

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

**AGENDA**  
**March 10, 2005**

**AMENDED**

**Closed Session 4:00 P.M.**

The Board Meeting will begin at 4:00 p.m. in the Board Room. 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.

**Open Session 6:00 P.M.**

Board Room

**1. Call to Order/ Roll Call**

- 1.1 Roll Call
- 1.2 Announcement and Public Comment Regarding items to be discussed in Closed Session [*Government Code §54957.7*]
- 1.3 Recess to Closed Session (Open Session will resume at the end of Closed Session in the Board Room at approximately 6:00 P.M.)  
**SEE ITEM 12 ON AGENDA (CLOSED SESSION)**

**Open Session 6:00 P.M.**

**2. Pledge of Allegiance**

**3. 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.

**4. Board Special Recognition(s)**

- 4.1 Eunice Esquivel - Bay Coast Region President for California School Nurse Organization
- 4.2 Aurora Quevedo, Ed.D. - 2005 CABA Legacy Award

**5. Consideration of Proposed Amendments to Agenda**

**6. Public Members Who Wish to Address the Board of Trustees**

**7. Student Achievement/Board Discussions and/or Action**

- 7.1 Student Board Presentation

**8. Operational Items/Board Discussion and/or Action**

- 8.1 Hold Public Hearing - 6:15 p.m. -- On Resolution #2004/2005-29 -  
For a Finding of Insufficient Materials
- 8.2 Approve 2004-2005 Second Interim Financial Report
- 8.3 Budget Task Force Update
- 8.4 Report on Status of Quimby Land Sale Proceeds
- 8.5 Board Resolution #2004/2005-30 Funding Resolution
- 8.6 Amend Energy Education, Inc. Contract
- 8.7 Approve Variable Term Waiver Request for Certificated Employees

- 8.8 Receive and consider Initial Proposal for Successor Contract from the East Side Teachers Association/ CTA/NEA to the East Side Union High School District Regarding Collective Bargaining Agreement Negotiations
- 8.9 Consideration and Public Notice of the District's Initial Proposal for Successor Contract to East Side Teachers Association/CTA/NEA Regarding Collective Bargaining Agreement Negotiations
- 8.10 Proposal for CCOC Partnership

9. **Attachment A - Consent Calendar Items**  
See Attachment A

10. **Written Reports/Recommendations**

- 10.1 Update on Harvey Rose Audit Recommendations
- 10.2 Report on Board Travel
- 10.3 Receive Audit Report - Year Ending June 30, 2004
- 10.4 Annual Restroom Report
- 10.5 Status of Former Superintendent's Loan
- 10.6 Report on Field Trips - Patricia Martinez-Roach
- 10.7 FCMAT Audit Report
- 10.8 Americans with Disabilities Transition Plan

11. **Board of Trustees/Superintendent Communications/Comments**

- 11.1 Board of Trustees
  - Patricia Martinez-Roach
    - Student Board Relations Report
  - Craig Mann
    - MetroEd
- 11.2 Superintendent

12. **Closed Session**

- 12.1 Expulsions - A-G
- 12.2 Public Employee Discipline/Dismissal/Release (*Government Code §Section 54957*)
- 12.3 Conference with Labor Negotiators (*Government Code §Section 54957.6*)  
Agency Designated Representatives: Superintendent Esperanza Zendejas  
Chief Human Resources Officer Bob Nuñez  
Employee Organizations: East Side Teachers Association (ESTA)  
California School Employees Association (CSEA)  
American Federation of Teachers (AFT)
- 12.4 CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION  
(Subdivision (a) of Government Code Section 54956.9)  
*Office of Civil Rights Complaint Investigation and Proposed Resolution Agreement,*  
*Docket No. 09-03-1281*  
CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code Section 54956.9(b)  
(*One potential case*)  
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Significant exposure to litigation pursuant to Government Code Section 54956.9(b)  
Statement threatening litigation (*One potential case*)
- 12.5 Public Employee Performance Evaluation (*Government Code §Section 54957*)
- 12.6 Public Employment/Transfer (*Government Code §Section 54957*)  
- *Interim Associate Principal (1)*

13. Report Closed Session Action(s)

i. Adjournment

# Attachment A - Consent Calendar

**Superintendent asserts that the attached Business Transactions, Personnel Actions, Maintenance of Records, Approvals and Recommendations Requiring Board Action have been carried out to the best of her knowledge in accordance with the law.**

- 9.1 Purchase Orders Dated March 10, 2005
- 9.2 Budget Transfers Dated March 10, 2005
- 9.3 Classified Personnel Actions Dated March 10, 2005
- 9.4 Certificated Personnel Actions Dated March 10, 2005
- 9.5 Student Aide Personnel Actions Dated March 10, 2005
- 9.6 Acceptance of Gifts/Donations
- 9.7 Approve Contracts for Professional Services
- 9.8 Award of Bids
- 9.9 Approve Memorandums of Understanding
- 9.10 Approve School Field Trips
- 9.11 Adopt Resolution #2004/2005-31 an Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546
- 9.12 Approve Notice of Completion for Swimming Pool Renovations at Oak Grove High School
- 9.13 Approve Williams Settlement Uniform Complaint Policy
- 9.14 Amend Summer School 2005 Budget
- 9.15 2003/2004 English Language Learners (ELL) Evaluation Report
- 9.16 2004-2005 Title I Targeted Assistance Mid-Year Report
- 9.17 2004-2005 Single School Plan Mid-Year Report
- 9.18 Annual Local Education Agency Plan (LEAP) Progress Report
- 9.19 Adopt First Amended Resolution #2004/2005-32 to Reduce Certificated Workforce
- 9.20 Adopt First Amended Resolution #2004/2005-33 to Reduce Classified Management Workforce
- 9.21 Adopt Resolution #2004/2005-34 Authorizing Notice to Certificated Administrative Workforce of Release