

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

AGENDA
July 31, 2009

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) 347-5011. Notification 24 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 5:30 P.M.

The Special Board Meeting will begin at 5:30 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 §54957.7*)
- 1.03 Recess to Closed Session (Open Session will resume at the end of Closed Session in the Board Room at approximately 6:30 p.m.)
SEE ITEM 2 ON AGENDA (CLOSED SESSION)

3. Closed Session

- 2.01 CONFERENCE WITH LABOR NEGOTIATORS
(*Government Code §Section 54957.6*)

Agency Designated Representatives:

Jerry Kurr, Associate Superintendent of Administration and Business Services
Dan Moser, Associate Superintendent of Instruction and Human Relations
Cathy Giammona, Director of Human Resources
Vida Branner-Siders, Director of Compensation and Classified Employee Relations

Employee Organizations:

American Federation of Teachers (AFT)
California School Employees Association (CSEA)
East Side Teachers Association (ESTA)

- 2.02 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code: One potential case

- 2.03 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code section 54956.9

Kinetics Mechanical Service, Inc., a California corporation, Plaintiff, vs. East Side Union High School District; and Does 1 through 50, inclusive, Defendants
Santa Clara County Superior Court Case No. 1-09-CV-141312

- 2.04 PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT
(Government Code Section 54957)

Position: Acting Superintendent

Open Session 6:30 P.M. – Education Center 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. **Consideration of Proposed Amendments to Agenda**

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

Persons wishing to address the Board must fill out a “gold” request form, which is located at the entrance of the Board Room.

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

7.01 Appointment of Acting Superintendent – Patricia Martinez-Roach, Board President

7.02 Resolution 2009/2010-01 Designating Authorized Signers for District Orders and Warrants – Patricia Martinez-Roach, Board President

7.03 Update on Sports Fundraising – Patricia Martinez-Roach – Board President

7.04 Approval of Retainer Agreement for Special Counsel Legal Services for 2009-2010 with The Law Offices Margaret A. Chidester – Patricia Martinez-Roach, Board President

7.05 Discussion/Action regarding the Appointment of Two Board Members to the Ad Hoc Audit Committee – Frank Biehl, Board Member

8. **Report Closed Session Action(s)**

9. **Adjournment**