Representatives (2) and Alternative Board Representative (1) (2 year term, fiscal year)
Employee Retirement Celebration
ESTA Safety Survey
Master Contracts for Capital Projects
Plan for Expelled Youth (due every three years – 2018)
Program Improvement Update
Safety Plan Assessment for Each School
Single Plan for Student Achievement (SPSA) for Each School
Summer School Program (session begins)
Superintendent's Annual Evaluation

23. Board of Trustees/Superintendent Communications/Comments

23.01 Board of Trustees

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

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

