

EAST SIDE UNION HIGH SCHOOL DISTRICT
Special Meeting of the Board of Trustees
Evergreen Valley High School
Cougar Hall
3300 Quimby Road
San Jose, CA 95148

AMENDED

AGENDA
May 6, 2010

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.

Open Session will begin at 3:00 P.M.

The Special Board Meeting will begin at 3:00 p.m. at Evergreen Valley High School in Cougar Hall. 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 Room D104.

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 in Room D104 (Open Session will resume at the end of Closed Session in Cougar Hall at approximately 6:00 p.m.)
SEE ITEM 2 ON AGENDA (CLOSED SESSION)

2. Closed Session

- 2.01 Expulsion(s): *A-B*
- 2.02 Public Employee Discipline/Dismissal/Release
(*Government Code Section 54957*)
- 2.03 Public Employee Performance Evaluation
(*Government Code Section 54957*)
 - *Associate Superintendent of Student Services and Facilities*
 - *Associate Superintendent of Administration and Business Services*
- 2.04 Public Employment/Public Employee Appointment
(*Government Code Section 54957*)

2.05 Conference with Labor Negotiators
(*Government Code Section 54957.6*)

Agency Designated Representatives:

Dan Moser, Interim Superintendent

Jerry Kurr, Associate Superintendent of Administration and Business Services

Cathy Giammona, Interim Associate Superintendent of Human Resources and Instruction

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)

2.06a Conference with Legal Counsel – Existing Litigation

Subdivision (a) of Section 54956.9 of the Government Code: Two (2) Cases

- *Kinetics Mechanical Services, Inc. vs. East Side Union High School District, Santa Clara County Superior Court, Case No. 109CV141312*
- *Geraldine Forte vs. East Side Union High School District, U.S. District Court for the Northern District of California, San Jose Division, Case Number CV 10-01368 HRL*

2.06b Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code:

- *One (1) potential case*

2.06c Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (c) of Section 54956.9 of the Government Code:

- *One (1) potential case*

2.07 Conference with Real Property Negotiators

Property: ESUHSD Educational Center, or portion thereof
830 N. Capitol Avenue
San Jose, CA 95133

District Negotiators: Dan Moser, Interim Superintendent
Jerry Kurr, Associate Superintendent of Administration
and Business Services
Rogelio Ruiz, Legal Counsel
Patti McKernan, Legal Counsel
Real Estate Representatives Sam Swan, Bob Hunt and Andre Hunt

Negotiating Parties: ESUHSD, Santa Clara Valley Water District, and
Other Parties to be Determined

Under Negotiation: Price and Terms

Open Session at approximately 6:00 P.M. – Evergreen Valley High School: Cougar Hall

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 Cougar Hall.

5. Consideration of Proposed Amendments to Agenda

6. Board Special Recognition(s)

None

7. Student Board Liaisons

None

8. 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 Cougar Hall.

9. Instructional Services - Operational Items/Board Discussion and/or Action

None

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

10.01 Discussion/Action regarding Proposed 10% Reduction in Board Monthly Stipend and Contribution to Benefits Package – Eddie Garcia, Board President

10.02 Discussion and/or Action regarding the Comparison of Educational Models on Calero Presentation - Cathy Giammona, Interim Associate Superintendent, Human Resource and Instruction, and Kirsten King, Interim Director of Instructional Services

10.03 Approve Proposed Modernization Plan for Calero High School - Alan Garofalo, Associate Superintendent of Student Services and Facilities, and June Francis Rono, Ph.D., Director of Facilities and Planning

10.04 Contract for Associate Superintendent of Student Services and Facilities – Dan Moser, Interim Superintendent

10.05 Contract for Associate Superintendent of Administration and Business Services – Dan Moser, Interim Superintendent

10.06 Adopt Resolution #2009/2010-43 Request for and Consideration to Consolidation of Elections and Approve the Specifications of the Election Order – Dan Moser, Interim Superintendent

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

11.01 Approve Carl D. Perkins 131 Grant 2010-2011 Grant Application for East Side Union High School District - Alan Garofalo, Associate Superintendent of Student Services and Facilities, and Cari Vaeth, Director of Adult Education and Career Services

- 11.02 Approve Carl D. Perkins 132 Grant 2010-2011 Grant Application for East Side Adult Education Program - Alan Garofalo, Associate Superintendent of Student Services and Facilities, and Cari Vaeth, Director of Adult Education and Career Services

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

None

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

- 13.01 Approve Contracts for Professional Services over \$50,000 - Jerry Kurr, Associate Superintendent of Administration and Business Services

- 13.02 Approve Change Orders to Purchase Orders Presented May 6, 2010 - Jerry Kurr, Associate Superintendent of Administration and Business Services

- 13.03 Approve Bid Awards - Jerry Kurr, Associate Superintendent of Administration and Business Services

14. Facilities - Operational Items/Board Discussion and/or Action

- 14.01 Approve the Request for Additional Facilities of KIPP San Jose Collegiate Charter School for the 2010-2011 School Year - Alan Garofalo, Associate Superintendent of Student Services and Facilities, and June Francis Rono, Ph.D., Director of Facilities and Planning

15. Attachment A - Consent Calendar Items

None

16. Written Reports/Recommendation

None

17. Board of Trustees/Superintendent Communications/Comments

- 17.01 Board of Trustees

- Lan Nguyen, Vice President
- Patricia Martinez-Roach, Clerk
- J. Manuel Herrera, Member
- Frank Biehl, Member
 - MetroED
- Eddie Garcia, President

- 17.02 Dan Moser, Interim Superintendent

18. Report Closed Session Action(s)

19. Adjournment