



**EAST SIDE**  
HIGH SCHOOL DISTRICT  
*Silicon Valley*

Preparing every student to thrive in a global society.

### Agenda Item Details

Meeting	Feb 12, 2015 - ESUHSD REGULAR BOARD MEETING - 3:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	17. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR
Subject	17.03 Approve Minutes of January 15, 2015, Regular Board Meeting
Access	Public
Type	Action
Recommended Action	It is recommended that the Board of Trustees approve the January 15, 2015, Regular Board Meeting minutes as presented.

### Public Content

## EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 17.03**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**SUBJECT:** Approve Minutes of January 15, 2015, Regular Board Meeting

Attached are the minutes of the January 15, 2015, Regular Board Meeting for review and approval by the Board of Trustees.

**FISCAL IMPACT:**

None

**FUNDING SOURCE:**

None

**RECOMMENDATION:**

It is recommended that the Board of Trustees approve the January 15, 2015, Regular Board Meeting minutes as presented.

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
BOARD OF TRUSTEES**

**APPROVED**

**FEBRUARY 12, 2015**



*Chris D. Funk*



**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**REGULAR MEETING**  
**OF THE**  
**BOARD OF TRUSTEES**  
**Meeting Held at Education Center – Board Room**  
**January 15, 2015**  
**4:00 p.m.**

**1. CALL TO ORDER/ROLL CALL**

**1.01 Roll Call**

*The Regular Meeting of the Board of Trustees was called to order at 4:05 p.m. by President Le. Present for roll call:*

- *President Le*
- *Vice President Nguyen*
- *Clerk Biehl*
- *Member Herrera*

**1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session (Government Code 54957.7)**

*President Le extended a welcome to everyone, explained the format of the meeting, noted that all Board Meetings are recorded and offered the public to comment on item(s) to be discussed in Closed Session.*

*There were no public speakers.*

**1.03 Recess to Closed Session in the Superintendent's Conference Room (Open Session will resume at the end of Closed Session at approximately 6:00 p.m.) See item 2 on agenda (Closed Session).**

*The Board of Trustees recessed to Closed Session in the Superintendent's Conference Room.*

**2. CLOSED SESSION**

**2.01 Expulsion(s): A-C**

Student A

*Motion to approve the expulsion of Student A.*

*Motion by Member J. Manuel Herrera, second by Vice President Lan Nguyen.*

*Vote 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl,  
Member J. Manuel Herrera*

Student B

*Motion to approve the expulsion of Student B.*

*Motion by Vice President Lan Nguyen, second by Member J. Manuel Herrera.*

*Vote 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl,  
Member J. Manuel Herrera*

Student C

*Motion to approve the expulsion of Student C.*

*Motion by Vice President Lan Nguyen, second by Member J. Manuel Herrera.*

*Vote 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl,  
Member J. Manuel Herrera*

**2.02 Public Employee Performance Evaluation (Government Code Section 54957)**

- *Superintendent*

**2.03 Public Employment/Public Employee Appointment (Government Code Section 54957)**

**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*

*Juan Cruz, Assistant Superintendent of Educational Services*

*Cari Vaeth, Associate Superintendent of Human Resources*

Employee Organizations:

*American Federation of Teachers (AFT)*

*California School Employees Association (CSEA)*

*East Side Teachers Association (ESTA)*

*Administrator Collaborative of East Side (ACES)*

Unrepresented Organizations:

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 Cruz; and,*
- *Two (2) Potential Cases*

**2.07 Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to subdivision (d)(4) of Government Code  
Section 54956.9**

- *Two (2) Potential Cases*

**2.08 Conference with Legal Counsel – Existing Litigation  
(Paragraph (1) of subdivision (d) of Section 54956.9)**

**OPEN SESSION AT APPROXIMATELY 6:00 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.

*President Le extended a welcome to everyone, explained the format of the meeting and noted that all Board Meetings are recorded.*

**5. ADOPTION OF AGENDA**

**5.01 For consideration by the Board of Trustees**

*There were no changes to the agenda.*

**6. BOARD SPECIAL RECOGNITION(S)**

**6.01 Santa Clara County Mathematics Association Math Olympiad 2014 Winner and Math Prize Girls Olympiad Nationwide Gold Medal 2014 Winner Danielle Wang, Andrew Hill High School, Presented by Padma Mani**

## **6.02 Fall Sports**

**James Lick High School:**  
Girls' Cross Country, West Valley Division, Blossom Valley Athletic League Champions

**Mt. Pleasant High School:**  
Boys' Cross Country, West Valley Division, Blossom Valley Athletic League Champions

**Oak Grove High School:**  
Football, Mt. Hamilton Division, Blossom Valley Athletic League Champions

**Santa Teresa High School:**  
Boys' Water Polo, Santa Teresa Division, Blossom Valley Athletic League Champions

**Silver Creek High School:**  
Girls' Volleyball, West Valley Division, Blossom Valley Athletic League Champions

## **6.03 Go For It Scholarship Winners**

**Andrew Hill High School**

- Ernesto Avalos
- Uyen Thy Le Dang

**Evergreen Valley High School**

- Alisha Khieu
- Vivian Yip Luu

**Independence High School**

- Tran Lam
- Jacky Chen

**James Lick High School**

- Daryl Cristobal
- Jennifer Quezada

**Mt. Pleasant High School**

- Austin Drake

**Oak Grove High School**

- Jeannette Le
- Thuy Phuong

**Piedmont Hills High School**

- Hillary Brenda Nguyen

**Santa Teresa High School**

- Tracey Ha
- Jonathan Tran

**Silver Creek High School**

- Jennifer Do
- Tiffany Nguyen

**Wm. C. Overfelt High School**

- Zayra Lorena Galindo Lopez
- Carlos Gonzalez
- Evelyn Ortiz

**Yerba Buena High School**

- Diep Nguyen
- Ngoc Bao Nguyen

**Accel**

- Shreya Chadd

**7. Student Board Liaisons**

**7.01 Emilio Gutierrez, ASB President - Mt. Pleasant High School**

**7.02 Shawndina Meas, ASB President - Yerba Buena High School**

**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 Review and Accept the Annual Financial Audit Report for Fiscal Year Ending June 30, 2014 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance, and Joyce Peters, Vavrinek, Trine, Day & Co., LLP**

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to accept the Annual Financial Audit Report for fiscal year ending June 30, 2014, as presented.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**8.03 Discussion and/or Action to Review and Accept the Annual Financial and Performance Audit Reports for Fiscal Year Ending June 30, 2014, for Measures G, E, and I - Marcus Battle, Associate Superintendent of Business Services, Karen Poon, Director of Finance, and Joyce Peters, Vavrinek, Trine, Day & Co., LLP**

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to accept the Annual Financial and Performance Audit Reports for fiscal year ending June 30, 2014, for Measures G, E, and I as presented.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**9. PUBLIC HEARING(S) – OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**9.01 Hold Public Hearing at Approximately 6:30 p.m. - Disclosure of Major Provisions of Proposed Tentative Agreement with San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2014 - June 30, 2016 (Per AB1200); Discussion and/or Action - Cari Vaeth, Associate Superintendent of Human Resources**

*Public hearing held.*

*There were no public speakers.*

**9.02 Discussion and/or Action to Ratify and Approve Tentative Agreement with San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2014- June 30, 2016 - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to ratify the tentative agreement between the East Side Union High School District and the San Jose Federation of Teachers, AFT Local 957, AFL-CIO, July 1, 2014 - June 30, 2016, as per compliance with AB1200.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**9.03 Hold Public Hearing at Approximately 6:35 p.m. - Disclosure of Major Provisions of Proposed Tentative Agreement for 2014-2015 Contract Reopeners with California School Employees Association, Chapter 187 (Per AB1200); Discussion and/or Action - Cari Vaeth, Associate Superintendent of Human Resources**

*Public hearing held.*

*There were no public speakers.*

**9.04 Discussion and/or Action to Ratify and Approve Tentative Agreement for 2014-2015 Contract Reopeners with the California School Employees Association, Chapter 187 - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Vice President Lan Nguyen, second by Member J. Manuel Herrera, to ratify the tentative agreement for 2014-2015 contract reopeners with the California School Employees Association, Chapter 187, as per compliance with AB1200.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**9.05 Hold Public Hearing at Approximately 6:38 p.m. - Disclosure of Major Provisions of Proposed Tentative Agreement with East Side Teachers Association/CTA/NEA, August 31, 2014 - August 31, 2015 (Per AB1200); Discussion and/or Action - Cari Vaeth, Associate Superintendent of Human Resources**

*Public hearing held.*

*Public speaker Marisa Hanson spoke on this item under item 9.06.*

**9.06 Discussion and/or Action to Ratify and Approve Tentative Agreement with East Side Teachers Association/CTA/NEA, August 31, 2014 - August 31, 2015 - Cari Vaeth, Associate Superintendent of Human Resources**

*Public speaker:*

- *Marisa Hanson*

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to ratify the tentative agreement between the East Side Union High School District and the East Side Teachers Association/CTA/NEA, August 31, 2014 - August 31, 2015, as per compliance with AB1200.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**9.07 Hold Public Hearing at Approximately 6:40 p.m. Regarding the Proposed Adoption of the Initial Proposal for the Successor Contract: From East Side Union High School District to the East Side Teachers Association/CTA/NEA - Cari Vaeth, Associate Superintendent of Human Resources**

*Public hearing held.*

*There were no public speakers.*



**9.08 Discussion and/or Action Regarding the Proposed Adoption of the Initial Proposal for Successor Contract: From East Side Union High School District to the East Side Teachers Association/CTA/NEA - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Clerk Frank Biehl, second by Member J. Manuel Herrera, to adopt the District's Initial Proposal to the East Side Teachers Association/CTA/NEA.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**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. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.**

**Anyone wishing to address the Board from either the teleconference location or the Board Room meeting location regarding Closed Session items may speak at this time. Persons present in the Board Room wishing to address the Board on Closed Session items or any subject not on the agenda must fill out a gold request form, which is located at the entrance of the Board Room. Persons wishing to address the Board from the teleconference location should state his/her name before speaking.**

*Public speakers:*

- *Chris Moura - Oak Grove Band Boosters Bingo*
- *Amy Guzules - Oak Grove Band Boosters Bingo*
- *Ronald Connolly - Oak Grove Band Boosters Bingo*
- *Joyce Connolly - Oak Grove Band Boosters Bingo*
- *Kristen Burbridge - Oak Grove Band Boosters Bingo*
- *Jacob Stein - Oak Grove Band Boosters Bingo*
- *Tish Calderon - Oak Grove Band Boosters Bingo*
- *Angela Palisoc - Oak Grove Band Boosters Bingo*
- *Maddie Guzules - Oak Grove Band Boosters Bingo*

**11. BOARD OF TRUSTEES/SUPERINTENDENT - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**11.01 Discussion, Consideration and/or Action regarding Selection / Appointment of Board Audit Committee Members - Frank Biehl, Audit Committee Chair**

*Motion to reappoint Dan Juchau as member (two-year appointment) and Francis Frank Stephens as alternate member (one year appointment) to the Board Audit Committee.*

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen.*

*Final Resolution: Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**11.02 Discussion and/or Action to Establish a Board Task Force Committee to Review Schools' Start Times - Frank Biehl, Board Clerk**

*Public speaker:*

- *Wendy Stegeman*

*Motion #1*

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to establish a task force to review the impact on moving school start times.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

*Motion #2*

*Motion by Vice President Lan Nguyen, second by President Van Le, to designate/appoint two Board Members to serve on the task force:*

- *Clerk Biehl*
- *Member Herrera*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

*The make-up of the task force will be presented to the Board for consideration and action at the February 12, 2015, Board meeting.*

### 11.03 Discussion and/or Action regarding Board Vacancy: Process for Appointment and Provisional Appointment to the Governing Board - J. Manuel Herrera, Board Trustee

*Public speaker:*

- *Marisa Hanson*

#### Motion #1

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to add Jon Reinke to the list of candidates to be interviewed for the provisional appointment at the Special Meeting of the Board of Trustees on January 26, 2015.*

*Vote: 2/2; Motion Fails*

*Yea: Vice President Lan Nguyen, Clerk Frank Biehl*

*Nay: President Van Le, Member J. Manuel Herrera*

#### Vice President Nguyen

*In addition to having a set of questions, probably five, that we are going to ask.*

#### Member Herrera

*I think we are going to consolidate it to four questions that capture the essence of what was in and then leave it up to the Board Members.*

#### Clerk Biehl

*I really want to question the structured interview process. It's the only place I ever see a structured interview like that is in government. In the private industry, you have a much less structured interview.*

#### Member Herrera

*I am happy to make it less structured.*

#### Clerk Biehl

*I think that may be fine for an advisory committee; the same question over and over again. I think we ought to have basic questions, but they should be very open, simple questions.*

- *Who are you?*
- *What is your relationship to the District and what have you done in the District?*
- *What do you propose to do?*
- *Who supports you?*

*The Board can then have an opportunity to follow up on responses by candidates.*

*Follow-up questions to ask all candidates being interviewed:*

- *Will the candidates respect the process/decision made by the Board, even if there were not selected?*
- *Are they planning to run for another elected office at the end of their term?*

*This should not be a stepping-stone for someone to run for something else. I am looking for someone to be appointed, serve effectively and run for election on this team and be part of this team.*

Vice President Nguyen

*I feel that there should be a set of questions asked of all candidates. Otherwise, it may create a perceived bias. There should be a standard set of questions and, based on responses, the Board can then ask follow-up questions.*

Clerk Biehl

*The Board should ask a standard set of questions that are fairly open-ended. A Board Member should be able to ask any follow-up question that they believe is appropriate, which may be different for different candidates. I would like a little more flexibility.*

Vice President Nguyen

*There should be consistency so that there is no perceived bias. The follow-up question will allow the Board to dig deeper to know about the candidate.*

President Le

*The Board should not ask the same type of interview questions that the Community Advisory Committee used to interview the candidates.*

Member Herrera

*Not all Board Members were present to hear the interview responses by the candidates.*

*In order to determine the scheduling of candidates for interviews, the Board will draw names by lottery. Candidates will be asked to arrive 30 minutes prior to their scheduled interview.*

Motion #2

*Motion by Clerk Frank Biehl, second by Vice President Nguyen, to move forward the five (5) names recommended by the Community Advisory Committee for finalist interviews on January 26, which will begin at approximately 6:00 PM. The five candidates are, in alphabetical order:*

- 1. Louis Barocio*
- 2. Mariel Caballero*
- 3. Pattie Cortese*
- 4. Wm. Derek Grasty*
- 5. Meryll Kravitz*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl,  
Member J. Manuel Herrera*

Voting results from Community Advisory Committee

*For the official record, a copy of the results from the official voting of the seven candidates, as well as the five finalists, will be made available to the Board on January 26.*

Drawing of names for interviews

The interview order of candidates were drawn by lottery, by Board Member Herrera, in the following order:

1. Pattie Cortese
2. Wm. Derek Grasty
3. Louis Barocio
4. Meryll Kravitz
5. Mariel Caballero

Member Herrera

A draft of the interview questions will be presented to the Board at the start of the January 26 Special Board meeting for review, discussion and/or revision.

After the interviews, each Board Member will have an opportunity for discussion without making a motion. After the Board has heard each other, there will be an opportunity to make a motion and a first vote to be taken. Public comment would come before deliberation.

Clerk Biehl

The person appointed should be sworn-in the same evening, January 26, with the ceremonial swearing-in on February 12.

Vice President Nguyen

The candidate selected should be notified that they will be officially sworn-in on the evening of the appointment, January 26.

Legal Counsel Ruiz

The interview questions must be made public the same time it is shared with the Board. Member Herrera can speak with only one member of the Board regarding the interview questions.

**12. EDUCATIONAL SERVICES/STUDENT SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**No Item on Calendar Under this Section**

**13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**13.01 Discussion and/or Action to Approve the 2014 Budget Development Action Calendar for Fiscal Year 2015/16 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**

*Motion by Member J. Manuel Herrera, second by Vice President Lan Nguyen, to approve the 2014 Budget Development Action Calendar for fiscal year 2015/16 as presented.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**13.02 Discussion and/or Action regarding Master Business Relationship Agreement between East Side Union High School District and Metropolitan Education District for 2015-16 - Marcus Battle, Associate Superintendent of Business Services**

*Motion by Vice President Lan Nguyen, second by Member J. Manuel Herrera, to approve the Master Business Relationship Agreement between ESUHD and MetroED for the 2015-16 school year.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**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, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator**

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to approve the contract(s) for professional services over \$25,000 as presented (attached) and authorization be granted for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**13.04 Discussion and/or Action to Receive First Reading and Adopt Amendment to Board Policy 3105 Fund Balance (GASB 54) - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**

*Motion by Clerk Frank Biehl, second by Member J. Manuel Herrera, to receive the first reading and adopt amendment to Board Policy 3105 Fund Balance (GASB 54).*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**13.05 Discussion and/or Action to Adopt Resolution #2014/2015-14 Committing Fund Balance in Accordance with GASB 54 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**

*Motion by Vice President Lan Nguyen, second by Member J. Manuel Herrera, to adopt Resolution #2014/2015-14 Committing Fund Balance in Accordance with GASB 54.*

*Vote: 4/0; Motion Carries*

*Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J. Manuel Herrera*

**14. HUMAN RESOURCES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**14.01 Discussion and/or Action to Adopt Resolution #2014/2015-13 Declaring the Observance of Lincoln's Birthday on February 20, 2015 - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to adopt Resolution #2014/2015-13 declaring the observance of Lincoln's Birthday on Friday, February 20, 2015.*

*Vote: 4/0; Motion Carries  
Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl,  
Member J. Manuel Herrera*

**15. FACILITIES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**15.01 Discussion and/or Action to Ratify CUPCCAA Informal Bond Project(s) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager**

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to ratify the CUPCCAA informal project(s) as presented.*

*Vote: 4/0; Motion Carries  
Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl,  
Member J. Manuel Herrera*

**15.02 Discussion and/or Action to Receive First Reading of Proposed New and Amended Policies in the 7000 Facilities Board Policy Series - Marcus Battle, Associate Superintendent of Business Services, and Linda da Silva, Director of Construction, Maintenance and Facilities**

*Received first reading*

*Clerk Biehl suggested adding language on how School Site Council is utilized during the development of a facilities plan.*

**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.

*Motion by Member J. Manuel Herrera, second by Vice President Lan Nguyen, to approve the entire consent/action calendar, sections 16-20, as presented.*

Vote: 4/0

**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 November 13, 2014, Board Study Session**

**16.03 Approve Minutes of November 20, 2014, Special Board Meeting**

**16.04 Approve Minutes of December 11, 2014, Annual Organizational and Regular Board Meeting**

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

**17.01 Ratify/Approve School Field Trips**

**17.02 Approve the 2015 Summer School Program**

**18. Business Services - Consent / Action Calendar**

**18.01 Ratification of Contract(s) for Professional Services At or Below \$25,000**

**18.02 Accept Report of Credit Card Purchases for Statement Dated November 24, 2014**

**18.03 Approve Purchase Orders**

**18.04 Approve Change Orders to Purchase Orders**

**18.05 Award of Bids and Request for Proposals**

**18.06 Approve Budget Transfers**

**18.07 Accept Warrant Register for the Month of December, 2014**



**18.08 Approve Memoranda of Understanding**

**19. Human Resources - Consent / Action Calendar**

**19.01 Ratify/Approve Classified Personnel Actions Presented January 15, 2015**

**19.02 Ratify/Approve Certificated Personnel Actions Presented January 15, 2015**

**19.03 Ratify/Approve Student Aide Personnel Actions Presented January 15, 2015**

**20. Facilities - Consent / Action Calendar**

**20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000**

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

**21. WRITTEN REPORTS/RECOMMENDATION**

**21.01 Receive Update to Previously Approved Allowance for the Current Andrew Hill High School New Building 100 Classroom Modernization**

*Report Received*

**21.02 Receive Update on After School Programs/Homework Centers**

*Report Received*

**21.03 Receive English Language Development (ELD) Report**

*Report Received*

**21.04 Receive Self Insured Schools of California GASB 45 Trust B (SISC) Annual Financial Report Ending June 30, 2014**

*Report Received*

**22. FUTURE AGENDA ITEMS**

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

**Board Clerk Frank Biehl**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Summer School Plans	April, 2015	Presentation/Discussion

**22.02 Future Items**

**Board President Van Le**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Failed Courses	Quarterly	Report
Independent Study Program Report	March, 2015	Report

**Board Vice President Lan Nguyen**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
International Baccalaureate (IB) Program	March, 2015	Presentation/Discussion

**Board Clerk Frank Biehl**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
Special Education Program Update (County & District Wide)	March, 2015	Presentation/Discussion

## 22.03 Annual Governance Calendar

<b>July</b>
Summer School Program (concludes session)
Summer School Graduation

<b>August</b>
Board Retreat
Expulsion Hearing Panel Committee
First Day of School
Williams Quarterly Report

<b>September</b>
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
Unaudited Actuals

<b>October</b>
Bond Program Presentation
Solar Energy Presentation
Student Achievement Presentation
Superintendent's Annual Evaluation
Williams Quarterly Report

<b>November</b>
Board Study Session/Workshop
Election Orientation for New Board Members

<b>December</b>
Annual Organizational Board Meeting
CSBA Annual Conference
Election Orientation for New Board Members
End of First Semester
First Interim Report
Receive Annual Developer Fees Report
Superintendent's Mid-Year Evaluation

<b>January</b>
Audit Report
Board Audit Committee Selections/Appointments
Board Retreat
Financial & Performance Audit Report for Bond Measures
Magnet Night
Martin Luther King, Jr. Writing, Art & Multi-Media Awards Ceremony & Reception
Policies & ByLaws (Begin Review by Series)
Sports Recognitions (Fall)
Technology Report
Williams Quarterly Report

<b>February</b>
African American Students Achievement Awards
Audit Committee Charter Amendment(s)
CSBA Delegate Assembly Election
Non-Re-Elects

<b>March</b>
Cesar Chavez Writing, Art & Multi-Media Awards Luncheon
Latino Student Awards
March 15 Notices
Safety Plan Goals for Each Site
Second Interim Report
SJPD Secondary Employment Application
Vietnamese Students Achievement Awards

<b>April</b>
Board Study Session/Workshop
Form 700 – Statement of Economic Interests Due to Santa Clara County (filing)
Honor Nights
Migrant Education Awards Night
NSBA Annual Conference
Williams Quarterly Report

<b>May</b>
Board Self-Evaluation
Budget (Preliminary/Draft) Presentation
Employee Recognition Event
Graduations
Honor Nights
Last Day of School
Sports Recognitions (Winter/Spring)

<b>June</b>
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 – 2015)
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**

Board President Van Le

*I want to thank the Community Advisory Committee for taking the time to interview the candidates and also the good work that Mary Guillen did preparing for the two days, which went very well. I am also humbled that I have the support of the Board because it was my first official meeting, but I am still learning. We accomplished a lot.*

*I appreciate the administration for their support with the McKinney-Vento dinner, Julie and her staff for preparing a nice dinner for the students and their families. I appreciate all the donations.*

Board Clerk Frank Biehl

*Two sad things that I would like to make mention of before we adjourn tonight. I would like that we adjourn in memory of two individuals.*

*The first individual is Tim McDonough, a former Principal at both Overfelt and Evergreen Valley High School. I had the opportunity to work with him when I was School Site Council President at Evergreen Valley. He passed away a few weeks ago. I would like to announce that there is going to be a memorial gathering from 3:30 PM to 5:30 PM at Red Lobster on Aborn and Capitol if anyone is interested in attending. If you need more information, send me an email and I will write back to you with the details on it.*

*The second thing is that Anthony Phan was unable to attend tonight's meeting, but he asked me if we would adjourn the meeting in honor of his good friend Alexander Nguyen who passed away on January 1. Unfortunately, he was the first homicide victim in San Jose for 2015. Mr. Nguyen was 22 years old and a product of Andrew Hill High School. He was a high ranked cadet in the JROTC Program and is, of course, a very good friend of Anthony's.*

Board Member J. Manuel Herrera

I want to appreciate the Citizens/Community Advisory Committee and their work and all of the applicants that went through the process. I am feeling very appreciative of our Board as a Board and how we function and hear each other and arrive at decisions. That is really helping in moving this process forward with utmost effectiveness. Thank you.

I have a third person I would like us to adjourn in memory of and that is Minnie Rodriguez from Overfelt High School. She recently passed away.

Board Vice President Lan Nguyen

Expresses the same appreciation as Board Member Herrera.

**23.02 Chris D. Funk, Superintendent (no comment made)**

**24. REPORT CLOSED SESSION ACTION(S)**

**Legal Counsel will report on Closed Session action item(s).**

*See section 2.0 for reporting out of Closed Session items.*

**25. ADJOURNMENT**

**President adjourns the meeting.**

The meeting was adjourned at 9:12 PM in memory of Alexander Nguyen, Tim McDonough and Minerva "Minnie" Rodriguez

*Respectfully submitted,*

A handwritten signature in blue ink, appearing to read "Frank E. Smith". The signature is fluid and cursive, with the first name "Frank" being the most prominent.

Board Clerk



Preparing every student to thrive in a global society.

### Agenda Item Details

Meeting	Jan 15, 2015 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION
Subject	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, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator
Access	Public
Type	Action, Discussion
Recommended Action	It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

### Public Content

## EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 13.03**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

**SUBJECT:** Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000

The attached contract(s) for professional services over \$25,000 are being presented for Board review and approval and to authorize administration to amend said contracts in accordance with Board Policy 3312.1.

**Fiscal Impact:**

As indicated in the attachment

**Funding Source:**

As indicated in the attachment

**Recommendation:**

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

[1-15-2015 Contracts over \\$25k.pdf \(106 KB\)](#)

## **Executive Content**

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### **Motion & Voting**

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It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented and authorization be granted for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by greater than ten percent (10%) of the contract amount, but not to exceed \$25,000 exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract per Board Policy 3312.1.

Motion by Member J Manuel Herrera, second by Clerk Frank Biehl.

Final Resolution: Motion Carries

Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J Manuel Herrera

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services Over \$25,000**  
 Board Meeting of January 15, 2015; Item 13.03

**1. Hanover Research**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Chris D. Funk Donna Bertrand	January 1, 2015 – December 31, 2015	\$31,500  General Fund	Education Center  Chris D. Funk, Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve the Agreement with Hanover Research for membership in their research programs. Membership entitles ESUHSD Administration to request research on any topic, as well as the right to ask Hanover to expedite work of particular urgency during the contract term.

**Selection Process**

No solicitation process was conducted for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Agreement with Hanover Research for membership in their research programs for the amount of \$31,000 with a term of January 1, 2015, through December 31, 2015, and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

**2. Educational Based Services (EBS)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Toby Hopstone Juan Cruz Donna Bertrand	July 1, 2014 – June 30, 2015 (no change)	\$75,000 (increase amount)  Special Services	Special Services  Toby Hopstone, Director of Special Services

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve Change Order #1 to the Agreement with Educational Based Services (EBS) (Purchase Order 500180) in the increased amount of \$75,000. EBS provides speech therapy services to ESUHSD special education students.

The increase is needed due to an increase in the number of ESUHSD special education students requiring speech therapy services.

Original contract \$100,000 + Change Order #1 for \$75,000 = a new contract total of \$175,000.

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order #1 to the Agreement with Educational Based Services (EBS) in the increased amount of \$75,000 and to authorize Administration to execute change orders in accordance with Board Policy 3312.1. All other terms and conditions remain unchanged at this time.



**3. Santa Clara County Probation Department (Revenue)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Jennifer Klassen Juan Cruz Donna Bertrand	January 1, 2015 – June 30 2016	\$120,000  (REVENUE)	Education Center  Jennifer Klassen, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve the Revenue Agreement with Santa Clara County Probation Department. The Agreement term is January 1, 2015, through June 30, 2016.

In an effort to better address the education needs of justice involved youth, East Side Union High School District (ESUHSD) has been selected for the Education as Pathway to Success for Justice – Engaged Youth project (Youthful Offender Block Grant). The primary function of this partnership between the Probation Department and ESUHSD would be to ensure prompt enrollment and retention of youth, ages 14-18, in ESUHSD after they have been detained at Juvenile Hall or the Ranch. This program will have (1) FTE Social Worker placed at ESUHSD to assist in the re-enrollment process, thus, providing a "warm hand-off" between the detention setting and the community. This Social Worker will also be available should a justice involved youth need additional assistance because of truancy, incidents at school or in the community that require a change in education setting and/or a coordination of additional resources to help support student success. The Social Worker will provide follow-up with participants upon enrollment and on an on-going basis. The Social Worker will also work with County Office of Education staff currently housed at Osborne School within Juvenile Hall to re-enroll youth in school after their stay in Santa Clara County's detention facilities.

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Revenue Agreement with Santa Clara County Probation Department for the Education as Pathway to Success for Justice-Engaged Youth project. The term of the Agreement is January 1, 2015, through June 30, 2016, and to authorize Administration to execute change orders in accordance with Board Policy 3312.1. The estimated revenue is \$120,000.

**4. Santa Clara County Mental Health Department (SCCMHD) (Revenue)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Jennifer Klassen Vito Chiala Juan Cruz Donna Bertrand	July 1, 2014 – June 30, 2017	\$250,000 (estimated annually)  REVENUE	Education Center  Vito Chiala, Principal Jennifer Klassen, Coordinator

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve the Revenue Agreement with Santa Clara County Mental Health Department. The Agreement term is July 1, 2014, through June 30, 2017.

East Side Union High School District has been selected for the School Linked Services (SLS) Demonstration Hub project. The SLS Demonstration Hub project will be located at William C. Overfelt High School (WCO) who will partner with Ocala Middle School in Alum Rock Union School District (requirement of the grant). ESUHSD will hire and supervise one (1) Coordinator for WCO and collaborate with Alum Rock Union School District who will also hire and supervise one (1) Coordinator for Ocala. The Coordinators shall act as primary liaison between ESUHSD, the schools, the SCCMHD, and community agencies to support the health needs of students and their families through activities such as educational events, consultations, and coordination of resources at the school site.

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Revenue Agreement with Santa Clara County Mental Health Department for the School Linked Services Demonstration Hub project for the contract term, July 1, 2014, through June 30, 2017, and authorize Administration to execute change orders in accordance with Board Policy 3312.1. The estimated annual revenue is \$250,000.

**5. City of San Jose**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Chris D. Funk Donna Bertrand	January 16, 2015 – until terminated	No Cost Agreement	Education Center  Chris D. Funk, Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve the Agreement with the City of San Jose (CITY).

The purpose of the Agreement is to formalize, enumerate, and make binding the commitments of the CITY and ESUHSD with respect to the establishment of a Multi-Disciplinary Team (MDT) pursuant to Welfare and Institutions Code Section 830.1. Additional Youth Intervention Services and Program to be provided by the Mayor’s Gang Prevention Task Force Programs include: Safe School Campus Initiative, Gender Specific Female Intervention Services, Clean Slate Program and Hospital Intervention Program.

Elements of the program include, but are not limited to:

- Response to School Incidents through the Safe Campus Initiative Program
- Actively participate in MDT meetings
- Identify and outreach to high-risk, gang-impacted and gang-intentional youth
- Provide referral services to program participants and their families
- Provide mediation services between students
- Provide crisis intervention
- Provide Gang Awareness and Program services presentations as requested
- Case Managements services
- Facilitate Cognitive Development Groups
- Pro-social Recreational Activities

ESUHSD’s obligations are:

- Sites will provide a list of students referred to participate in Cognitive Groups
- Provide a 60-minute class period, one day a week (Monday through Friday), between the hours of 7:30a.m. – 2:30p.m., during which the City can conduct the Cognitive Groups
- A classroom large enough to accommodate a group of 10-12 students
- Provide student class schedules
- Authorization to release referred students
- Opportunity for the City to give a presentation about the SSCI Program to school staff and/or parents
- Introduction of the SSCI Program staff to school staff during each workshop
- Appoint one or more representative to the MDT
- Exchange of confidential information with MDT members

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Agreement with the City of San Jose related to the establishment of a Multi-Disciplinary Team for the contract term of January 16, 2015, until terminated in accordance with the agreement, and authorize Administration to execute change orders in accordance with Board Policy 3312.1. This is a no-cost Agreement.



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### Agenda Item Details

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Meeting	Jan 15, 2015 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR
Subject	18.01 Ratification of Contract(s) for Professional Services At or Below \$25,000
Access	Public
Type	Action
Recommended Action	It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$25,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

### Item: 18.01

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

**SUBJECT:** Ratification of Contract(s) for Professional Services At or Below \$25,000

The attached lists the General Purchasing Contracts for Professional Services at or below \$25,000 being recommended for Board ratification.

**Fiscal Impact:**  
As presented in the attachment

**Funding Source:**  
As presented in the attachment

**Recommendation:**  
It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$25,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

[1-15-15 Prof Serv Contract under \\$25K.pdf \(84 KB\)](#)

## **Executive Content**

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### **Motion & Voting**

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It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$25,000 as presented, except Braille Transcription, and authorization granted for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1. The contract with Braille Transcription was pulled for no action by the Board. All other items were presented to the Board for approval.

Motion by Member J Manuel Herrera, second by Vice President Lan Nguyen.

Final Resolution: Motion Carries

Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J Manuel Herrera

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services Under \$25,000**  
Board Meeting of January 15, 2015 - Item 18.01

Consultant	Contract Period	Contract Amount	Contract Number	Location of Services	Description of Services	Date Contract Assigned
NEAT / Cheryl Ambler	December 12, 2014 - March 31, 2015	\$5,000.00	501850	Education Center	Provide a complete psychological assessment for one special education student per IEP requirements.	December 4, 2014
Neuropsychological Services of SC Valley / Alice Ruzicka	December 12, 2014 - March 1, 2015	\$3,750.00	501851	Education Center	Provide assessment in the area of executive functioning, processing, behavior, adaptive academic functioning for one special education student per IEP requirements.	December 4, 2014
John T. Barrick	February 1, 2015 - February 15, 2015	\$500.00	501853	Calero High School	Provide sign painting services on the Calero Administration Building in accordance with specifications to be determined by site.	December 4, 2014
Community Matters	January 13, 2015	\$600.00	501852	Mt. Pleasant High School	Provide parent workshop in "Effectively Connect and Work with Youth to Achieve Success" one day/2 hour parent workshop session.	December 4, 2014
West Ed	February 1, 2015 - June 30, 2015	\$7,500.00	501952	Education Center	Provide materials, processing and production of the California Healthy Kids Survey and related reports.	December 17, 2014
Bill Wilson Center	September 18, 2014	\$100.00	501967	Independence High School	Provide a social work intern training workshop titled "Grief and Loss" for social work interns.	December 18, 2014
Innovations in Education Inc.	March 12, 2015	\$3,500.00	501959	Santa Teresa High School	Provide a full day workshop "Indelible Instruction: Instructional strategies designed for block schedule".	December 18, 2014

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services Under \$25,000**  
 Board Meeting of January 15, 2015 - Item 18.01

<b>Consultant</b>	<b>Contract Period</b>	<b>Contract Amount</b>	<b>Contract Number</b>	<b>Location of Services</b>	<b>Description of Services</b>	<b>Date Contract Assigned</b>
Braille Transcribing	September 1, 2014 - June 30, 2015	\$4,000.00	501235	Education Center	Change Order No. 1 to Contract is needed to increase funding due to an unexpected delay in receiving promised materials from APH (American Printing House for the Blind). Vendor translates instructional materials to braille.	December 19, 2014
Strive For College	January 1, 2014 - December 31, 2014	\$10,000.00	501987	William C. Overfelt High School	Provide a mentoring program for college bound students.	December 19, 2014
Rick Curry	November 1, 2014 - March 30, 2015	\$2,695.00	501988	Santa Teresa High School	To provide advice, research, and implementation of the block schedule.	December 19, 2014
Equal Opportunity Schools	June 12, 2014 - June 30, 2015	\$6,000.00	501958	Andrew Hill High School	Provide a set of the EOS tools package for the AP/IB program services at Andrew Hill High School in accordance with the MOU attachment.	December 18, 2014



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### Agenda Item Details

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Meeting	Jan 15, 2015 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	20. FACILITIES/BOND - CONSENT/ACTION CALENDAR
Subject	20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
Access	Public
Type	Action
Recommended Action	It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$50,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

### Item: 20.01

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Janice Unger, Capital Projects Purchasing Manager

**SUBJECT:** Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000

The attached lists the Bond/Capital Projects Contracts for Professional Services at or below \$50,000 being recommended for Board ratification.

**Fiscal Impact:**

As indicated in the attachment

**Funding Source:**

As indicated in the attachment

**Recommendation:**

It is recommended that the Board of Trustees ratify the Bond/Capital Projects Contract(s) for Professional Services at or below \$50,000 as recommended in the attachment and authorization is being requested for the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

[Prof\\_Serv\\_Contract\\_under\\_\\$50K\\_-Ratified-.pdf \(102 KB\)](#)

## **Executive Content**

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### **Motion & Voting**

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It is recommended that the Board of Trustees ratify the bond/capital projects contract(s) for professional services at or below \$50,000 as presented and authorization be granted to the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term, provided such amendments do not: (i) extend the term of the contract; (ii) increase the price of goods or services provided under the contract by the greater of ten percent (10%) of the contract amount (based on the original contract amount exclusive of any approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract per Board Policy 3312.1.

Motion by Member J Manuel Herrera, second by Vice President Lan Nguyen.

Final Resolution: Motion Carries

Yea: President Van Le, Vice President Lan Nguyen, Clerk Frank Biehl, Member J Manuel Herrera



**East Side Union High School District**  
**Construction Related Professional Services Contracts under \$50,000 for Ratification**  
**Board Meeting of January 15, 2015 - Item 20.01**

Project Number & Name	Project Description	Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
E-050-005/006 - OGHS Modernization of Buildings U & I	Provide special inspection and material testing during the construction of this project. (RFP-10-14-15)	501863	November 2014 to project completion	Construction Testing Services	\$22,417.50	12/8/2014
I-089-009 - MPHS Bldg. 1201-1223 MiniCampus Modernization	C/O #1 Mounting locations identified by staff places them over the top of teaching wall white boards. This condition was not initially identified at time of quote.	403563	No change	A+ Interactive Technologies dba Collaboration Solutions, Inc.	Original contract amount \$14,922.86 + \$450.00 (3%) = \$15,372.86	12/11/2014