

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

AGENDA
June 23, 2016

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)*
- 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
- *Claim for Damages of L. Trost; and,*
 - *Two (2) Potential Cases*



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 A Better Shelter Scholarship Recipient

- Jorge Daniel Pineda Angeles, Calero High School

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 Discussion and/or Action to Approve and Adopt the Proposed Annual Update to the Local Control Accountability Plan (LCAP) - Glenn Vander Zee, Assistant Superintendent of Educational Services

8.03 Discussion and/or Action to Approve and Adopt the Proposed Budget for Fiscal Year 2016-17 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance

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 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 Receive Second Reading and Adopt New Administrative Regulation #1114 District-Sponsored Social Media - Chris D. Funk, Superintendent
- 11.02 Discussion and/or Action to Receive Second Reading and Adopt New Board Policy #5111.1 District Residency - Chris D. Funk, Superintendent
- 11.03 Discussion and/or Action to Receive Second Reading and Adopt Amendment to Board Policy #5116 School Attendance Boundaries and New Administrative Regulation #5116 School Attendance Boundaries - Chris D. Funk, Superintendent
- 11.04 Discussion and/or Action to Adopt 2016-2017 Board Meeting Calendar - Chris D. Funk, Superintendent
- 11.05 Discussion and/or Action to Approve Vacation Pay-out for Contract Employees Per Contract Terms - Chris D. Funk, Superintendent
- 11.06 Discussion and/or Action Regarding Proposed Salary Schedule: Senior Contracts Administrators/Superintendent's Council (Superintendent, Associate Superintendent of Business Services, Associate Superintendent of Human Resources, Assistant Superintendent of Educational Services) - Chris D. Funk, Superintendent
- 11.07 Discussion and/or Action regarding Associate Superintendent of Educational Services' Employment Contract - Chris D. Funk, Superintendent
- 11.08 Discussion and/or Action regarding Senior Manager of Internal Controls' Employment Contract - Pattie Cortese, Board Member / Audit Committee Chair, and Van Le, Board Member / Audit Committee Vice Chair
- 11.09 Update, Discussion and/or Action regarding Potential Agreement Between East Side Union High School District and City of San Jose for Community Wireless Project - Chris D. Funk, Superintendent



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

- 12.01 Presentation, Discussion and/or Action regarding East Side Union High School District's Child Care Services - Glenn Vander Zee, Assistant Superintendent of Educational Services, and Deborah Barnes, Coordinator Child Development
- 12.02 Discussion and/or Action regarding East Side Union High School District's Cyber High Contract and Administrative Guidelines for Usage - Glenn Vander Zee, Assistant Superintendent of Educational Services, and Kirsten King, Director of Assessment and Accountability
- 12.03 Discussion and/or Action regarding the Executive Summary Single Plan for Student Achievement - Glenn Vander Zee, Assistant Superintendent of Educational Services

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

- 13.01 Presentation and/or Discussion Regarding Broadcasting Board Meetings on the Internet and the Update of the Sound System - Marcus Battle, Associate Superintendent of Business Services, and Randy Phelps, Chief Technology Officer
- 13.02 Presentation, Discussion and/or Action regarding Update on Safety Camera Installation Progress - Marcus Battle, Associate Superintendent of Business Services, and Randy Phelps, Chief Technology Officer
- 13.03 Discussion and/or Action to Approve the Measure I General Obligation Bond Distribution for KIPP San Jose Collegiate Charter School (Restoration of Unfunded Measure E Allocation) - Marcus Battle, Associate Superintendent of Business Services, and Farshid Samsami, SGI Bond Program Manager, Andre Bell, Director of Capital Accounting, Julio Lucas, Interim Director, Capital Planning and Design
- 13.04 Discussion and/or Action to Approve the Measure I General Obligation Bond Distribution for Latino College Prep Academy (LCPA) Charter School - Marcus Battle, Associate Superintendent of Business Services, and Farshid Samsami, SGI Bond Program Manager, Andre Bell, Director of Capital Accounting, Julio Lucas, Interim Director, Capital Planning & Design
- 13.05 Discussion and/or Action for Authorization for the Superintendent to Award Emergency Projects during the Summer - Marcus Battle, Associate Superintendent of Business Services, and André Bell, Assistant Director of Capital Accounting and Purchasing
- 13.06 Discussion and/or Action to Receive and Adopt Second Reading of the Amendment to Board Policy #3312.1 Contract Change Orders - Marcus Battle, Associate Superintendent of Business Services, Andre Bell, Director of Purchasing & Capital Accounting, Janice Unger, Capital Projects Purchasing Manager, and Francine Brissey, General Purchasing Manager



- 13.07 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
- 13.08 and/or Action to Ratify CUPCCAA 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 Declaration of Need for Fully Qualified Educators - 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

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
- 16.02 Ratify/Approve Superintendent's Attendance and Lawful Expenses to Conferences/Workshops/Meetings
- 16.03 Approve Minutes of May 3, 2016, Special Board Meeting and Board Study Session



16.04 Approve Minutes of May 10, 2016, Special Board Meeting

16.05 Approve Minutes of May 19, 2016, Regular Board Meeting

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

17.01 Accept Safety Plan Goals Assessment for 2015-2016

18. Business Services - Consent / Action Calendar

18.01 Approve Purchase Orders

18.02 Approve Change Orders to Purchase Orders

18.03 Approve Award of Bids and Request for Proposals

18.04 Approve Facilities Use Agreements

18.05 Approve Memoranda of Understanding

18.06 Adopt Resolution #2015/2016-31 Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546

18.07 Accept Donations, Grants and Awards

19. Human Resources - Consent / Action Calendar

19.01 Ratify/Approve Classified Personnel Actions Presented June 23, 2016

19.02 Ratify/Approve Certificated Personnel Actions Presented June 23, 2016

19.03 Ratify/Approve Student Aide Personnel Actions Presented June 23, 2016

20. Facilities - Consent / Action Calendar

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

20.02 Capital Program Budget Adjustment Report

20.03 Approve Qualified Professional Service Providers

21. Written Reports/Recommendation

21.01 Receive Report of Board Members Expenses for Fiscal Year 2015-16



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 |

J. Manuel Herrera, Board Clerk

| Item | Date (tentative) | Type |
|-------------|-------------------------|-------------------------|
| STEM | Study Session | Presentation/Discussion |

Van Le, Board Member

| Item | Date (tentative) | Type |
|----------------|--------------------------------|-------------|
| Failed Courses | Twice Year: October & March | Report |
| Accel Program | August, 2016 | Report |

22.03 Annual Governance Calendar

| July |
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| Summer School Program (concludes session) |
| Summer School Graduation |

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

| September |
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| 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 |
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| Board Study Session/Workshop |
| Election Orientation for New Board Members |

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

| January |
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| 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

