

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

AGENDA
April 13 2017

AMENDED

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 Mindfulness

2.02 Expulsion(s): *None*



2.03 Public Employee Performance Evaluation
(Government Code Section 54957)

- *Senior Manager of Internal Controls*

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

- *Associate Superintendent of Human Resources (1)*
- *Associate Superintendent of Business Services (1)*
- *Fiscal/Payroll Manager (1)*
- *Attendance Accounting and International Student Coordinator (1)*

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 D. Diaz; and,*
- *Three (3) Potential Cases*

2.08 Conference with Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9

- *One (1) Potential Case*



3. Resume 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.

3.01 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 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)

6. Board Special Recognition(s)

6.01 Shan Selvamurugan, Evergreen Valley High School
• Top 300 Young Scientists of the 76th Annual Regeneron Science Talent Search

6.02 Anton Cao, Evergreen Valley High School
• Perfect Score for the Second Time on AP Exam

6.03 Truong Viet Ngu Về Nguồn (Sunday Vietnamese Language School)

6.04 MESA Day Math Winners

Solo Math - 9th Grade

- Kyle Pu, Santa Teresa High School: First Place
- Dan Le, Independence High School: Second Place
- Jinsung Park, Santa Teresa High School: Third Place

Solo Math - 10th Grade

- Dan Tran, Santa Teresa High School: Second Place
- Richard Le, Santa Teresa High School: Third Place



Solo Math - 11th Grade

- Francis In, Santa Teresa High School: First Place
- Shashwat Sparsh, Independence High School: First Place
- Hyery Yoo, Santa Teresa High School: First Place
- Tien Ly, Silver Creek High School: Second Place
- Leighton Pu, Santa Teresa High School: Third Place

Team Math Quest - 12th Grade

First Place

- Wesley Chen, Santa Teresa High School
- Garrett Davies, Santa Teresa High School
- Thomas Tromp, Santa Teresa High School

Second Place

- Kevin Pham, Santa Teresa High School
- Bradley Seammons, Santa Teresa High School
- Benhur Nguyen, Santa Teresa High School

Third Place

- Adena Park, Santa Teresa High School
- Rayni Wells, Santa Teresa High School

7. Student Board Liaisons (5 minutes each)

- 7.01 Piedmont Hills High School
- Sydnie Tanujaya, ASB President
- 7.02 Santa Teresa High School
- Amy Dresden, ASB President
 - Samantha Bejerano, ASB Vice President
 - Claire Hartmann, ASB Secretary

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 Tiny House Construction Technology Project - Jeremiah Ellison, Independence High School, and David Fredericks, Piedmont Hills High School
- 8.03 Discussion and/or Action to Approve the Addendum to the Memorandum of Understanding with the Foundation for Hispanic Education for Luis Valdez Leadership Academy - Glenn Vander Zee, Associate Superintendent of Educational Services, Kirsten King, Director of Assessment & Accountability, and Lucretia Peebles, Ph.D., Administrator for Charter School Oversight



- 8.04 Discussion and/or Action to Adopt Resolution #2016/17-31 Mitigated Negative Declaration for the Escuela Popular School Site Expansion Project in Compliance with the California Environmental Quality Act and Adopt Resolution #2016/2017-32 Charter School Location Amendment and Full Cost Recovery Agreement - Marcus Battle, Associate Superintendent of Business Services, and Julio Lucas, Director of Capital Planning and Design
- 8.05 Discussion and/or Action to Receive New Charter Petition for KIPP East Side High School Submitted by KIPP Bay Areas Schools - Glenn Vander Zee, Associate Superintendent of Educational Services, Kirsten King, Director of Assessment & Accountability, and Lucretia Peebles, Ph.D., Administrator for Charter School Oversight

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

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 Appoint Two Board Members to Serve on a Committee to Review 2017 Citizens Bond Oversight Committee (CBOC) Applications - Chris D. Funk, Superintendent
- 11.02 Discussion and/or Action regarding Employment Contract for Associate Superintendent of Human Resources - Chris D. Funk, Superintendent
- 11.03 Discussion and/or Action regarding Employment Contract for Associate Superintendent of Business Services - Chris D. Funk, Superintendent
- 11.04 Discussion and/or Action to Adopt Resolution #2016/2017-33 Recognizing and Honoring the Flag of the Former Republic of Vietnam and Honoring the Contributions of Vietnamese-Americans - Van Le, Board Member



- 11.05 Discussion and/or Action to Ratify/Approve Senior Manager of Internal Controls' Attendance and Lawful Expenses to Conferences/Workshops/Meetings – Kelly Kwong, CPA, Senior Manager of Internal Controls

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, Associate Superintendent of Educational Services, and Kirsten King, Director of Assessment & Accountability
- 12.02 Discussion and/or Action to Receive Second Reading and Adopt Proposed Amendments to Board Policy #6158 Independent Study - Glenn Vander Zee, Associate 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 Program - Marcus Battle, Associate Superintendent of Business Services, and Julie Kasberger, Director of General Services
- 13.02 Presentation and Discussion regarding the Safe Trans Contract - Marcus Battle, Associate Superintendent of Business Services, and Julie Kasberger, Director of General Services
- 13.03 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

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

- 14.01 Discussion and/or Action Regarding the Approval of the Proposed Revision of Classified Management Job Description and Salary Schedule for Director of Finance - Cari Vaeth, Associate Superintendent of Human Resources
- 14.02 Discussion and/or Action to Adopt/Approve the Adult Education Calendar for the 2017-2018 School Year - Cari Vaeth, Associate Superintendent of Human Resources and Richard Uribe, Director of Adult Education

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, Julio Lucas, Interim Director of Capital Planning and Design, 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 Approve Minutes of February 16, 2017, Regular Board Meeting
- 16.03 Approve Minutes of March 9, 2017, Regular Board Meeting
- 16.04 Receive and Adopt Proposed Correction/Amendment to Third Reading of Board Policy #3460 Financial Reports and Accountability; Board Audit Committee and Senior Manager of Internal Controls

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

- 17.01 Ratify/Approve School Field Trips
- 17.02 Receive the First Quarterly Report on Williams Uniform Complaints for Period Covering January 1, 2017, through March 31, 2017, as Required by EC 35186 (Williams Settlement Legislation SB550 and AB2727)

18. Business Services - Consent / Action Calendar

- 18.01 Ratify/Approve Contract(s) for Professional Services At or Below \$25,000
- 18.02 Approve Award of Bids and Request for Proposals for General Purchasing
- 18.03 Approve Purchase Orders Dated March 1, through March 23, 2017
- 18.04 Ratify/Approve Change Orders to Purchase Orders
- 18.05 Accept Warrant Register for the Month of March, 2017
- 18.06 Accept Donations, Grants and Awards for January, February and March of the 2016/17 School Year



- 18.07 Approve Budget Transfers for the Month of March, 2017
- 18.08 Approve Use of Carnival Equipment at Mt. Pleasant High School for Annual Block Party

19. Human Resources - Consent / Action Calendar

- 19.01 Ratify/Approve Classified Personnel Actions Presented April 13, 2017
- 19.02 Ratify/Approve Certificated Personnel Actions Presented April 13, 2017
- 19.03 Ratify/Approve Student Aide Personnel Actions Presented April 13, 2017

20. Facilities - Consent / Action Calendar

- 20.01 Approve the Capital Program Budget Adjustment Report
- 20.02 Ratify Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
- 20.03 Approve Award of Bids and Request for Proposals for Bond/Capital Projects
- 20.04 Ratify CUPCCAA Informal Bond Project(s)

21. Written Reports/Recommendation

- 21.01 Receive Preliminary Point-Counterpoint Report
- 21.02 Receive Internal Audit Report FY 16-1 Staff Time Charged to Bond Program
- 21.03 Receive Internal Audit Report FY 16-2 Accounts Payable Timelines
- 21.04 Receive Internal Audit Report FY 16-3 Facilities Rental Revenue versus Cost
- 21.05 Receive Internal Audit Report FY 16-4 Facilities Rental Custodial Hours
- 21.06 Receive Report of Board Members Expenses for January, February and March of the 2016/17 Fiscal Year

22. Future Agenda Items

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



22.03 Future Items:

Frank Biehl, Board President

Item	Date (tentative)	Type
Foreign Exchange Program <ul style="list-style-type: none"> • Criteria • Process 	June (<i>Annually</i>)	Presentation/Discussion

J. Manuel Herrera, Board Vice President

Item	Date (tentative)	Type
STEAM	May 4, 2017 Study Session	Presentation/Discussion
IPC Annual Update <ul style="list-style-type: none"> • Activities To-Date 	Annually (<i>beginning February 2018</i>)	Presentation/Discussion

Pattie Cortese, Board Clerk

Item	Date (tentative)	Type
Teen Parents <ul style="list-style-type: none"> • Education • Support • Child Care at James Lick HS 	August, 2017	Presentation/Discussion
Community Liaisons vs. PCIS and Attendance Clerks <ul style="list-style-type: none"> • Delineation of Roles and Expectations and How they Work Together 	TBD	Presentation/Discussion
Transformational Learning Project	May 18, 2017	

Van Le, Board Member

Item	Date (tentative)	Type
Failed Courses	Twice Year: November & March	Report
Accel Program	June 8, 2017	Report
Challenge Exams for Course Advancement	August, 2017	Report
Grading Policy	Fall, 2017	Presentation/Discussion
Role of PCIS vs. Liaisons <ul style="list-style-type: none"> • Ethnicity/Diversity compared to Site Enrollment • Roles and Responsibilities 	TBD	Presentation/Discussion
Adult Education	TBD	Report

Lan Nguyen, Board Member

Item	Date (tentative)	Type
After School Programs	August, 2017	Presentation/Discussion



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 (<i>March or April</i>)
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
Board Study Session/Workshop
Budget (Preliminary/Draft) Presentation
Employee Recognition Event
Graduations
Honor Nights
Last Day of School

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 – next due date: 2018)
Program Improvement Update
Safety Plan Assessment for Each School
Single Plan for Student Achievement (SPSA) for Each School
Sports Recognitions (Winter/Spring)
Summer School Program (session begins)

23. Board of Trustees/Superintendent Communications/Comments

23.01 Board of Trustees

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

