



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

Preparing every student to thrive in a global society.

**Agenda Item Details**

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Meeting Oct 15, 2015 - ESUHSD REGULAR BOARD MEETING - 3:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED

Category 16. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR

Subject 16.01 Approve Minutes of August 20, 2015, Regular Board Meeting

Access Public

Type Action

Recommended Action It is recommended that the Board of Trustees approve the August 20, 2015, Regular Board Meeting minutes as presented.

**Public Content**

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**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**Item: 16.01**

**TO:** Board of Trustees

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

**SUBJECT:** Approve Minutes of August 20, 2015, Regular Board Meeting

Attached are the minutes of the August 20, 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 August 20, 2015, Regular Board Meeting minutes as presented.

[BA\\_2015\\_08\\_20\\_Reg\\_Minutes.pdf \(521 KB\)](#)

**Executive Content**

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

**APPROVED**

**OCTOBER 15, 2016**

A handwritten signature in blue ink, appearing to read "M. Guisten".



**EAST SIDE UNION HIGH SCHOOL DISTRICT**

**REGULAR MEETING**

**OF THE**

**BOARD OF TRUSTEES**

**Meeting Held at**

**Independence High School – Villa C Commons**

**1776 Educational Park Drive, San Jose, CA 95133**

**August 20, 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 4:04 PM by President Van Le.*

*Present for roll call:*

- *President Van Le*
- *Vice President Lan Nguyen*
- *Clerk Frank Biehl*
- *Member J. Manuel Herrera*
- *Member Pattie Cortese*

**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 Administration 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 Administration Conference Room.*

**2. CLOSED SESSION**

**2.01 Expulsion(s): None**

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

- **Superintendent**

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

- **Principal (1)**
- **Associate Principals (3)**
- **Dean of Students (1)**

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to ratify the appointment at Martha Guerrero as Principal of Mt. Pleasant High School.*

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

*Vote: 5/0; Motion Carries*

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to approve the appointment of Monica Schneider as Associate Principal of Administration (APA) at Andrew Hill High School.*

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

*Vote: 5/0; Motion Carries*

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to approve the appointment of Adriana Rangel as Associate Principal of Educational Development (APED) at Mt. Pleasant High School.*

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

*Vote: 5/0; Motion Carries*

*Motion by Vice President Lan Nguyen, second by Member J. Manuel Herrera, to ratify the appointment of Maria Solis of Administration (APA) at Yerba Buena High School.*

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

*Vote: 5/0; Motion Carries*

*Motion by Member Pattie Cortese, second by Member J. Manuel Herrera, to ratify the appointment of Annette Kennedy as Dean of Students.*

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

*Vote: 5/0; Motion Carries*

**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***

***Cari Vaeth, Associate Superintendent of Human Resources***

***Glenn Vander Zee, Assistant 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 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 T. Nguyen; and***
- ***Two (2) Potential Cases***

*Motion by Clerk Frank Biehl, second by Member Pattie Cortese, to ratify a settlement agreement and release between the District and Leroy and Terri Spicer individually and on behalf of a student. A material term of which involves the agreement by the District to pay for a non-public school special education services at Palo Alto Prep Academy. The reimbursement of transportation and expenses up to \$1,000 and attorney fees up to \$2,500. A copy of the settlement agreement is available at the District Office upon request.*

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

*Vote: 5/0; Motion Carries*

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, ratified a contingent settlement agreement and release between the District and Erin Hawkins as parent on behalf of a student. The material term pursuant to which the District has agreed to pay attorney fees of \$2,500. A copy of the settlement agreement is available at the District Office upon request.*

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

*Vote: 5/0; Motion Carries*

**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. – VILLA C COMMONS**

**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 Villa C Commons.**

*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)**

**No Items on Calendar Under this Section**

**7. STUDENT BOARD LIAISONS (5 MINUTES EACH)**

**No Items on Calendar Under this Section**

**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** Receive Citizens' Bond Oversight Committee's 2013-2014 Bond Program Annual Report for Measures G, E and I - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Director of Purchasing and Capital Accounting, Mariel Caballero, Chairperson, Joshua Barousse, Ramon Martinez, and Barry Schimmel of Measure G, Measure E, Measure I, and Technology Measure I Citizens' Bond Oversight Committee

*Cecil Williams was recognized for his service as a Member of the Citizens' Bond Oversight Committee for Measures G, E, I and EdTech Bond.*

*Item received*

- 8.03** Presentation, Discussion and/or Action Regarding 2015-16 Budget Updates - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance

*Budget revisions to the 2015-2016 adopted budget accepted.*

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

- 9.01** Hold Public Hearing at Approximately 6:05 p.m. for District Wide Energy Efficiency Project and Proposed District Wide Energy Services Contract (Government Code Section 4217.10 - 4217.18) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

*Public hearing held. There were no public speakers.*

- 9.02** Adopt Resolution #2015/2016-01 Finding and Determining that the Anticipated Cost of Energy Conservation Measures will be Less than the Anticipated Marginal Cost to the District of Energy that would have been Consumed in the Absence of Those Purchases, Authorizing Execution of an Energy Services Contract with OpTerra Energy Services, and Approving Use of School Facilities Fund 35 to Bridge the Funding Gap Until Receipt of Proposition 39 Clean Energy Job Creation Fund and Utility Rebate Proceeds - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

*Pursuant to Government Code section 4217.10 – 4217.18 and on the basis of the foregoing and the materials and analysis presented, on a motion by Clerk Frank Biehl, second by Member J Manuel Herrera, to adopt Resolution #2015-2016-01: (i) finding and determining that the anticipated cost to the District for thermal or electrical energy or conservation services provided by the energy conservation facility under the proposed contract with OpTerra will be less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of those purchases, (ii) authorizing the Associate Superintendent of Business Services to execute an Energy Services Contract with OpTerra Energy Services in an amount not to exceed \$5,225,711, to provide energy*

saving measures, administer Proposition 39 Clean Energy Jobs Act and utility rebate funding processes, administer an associated educational enrichment program, and provide support and assistance with an energy conservation media campaign; and (iii) approving use of \$5,225,711 of School Facilities Fund 35 to bridge the funding gap until the District receives Proposition 39 Clean Energy Job Creation fund and utility rebate proceeds, and to fund any small reimbursement gap, if any, with replenishment of Fund 35 with Proposition 39 and utility rebate funds as they are received.

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

Vote: 5/0; Motion Carries

#### 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 gold request form, which is located at the entrance of Villa C Commons. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.**

*Public speaker:*

- *Marisa Hanson, ESTA President - ESTA Contract*
- *Janine Epstein - ESTA Impasse*
- *Jenny Ludwig - ESTA Impasse*
- *Charles West - ESTA Impasse*
- *Bill Kirk - ESTA Impasse*
- *Joanna Shea - ESTA Impasse*
- *Tricia Bolster - ESTA Impasse*
- *Rosalind Taylor - Concerned for School Board*
- *Neil Wilson - ESTA Impasse/Contract*
- *Rebecca Taylor - How ESTA Negotiations affect Me*
- *Jennifer Black - ESTA Impasse*
- *Dr. Wendy Stegeman - - ESTA Impasse & Special Board Meeting*
- *Becky Hopkins - ESTA Impasse/Contract*
- *Gary Berg - ESTA Impasse/Contract*
- *Mike Brennan - District Expenditures*
- *Robi Edwards - ESTA Impasse*
- *Allan Robert - ESTA Impasse*
- *Lori Thomas - ESTA Impasse*
- *Martha Espinoza - Teacher Salaries*
- *Kevin Murphy - Financial Prediction with Local Realty*
- *Alison Brundson - - ESTA Impasse*



- Helen Stenhouse Nicota - Support Teachers
- Ralph Giannini - ESTA Impasse
- Aimee Elazegui - Teacher Salaries
- Angie Nunn - CSEA President

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

**11.01 Discussion and/or Action regarding California School Boards Association (CSBA) Candidate Nominations for Directors-at-Large: African American, American Indian - Frank Biehl, Board Clerk**

*No action taken. Item to be brought back at the September meeting only if there are name(s) to submit for the Board's consideration. Interested Board Members were requested to notify Board Clerk Biehl on candidate submission(s).*

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

**12.01 Receive the Second Quarterly Valenzuela/CAHSEE and Williams Settlement Uniform Complaints Quarterly Report for Period covering April 1, 2015, through June 30, 2015, as required by EC 35186 (Williams Settlement Legislation SB550 and AB2727) of Educational Services - Glenn Vander Zee, Assistant Superintendent of Educational Services**

*Motion by Member J Manuel Herrera, second by Clerk Frank Biehl, to accept the Second Quarterly Valenzuela/CAHSEE and Williams Settlement Uniform Complaint Report for the period covering April 1, 2015, through June 30, 2015, as required by Education Code 35186 (Williams Settlement Legislation SB550 and AB2727).*

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

*Vote: 5/0; Motion Carries*

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

**13.01 Presentation and/or Discussion regarding Water Conservation Efforts - Marcus Battle, Associate Superintendent of Business Services, and Linda da Silva, Director of Construction, Maintenance and Facilities**

*Presentation item; no action taken*



**13.02 Discussion and/or Action to Adopt Resolution #2015/2016-02 Pertaining to the Education Protection Account (EPA) - 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 approve the spending for Education Protection Account (EPA) and Adopt Resolution #2015/2016-02 Pertaining to the Education Protection Account (EPA).*

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

*Vote: 5/0; Motion Carries*

**13.03 Discussion and/or Action to Adopt Resolution #2015/2016-03 regarding Authorized Signatures - Marcus Battle, Associate Superintendent of Business Services**

*Motion by Member J Manuel Herrera, second by Vice President Lan Nguyen, to adopt Resolution #2015/2016-03 Authorized Signatures.*

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

*Vote: 5/0; Motion Carries*

**13.04 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, and André Bell, Director of Purchasing and Capital Accounting**

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to approve the contract(s) for professional services over \$25,000 as recommended and authorize 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.*

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

*Vote: 5/0; Motion Carries*

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

**14.01 Discussion and/or Action to Approve Variable Term Waiver Requests for Certificated Employees - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Member J Manuel Herrera, second by Vice President Lan Nguyen, to approve the variable term waiver requests for the certificated employees as specified.*

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

*Vote: 5/0; Motion Carries*

**14.02 Discussion and/or Action to approve Provisional Permit Requests for Certificated Employees - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Vice President Lan Nguyen, second by Clerk Frank Biehl, to approve the provisional internship permit requests for certificated employees as specified.*

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

*Vote: 5/0; Motion Carries*

**14.03 Review, Consideration and Adoption of Resolution #2015/2016-04 - Authorizing Reduction in Classified Workforce - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to adopt Resolution #2015/2016-04 Authorizing Reduction in Classified Workforce.*

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

*Vote: 5/0; Motion Carries*

**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, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager**

*Motion by Member J Manuel Herrera, second by Clerk Frank Biehl, to approve the bond/capital projects contract(s) as presented and to authorize the Superintendent and/or designee to execute amendments to the Agreement that may be needed during the term up to ten percent (10%) of the original Board-approved contract amount, but not to exceed \$175,000.00 in total and change orders to contracts for capital construction related professional services up to ten percent (10%) of the original contract value, but not to exceed \$50,000.00 as per Board Policy 3312.1.*

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

*Vote: 5/0; Motion Carries*

**15.02 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, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager**

*Motion by Vice President Lan Nguyen, second by Member J Manuel Herrera, to ratify the CUPCCAA informal project(s) as presented.*

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

*Vote: 5/0; Motion Carries*

## **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 Vice President Lan Nguyen, second by Member J Manuel Herrera, to approve the entire consent/action calendar as presented.*

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

*Vote: 5/0 Motion Carries*

### **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 June 9, 2015, Regular Board Meeting**

**16.03 Approve Minutes of June 11, 2015, Special Board Meeting**

**16.04 Approve Minutes of June 18, 2015, Regular Board Meeting**

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

**17.01 Ratify/Approve School Field Trips**

**17.02 Approve Expulsion Hearing Committee Personnel for 2015-2016**

**17.03 Approval of Consolidated Program Application (Con App) Part I for 2015- 2016**

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

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

**18.02 Approve Purchase Orders**

**18.03 Approve Change Orders to Purchase Orders**

**18.04 Accept Report of Credit Card Purchases for Statements Dated May 22, 2015**

**18.05 Approve Memoranda of Understanding**

**18.06 Approve Facilities Use Agreement**

**18.07 Approve Award of Bids and Request for Proposals**

**18.08 Approve Budget Transfers for the Months of June 2015 and July 2015**

**18.09 Accept Warrant Register for the Months of June 2015 and July 2015**

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

**19.01 Ratify/Approve Classified Personnel Actions Presented August 20, 2015**

**19.02 Ratify/Approve Certificated Personnel Actions Presented August 20, 2015**

**19.03 Ratify/Approve Student Aide Personnel Actions Presented August 20, 2015**

**20. Facilities/Bond - 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**

**20.03 Ratification of Bond/Capital Projects Change Orders to Construction Contracts and Purchase Orders At or Below \$175,000**

**21. Written Reports/Recommendation**

**Items under section 21 are written reports that are received into the public record. No action is taken by the Board. A Board Member or the Superintendent may request an item to be placed on the agenda for discussion and/or action at a future meeting.**

**21.01 Receive Self-Insured Schools of California (SISC) GASB 45 Quarterly Report Ending June 30, 2015**

*Report received*

**21.02 Receive Report of Legal Expenses for Fiscal Year 2014-15**

*Report received*

**21.03 Receive Report of Board Members Expenses for Fiscal Year 2014-15**

*Report received*

**21.04 Receive Silicon Valley Community Foundation Quarterly Statement for the Go for It! Scholarship Fund as of June 30, 2015**

*Report received*

**21.05 Receive Quarterly Report on the County of Santa Clara Treasury Investment Portfolio as of June 30, 2015**

*Report received*

**22. FUTURE AGENDA ITEMS**

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

**Board President Van Le**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Vietnamese &amp; Chinese Language Classes Update</b>	<b>November 19, 2015</b>	<b>Presentation/Discussion</b>

**Board Vice President Lan Nguyen**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>International Baccalaureate Program (IB) Plan for Recruitment and Expansion</b>	<b>April 21, 2016</b>	<b>Presentation/Discussion</b>

**Board Clerk Frank Biehl**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Charter Schools – Protocol</b>	<b>October 15, 2015</b>	<b>Presentation/Discussion</b>
<b>Livestream Board Meetings</b>	<b>October 15, 2015</b>	<b>Presentation/Discussion</b>

**Board Member J. Manuel Herrera**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Broadcast Board Meetings</b>	<b>October 15, 2015</b>	<b>Presentation/Discussion</b>

**Board Member Pattie Cortese**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>School Involvement in the Participatory Budgeting Process</b>	<b>September 24, 2015</b>	<b>Presentation/Discussion</b>
<b>Plan to Bring Back Expelled Students</b>	<b>September 24, 2015</b>	<b>Presentation/Discussion</b>

**22.02 Future Items**

**Board President Van Le**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Failed Courses</b>	<b>Twice a Year: October &amp; March</b>	<b>Report</b>
<b>Construction Projects Update</b>	<b>October 15, 2015</b>	<b>Presentation/Discussion</b>

**Board Vice President Lan Nguyen**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Anti-Bulling Efforts</b>	<b>September 24, 2015</b>	<b>Presentation/Discussion</b>

**Board Member J. Manuel Herrera**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Convert to All Electric Bus Fleet</b>	<b>September 17, 2015</b>	<b>Presentation/Discussion</b>

**Board Member Pattie Cortese**

<b>Item</b>	<b>Date (tentative)</b>	<b>Type</b>
<b>Restorative Justice</b>	<b>September 24, 2015</b>	<b>Presentation/Discussion</b>
<b>Early Alert/Warning System</b>	<b>April 21, 2016</b>	<b>Presentation/Discussion</b>



## 22.03 Annual Governance Calendar

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

<b>August</b>
Expulsion Hearing Panel Committee
First Day of School
Superintendent's Annual Evaluation
Williams Quarterly Report

<b>September</b>
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

<b>October</b>
Bond Program Presentation
Solar Energy Presentation
Student Achievement Presentation
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

<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
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

<b>February</b>
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

<b>March</b>
Cesar Chavez Writing, Art & Multi-Media Awards Luncheon
Latino Student Awards Recognition Ceremony
March 15 Notices
NSBA Annual Conference
Second Interim Report
SJPD Secondary Employment Application
Superintendent's Mid-Year Evaluation
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
Williams Quarterly Report

<b>May</b>
Asian American/Pacific Islander History Month: Poster & Essay Contest Awards/Celebration
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 – 2018)
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 Member J. Manuel Herrera**

*Welcome back everyone!*

#### **Board Vice President Lan Nguyen**

*I wanted to share with you information on MetroED. Currently, there are 485 students from East Side attending MetroED. They will be coming to us with a JPA agreement proposal/resolution. They will go through the Superintendent to place the item on the September or October Board agenda. Similar to East Side, they received a \$6 million grant with five other school districts; whereas, with East Side we have the State grant of \$6 million for ourselves.*

*They have a new organization that has recently located on MetroED's facilities, which is called Teen Force. The program helps students at MetroED who need an internship or externship or who just need a part-time job. It is done at no cost to the students. I will be providing a report on the progress of those programs.*

#### **Board Member Pattie Cortese**

*Welcome back! I just want to thank everyone who came out and spoke tonight and shared their own experiences. It is really important for us to hear that. I especially wanted to commend the students who came out and spoke. I am just awe of the courage that it takes to do that in front of a crowded room of adults and especially sharing some of the vulnerable things they shared. If any of you encounter those students in your workday, could you please extend my appreciation for them being here.*

#### **Board Clerk Frank Biehl**

*I just want to advise the Board that the Audit Committee of which I Chair and Pattie Cortese is the Vice Chair that we will be meeting on Tuesday the 27<sup>th</sup> at 6 PM in the Board's Conference Room. We will advise you after that is completed what actions have been taken at that meeting.*

#### **Board President Van Le**

*I would like to welcome everyone back to a new school year. I hope that everyone had a great summer.*

*I would like to thank that staff that helped to set up the meeting at Independence High School. It is a lot of work to move the meeting from the District Office to a school site.*

*It has been very hard for me to hear the remarks for teachers, students and parents. I hope that we don't go on the path from last year, Work to Rule. I am hopeful that we can work together and move forward.*

*On another note, on September 12 we will have the Children's Moon Festival at Yerba Buena High School. Invitations will be coming out soon. Please stop by and see the beautiful culture of the Vietnamese American community and to see the children carry the lantern. Promoting and sharing the culture is very dear to my heart. The best time to join us is from 6 PM to 9 PM.*

**23.02 Chris D. Funk, Superintendent**

*I would like to introduce our new Directors. We have Barbara Moore, our new Director of Special Education/Services who started in July. We have Shakenya Edison, our Director of Student Services. She started in mid July. We have Linda Ornelas our Director of Marketing and Public Engagement.*

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

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

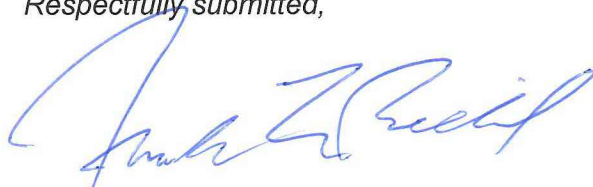
*See section 2.0 for reporting out of Closed Session items.*

**25. ADJOURNMENT**

**President adjourns the meeting.**

*President Van Le adjourned the meeting at 9:30 PM.*

*Respectfully submitted,*



Board Clerk

**1. Kern County Superintendent of Schools (KCSOS)**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Randy Phelps André Bell	July 1, 2015 – June 30, 2016	\$27,724.63 (not to exceed)	Information & Technology  Randy Phelps, Chief Technology Officer

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve the Agreement with Kern County Superintendent of Schools (KCSOS) for the support and training on the California Department of Education California Longitudinal Pupil Achievement Data Systems (CALPADS) for the 2015 – 2016 school year.

Robert Chen is a FCMAT/CSIS employee with expertise in CALPADS, data management, district data systems, and local education agency infrastructure to support good data management and data sharing. Mr. Chen will provide direct support and training to Principals for CALPADS submissions, as well as provide other services to assist the Principal.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Services Agreement with the KCSOS for the contract term of July 1, 2015, through June 30, 2016, for the support and training on the CALPADS by Robert Chen in the amount not to exceed \$27,724.63.

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**2. California State University, Fresno – College Assistance Migrant Program (CAMP)**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Glenn Vander Zee André Bell	July 1, 2015 – August 31, 2016	\$60,000	Educational Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to ratify the Agreement with California State University, Fresno Foundation through the College Assistance Migrant Program (CAMP) in a collaborative effort to benefit the migrant students from ESUHSD. The ultimate goal of the two-week residential Santa Clara County Office of Education – ESUHSD STEM Program for summer 2015 is to advance student’s performance in English Language Arts (ELA) and STEM careers.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify the Contract Services Agreement with California State University Fresno - CAMP for the contract term of July 1, 2015, through August 31, 2016, for the two-week residential summer program, in the amount of \$60,000.00.

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**3. San Jose / Evergreen Community College District**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Marcus Battle André Bell	July 1, 2015 – June 30, 2016	\$50,750.00  Capital Facilities	Business Services  Marcus Battle, Associate Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to ratify the Agreement with San Jose / Evergreen Community College District for the renewal of the Lease Agreement commencing July 1, 2015, through and including June 30, 2016, for the non-exclusive use of two classrooms, one office space, and two storage areas at San Jose/Evergreen Valley Community College District.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify the Facilities Lease Agreement with San Jose/Evergreen Valley Community College District for the renewal of the term commencing July 1, 2015, through June 30, 2016, for the non-exclusive use of two classrooms, two storage areas, and one office space for the estimated annual amount of \$50,575.00 and to delegate authority to the Superintendent or designee to modify such Lease Agreement during the term as needed. The Board of Trustees approved the Lease Agreement on June 27, 2013.

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**4. College Board (RATIFICATION)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Kirsten King André Bell	July 1, 2014 – June 30, 2017	\$220,440.00 Estimated Total Contract Amount  Payment 2 of 3 for \$70,440.00 Various Funding	District Wide  Kirsten King, Director of Assessment and Accountability

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to ratify the Contract with the College Board for the provision of administering the PSAT/NMSQT® Exam to all ESUHSD sophomore classes.

**Selection Process**

No solicitation process took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify the three-year Contract with the College Board for the term of July 1, 2015, through June 30, 2016, in the total estimated amount of \$70,440.00 and authorize Administration to execute change orders in accordance with Board Policy 3312.1. The Board of Trustees approved contract on November 20, 2014.

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**5. University of California at Santa Cruz-Educational Partnership Center (CAL-SOAP)**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Glenn Vander Zee André Bell	August 14, 2015 – August 13, 2016	\$ 106,500 Total Amount - \$ 26,625 Per Site  EIA	Educational Services  Glenn Vander Zee, Assistant Superintendent  James Lick High School Kelly Daugherty, Principal  Andrew Hill High School <b>Jose Hernandez</b> , Principal  Yerba Buena High School Tom Huynh, Principal  W.C. Overfelt High School Vito Chiala, Principal

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve a Contract Services Agreement with The Regents of the University of California on behalf of San Jose Cal-SOAP for the provision of academic support and to increase student achievement and prepare students to pursue and succeed in postsecondary education for the term of August 14, 2015, through and including August 13, 2016, for the provision of academic support in a total cost of \$106,500.

Contractor will provide the following efforts to support the above outcomes:

1. High quality outreach services and leverage all funding and program opportunities;
2. Integrate direct service programs with school wide efforts and align with the school objectives;
3. Assign one trained outreach counselor to provide direct services to students and school staff;
4. Utilize trained undergraduate academic interns to provide direct services to the above listed ESUHSD Schools' students; and
5. A high school appropriate college awareness program through multiple formats.

**Selection Process**

No solicitation process took place for this service.



**RECOMMENDATION**

It is recommended that the Board of Trustees approve a Contract Services Agreement with The Regents of the University of California on behalf of San Jose Cal-SOAP for the term of August 14, 2015, through August 13, 2016, in the total amount of \$106,500; and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

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**6. Silicon Valley Educational Foundation**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Glenn Vander Zee André Bell	July 1, 2015 – June 30, 2018	\$36,000	Educational Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Contract Service Agreement with Silicon Valley Educational Foundation to provide supplemental accelerated instruction in math and science readiness to help students complete the UC/CSU A-G college course requirements.

This Contract Service Agreement is for three (3) years and is a joint venture between Silicon Valley Foundation and ESUHSD.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the three (3) year Contract Service Agreement with the Silicon Valley Educational Foundation for the term of July 1, 2015, through June 30, 2018, in the total estimated amount of \$36,000.00 and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

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**7. SC/SV New Teacher Project Induction Program**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Glenn Vander Zee André Bell	July 1, 2015 – June 30, 2016	\$300,000 (not-to-exceed)	Educational Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Contract Service Agreement with Santa Cruz / Silicon Valley New Teacher Project Induction Program to carry out the State Approved Beginning Teacher Support and Assessment (Formerly BTSA) Induction Program and guidelines of SB 2042.

**Selection Process**

No solicitation took place for this service.



## **RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with the Santa Cruz / Silicon Valley New Teacher Project Induction Program for the term of July 1, 2015, through June 30, 2016, in the total estimated amount not-to-exceed of \$300,000.00 and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

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### **8. The Regents of The University of California Puente Project**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
André Bell	July 1, 2014 – June 30, 2017	<b>Revenue Total</b> \$27,600  2014 – 2015 \$9,200 2015 – 2016 \$9,200 2016 – 2017 \$9,200	Jose Hernandez, Principal Andrew Hill High School  Vito Chiala, Principal Wm. C. Overfelt High School

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to ratify the Contract Service Agreement with The Regents of The University of California Puente Project to provide college preparatory English for ninth and tenth grade students taught by a teacher specially trained by Puente.

The Regents will provide \$4,600 per site for each year totaling \$9,200 for three (3) years.

### **Selection Process**

No solicitation took place for this service.

## **RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with The Regents of The University of California Puente Project for the term of July 1, 2014, through June 30, 2017, in the total estimated revenue amount of \$27,600.00 and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

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### **9. Axiom**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
André Bell	July 1, 2015 – June 30, 2016	\$50,000.00  Various	District Wide/ Instructional Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the one (1) year extension for the Contract Service Agreement with Axiom for the procurement of scanning services. ESUHSD school sites are in need of preserving paper transcripts. Axiom will provide onsite scanning services to digitize the paper transcripts into a readable format on an as needed basis.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with Axiom for the provision of document scanning services for the contract term of July 1, 2015, through June 30, 2016, in the amount of \$50,000; and to execute change orders in accordance with Board Policy 3312.1. Board approved on June 19, 2014.

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**10. County of Santa Clara – Department of Behavioral Health Services**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Jennifer Klassen André Bell	March 2, 2015 – June 30, 2017	<b>REVENUE</b> \$771,150.00  \$237,050.00 – 2015 \$267,050.00 – 2016 \$267,050.00 - 2017	Educational Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Service Agreement with the County of Santa Clara, Department of Behavioral Health Services to hire and monitor services coordinators in line with School Linked Services Plan.

ESUHSD has been selected for the School Linked Services (SLS) Demonstration Hub project. One (1) school, Overfelt High School was selected to participate in the SLS project. ESUHSD will partner with a feeder school – Ocala Middle School in Alum Rock Union School District, students that graduate from Ocala Middle School will enroll in Overfelt High School.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Service Agreement with County of Santa Clara, Department of Behavioral Health Services to hire and monitor services coordinators in line with School Linked Services Plan for the term of March 2, 2015, through June 30, 2017, for the **total revenue** amount of \$771,150.00.

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**11. TeenForce**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Tim Nguyen André Bell	July 1, 2015 – June 30, 2016	\$125,000.00	Educational Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Contract Service Agreement with TeenForce to provide internship and job placement services, career readiness training as appropriate to ESUHSD students enrolled in identified pathways at Andrew Hill, Independence, James Lick, Silver Creek, Overfelt, and Yerba Buena High School.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with TeenForce to provide internship and job placement services to ESUHSD students enrolled in identified pathways for the contract term of July 1, 2015, through June 30, 2016, in the amount of \$125,000; and to execute change orders in accordance with Board Policy 3312.1.

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**12. The Regents of the University of California – Destination College Advising Corps.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
André Bell	July 1, 2015 – June 30, 2016	\$180,000.00	Educational Services  Glenn Vander Zee, Assistant Superintendent

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Contract Service Agreement with The Regents of the University of California – Destination College Advising Corps (DCAC) to make college a viable option for all students by working collaboratively with target schools and partner programs focused on research-based best practices that enable low-income and first generation to college students to access post-secondary education.

The goal of the University through DCAC is to increase the college-going rate of students at James Lick, Mt. Pleasant, Oak Grove, William C. Overfelt and Yerba Buena high schools and provide comprehensive college awareness, mentorship, resources, preparation, advising and information through the efforts of a dedicated College Advisor Fellow.

**Selection Process**

No solicitation took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with The Regents of the University of California – Destination College Advising Corps (DCAC) to make college a viable option for all students for the contract term of July 1, 2015, through June 30, 2016, in the amount of \$180,000; and to execute change orders in accordance with Board Policy 3312.1.

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### 13. Educational Based Services (EBS)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore André Bell	August 1, 2015 – June 30, 2016	\$125,000.00	Special Services  Barbara Moore, Director of Special Services

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Contract Service Agreement with Educational Based Services (EBS) for the provision of speech therapy services to ESUHSD special education students for the 2015-16 school year.

#### **Selection Process**

No solicitation took place for this service.

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with Educational Based Services (EBS) for the provision of speech therapy services to ESUHSD special education students for the contract term of August 1, 2015, through June 30, 2016, in the amount of \$125,000; and to execute change orders in accordance with Board Policy 3312.1.

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### 14. South Bay High School

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore André Bell	August 1, 2015 – June 30, 2016	\$200,000.00	Special Services  Barbara Moore, Director of Special Services

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Contract Service Agreement with South Bay High School to provide residential, non-public school services and other related services for one (1) ESUHSD special education student for the 2015-2016 school year per IEP requirements and in accordance with the Santa Clara County SELPA's/District Master Contract General Agreement for Nonsectarian, Non-Public School/Agency Services

#### **Selection Process**

No solicitation took place for this service.

#### **RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Service Agreement with South Bay High School to provide residential, non-public school series and other related services for one (1) ESUHSD special education student per IEP requirements for the contract term of August 1, 2015, through June 30, 2016, in the amount of \$200,000; and to execute change orders in accordance with Board Policy 3312.1.

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**15. Bay Area Tutoring Association**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Martha Brazil Glenn Vander Zee André Bell	August 21, 2015 – July 31, 2016	\$126,720.00 not-to-exceed  LCAP	Oak Grove High School Martha Brazil, Principal

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve a Contract Services Agreement with Bay Area Tutoring Association to provide academic support to African American students at Oak Grove High School.

**Selection Process**

None

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Services Agreement with Bay Area Tutoring Association for the provision of academic support to African American students at Oak Grove High School for the contract term of August 21, 2015, through July 31, 2016, in an amount not-to-exceed \$126,720 and to execute change orders in accordance with Board Policy 3312.1.

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**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Bond/Capital Projects Contract(s) for Services over \$50,000**  
**Board Meeting of August 20, 2015 - Item 15.01**

**1. McCarthy Building Companies, Inc.**

<b>Reviewed by:</b>	<b>Contract Period</b>	<b>Fiscal Impact/ Funding Source</b>	<b>School/Department/ Manager</b>
Linda da Silva Janice Unger André Bell Marcus Battle	September 19, 2014, through project completion	\$185,053.00 (not to exceed increased amount)  Measure E	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve Change Order Nos. 06 & 07 to Purchase Order #501337 for the Independence High School Modernization Performing Arts Center – Building F (Project No.: E-065-003).

On September 18, 2014, (Item 15.04) the Board of Trustees awarded site and facilities lease agreements for the Independence High School Performing Arts Center – Building F Lease Leaseback project with McCarthy Building Companies, Inc., in the amount of \$9,461,006.00. (Attachment A)

On June 18, 2015, Item 20.03, the Board of Trustees ratified Change Order Nos 01, 02, 03 and 04 in the amount that totals \$168,420.00. Per the Board’s instructions and following Board Policy 3312.1, change orders for construction projects that exceed in total of \$175,000.00 will be bought back to the Board for approval. (Attachment B)

On June 18, 2015, (Item 15.01), the Board of Trustees approved Change Order No.05 for an increase to the contract and purchase order in the amount of \$49,239.00. (Attachment C)

These Change Order Nos. 06 & 07 are being recommended to the Board of Trustees for approval for an increase total amount of 185,053.00. Change Order No. 06 (Attachment D) is for PCO 79R1 to provide labor, material equipment and training for the AV equipment per A/E’s list (\$ 93,879.00) and Change Order No. 7 (Attachment E) is for PCO #'s 6, 17R2, 34R1, 46, 47, 50R1, 54R1, 62, 67, 84, 88, 91R1, 92 and 108 (\$ 91,174.00). To date total change order percentage = 4.3%.

Original Contract Amount	\$9,461,006.00
Previous Change Order Amounts	\$217,659.00
Contract Amount Prior to these Change Orders	\$9,678,665.00
Change Order No. 06	\$93,879.00
Change Order No. 07	\$ 91,174.00
Total Amount of Change Orders (cumulative) to date	\$402,712.00
Revised Contract Amount	\$9,863,718.00

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order Nos. 6 & 7 to Purchase Order #501337 with **McCarthy Building Companies, Inc.**, for an increased amount of \$185,053.00 for the Independence High School Performing Arts Center - Building F (Project No.: E-065-003).

## 2. Borderlan Security

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Randy Phelps Janice Unger André Bell Marcus Battle	August 1, 2015 – October 18, 2016	\$44,940.94 (annually)  Measure I (Technology)	Education Center/Information Technology  Randy Phelps, CTO

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve the agreement with Borderlan Security for the purpose of providing the iBoss Web filter license.

On October 16, 2014, item 13.01, the Board of Trustees ratified an agreement for (12) months with Borderlan Security. (Attachment F)

The iBoss device provides the appropriate filtering to both protect ESUHSD students and staff; and comply with federal guidelines and standards as they relate to Children's Internet Protection Act (CIPA) and requirements for E-Rate funding. The iBoss provides several other elements that are critical to current and future success in providing access and bandwidth to our users. It allows us, for the first time, the ability to meter and expand bandwidth for specific applications and websites. It allows us to prioritize traffic and, by doing so, it will maximize our current bandwidth. In the future, when we have additional bandwidth, it will provide us the ability to customize the quality of service different groups receive.

### **RECOMMENDATION**

It is recommended that the Board of Trustees approve the agreement with **Borderlan Security** for the contract term of August 2, 2015, through October 18, 2016, for the annual amount of \$44,940.94 for the purpose of providing the iBoss Web Filter license with the option of entering into (2) additional one year agreements and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

## 3. Infinite Campus, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Randy Phelps Janice Unger André Bell Marcus Battle	July 01, 2015 – June 30, 2016	\$220,472.00 (annually)  Measure I (Technology)	Education Center/Information Technology  Randy Phelps, CTO

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees ratify the agreement with Infinite Campus, Inc. for the ongoing annual license and support for the Student Information System (SIS).

On February 19, 2009, item 12.08, the Board of Trustees awarded the Request for Proposals (RFP), RFP-01-08-09 entering into a Five-year agreement with Infinite Campus, Inc. (Attachment G)

### **RECOMMENDATION**

It is recommended that the Board of Trustees ratify the agreement with **Infinite Campus, Inc.** for the contract term of July 01, 2015, through June 30, 2016, for the annual amount of \$220,472.00 to provide ongoing annual license and support for the Student Information System (SIS) and authorize Administration to execute change orders in accordance with Board Policy 3312.1.



**4. Intrepid Electronic Systems, Inc. – Single Source Contractor**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Linda da Silva Janice Unger André Bell Marcus Battle	July 31, 2015 – project completion	\$295,094.00 (not to exceed amount)  Measure I	Independence High School/Facilities  Grettel Castro-Stanley, Principal  Linda da Silva, Director of Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees ratify the contract with Intrepid Electronic Systems, Inc. for the upgrade FA panels campus wide at Independence High School to new Gamewell E3. (Project # I-XXX-810)

Scope of work includes existing panels to be removed, existing enclosures to be reused for retrofit, panels to be assembled and programmed off site, new FACPs to be installed at each locations, new graphic network annunciator installed, and campus wide FA system testing. Currently the site has been on manual fire watch.

**Selection Process**

On February 09, 2005, (Consent Calendar Item 9.12) Resolution # 2005/2006-22 for components/services used in the East Side Union High School District for modernization and new classroom projects, which are part of the Bond Program or requests for materials pricing/service proposals, the District desires to list Fire Alarm Systems with Intrepid Electronic Systems, Inc. /Gamewell, Inc. is the only acceptable material, product, thing, or service;

- complies with the District Facility Design Guidelines & Technology Master Plan and the District’s Technology Plan;
- has been provided and is currently in use throughout the District as a result of Board of Trustee awarded contracts;
- is a match for other product(s) in use on other District public improvement(s) either completed or in the course of completion;
- is a necessary item(s) that is only available from one source.

**RECOMMENDATION**

It is recommended that the Board of Trustees ratify the agreement with **Intrepid Electronic Systems, Inc.** for the upgrade FA panels campus wide at Independence High School to new Gamewell E3 for the amount not to exceed \$295,094.00 and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

**5. Recordex/ EDCO, Inc. – Sole Source and Authorized Reseller**

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Randy Phelps Janice Unger André Bell Marcus Battle	N/A	\$1,000,000 (Unit price = \$4,190.00 each)  Measure I (Technology)	Education Center/Information Technology  Randy Phelps, CTO

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve procurement with EDCO, Inc. (Authorized Reseller for Recordex USA, Inc.) to furnish the Recordex Simplicity Touch series of interactive flat panel solutions (Simplicity Touch IFP).

Recordex USA, Inc. (Recordex) is a registered corporation in Georgia and New York and the manufacturer of the Recordex Simplicity Touch series of interactive flat panel solutions (Simplicity Touch IFP). EDCO, Inc. (EDCO) a registered Georgia corporation located in Kennesaw, GA, is an authorized Recordex reseller and integrator. EDCO is additionally the sole and exclusive manufacturer’s representative for the Simplicity Touch IFP. Recordex is the

exclusive owner of the Simplicity Touch solution which provides a unique and proprietary all-in-one solution consisting of: a large, commercial grade, edge-lit LED panel that features 10 point multi-touch, 36 watts of classroom audio, our exclusive XPress Annotation software for Windows and OS X as well as XPress Lite for Android, and was designed from the ground up to be compatible with the SimplicityCam document camera. EDCO is currently the only authorized reseller/integrator in United States for the Recordex Simplicity Touch IFP. They are also the only authorized service center for the Simplicity Touch IFP.

**Selection Process**

N/A

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the procurement for the Recordex Simplicity Touch series of interactive flat panel solutions (Simplicity Touch IFP) with **EDCO, Inc.** for the amount not to exceed \$1,000,000.00 and authorize Administration to execute change orders in accordance with Board Policy 3312.1.

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services Under \$25,000**  
Board Meeting of August 20, 2015 - Item 18.01

<b>Consultant</b>	<b>Contract Period</b>	<b>Contract Amount</b>	<b>PO Number</b>	<b>Location of Services</b>	<b>Description of Services</b>	<b>Date Contract Assigned</b>
1-800-Party DJ	July 28, 2015	\$800.00	503573	Independence	Provide services for sound system for Summer School rehearsal and graduation ceremony	June 12, 2015
AMS Enterprise/Annie M. Gambelin	July 1, 2015 - June 30, 2016	\$5,000.00	600108	Education Center	Provide translations & interpretation services for IEP meetings	July 9, 2015
California for Justice	August 1, 2015 - August 31, 2015	\$15,260.00		Education Center	CFJ will implement Participatory Budgeting at the school level (at least 1 high school site). The piloting process would be managed by CFJ with oversight from school site representatives and assistance of the Participatory Budgeting Project acting as advisors	June 25, 2015
CRT Electrical	March 21, 2015 - June 30, 2015	\$350.00	503595	Independence	Provide professional audio engineering services to faculty, staff and students for the talent show	June 16, 2015
Equipone	June 29, 2015 - December 31, 2015	REVENUE (minus 20% of sale amount)	N/A	Education Center and High Schools	Removal of surplus items and e-waste	
Franklin-McKinley School District	July 1, 2014 - June 30, 2015	\$1,074.50	503634	Education Center	Provide bus transportation services on a as needed bases for district students and out of district students	June 23, 2015
Franklin-McKinley School District	July 1, 2015 - June 30, 2016	\$1,500.00	600246	Education Center	Provide bus transportation services on a as needed bases for district students and out of district students	July 21, 2015

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<b>Consultant</b>	<b>Contract Period</b>	<b>Contract Amount</b>	<b>PO Number</b>	<b>Location of Services</b>	<b>Description of Services</b>	<b>Date Contract Assigned</b>
Houghton Mifflin Harcourt Publishing Co.	June 11, 2015 - May 10, 2016	\$24,551.50	600211	Education Center	Provide services to implement Math 180 and mSpace software license and for annual hosting services of the licenses	July 15, 2015
Houghton Mifflin Harcourt Publishing Co.	June 1, 2015 - May 31, 2016	\$2,899.00	503572	Education Center	Provide services to implement System 44 for up to 20 participants	June 12, 2015
Intrepid Electronic System	July 1, 2015 - August 31, 2015	\$25,000.00	600008	All Sites	Provide on-call fire alarm services for all sites for 2 months. New RFP going out in July-August.	July 1, 2015
Jerome P. Dixon	March 23, 2015 - May 28, 2015	\$600.00	503656	Evergreen Valley	Provide motivational speaking services on Juvenile Justice, racial profiling and self identity at Evergreen Valley High School	June 30, 2015
Learningtech.org	July 1, 2015 - June 30, 2016	\$14,300.00	600003	Education Center	Provide guidance services in the E-Rate application process and other E-Rate compliance issues and services	June 26, 2015
Michelle S. Luna	July 15, 2015	\$1,450.00	600004	Education Center	Provide recording on flipcharts of the discussion during Business Services Division Strategic Planning Retreat	June 26, 2015
Now Interpreters	May 21, 2015	\$369.00	503658	Yerba Buena	Provide translations services for IEP meeting plus mileage expenses	June 30, 2015
Off-Site Records Management LLC	July 1, 2015 - June 30, 2016	\$283.50	503657	Piedmont Hills	Provide on-site shredding of confidential documents at school site	June 30, 2015

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PassageWorks Institute	July 1, 2015 - July 31, 2016	\$23,500.00	600224	Education Center	Provide services for Creating Engaged Classroom course with four PassageWorks staff for 65 new East Side teachers	July 16, 2015
Perseus Associates, LLC	July 1, 2015 - June 30, 2016	\$12,225.00	600105	Education Center	To renew the Master Software License and Hosting Agreement for the TransTraks Software. The TransTraks system is an online transportation software data management systems used by ESUHSD's Transportation Department	July 9, 2015
Regents of the University of California, Puente Project	July 1, 2014 - June 30, 2017	\$18,600.00  (REVENUE)	N/A	Andrew Hill W.C. Overfelt	ESUHSD and Puente shall work together to provide a program for educationally disadvantaged students at each of the 2 schools through the use of the Puente Program offered by The Regents of the University of California	June 12, 2015
School Services of California	July 1, 2015 - June 30, 2016	\$3,360.00	600103	Education Center	Provide services regarding issues of school finance, legislation, school budgeting and general fiscal issues	July 9, 2015
Security Code 3	May 28, 2015 - May 29, 2015	\$684.00	503597	Andrew Hill	Provide security guard services for the graduation ceremony	June 16, 2015
SHI International Corp	August 28, 2015 - August 27, 2016	\$21,812.00	600006	Education Center	Provide Adobe creative cloud software licenses for district	June 26, 2015

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Snider Education and Communication	July 15, 2015	\$3,010.00	600005	Education Center	Provide facilitation and consultation services to the Division of Business Services in updating the district wide strategic plan at the Business Services Division Strategic Planning retreat	June 26, 2015
William Lazo Translations	August 21, 2015 - June 30, 2016	\$10,000.00	600049	Education Center	Provide translation and interpretation services from English to Spanish/Spanish to English for various documents and oral interpretation services for meetings.	July 8, 2015
Bay Area Tutoring Association	August 11, 2015 - June 10, 2016	\$10,000.00	600784	Oak Grove	Review students transcripts and determine best course of study; may include recovery options, to enable students to meet A-G and graduation requirements	August 11, 2015
Landscaping Pest Control Services	July 1, 2015 - June 30, 2016	\$20,000.00	Purchase Order Pending	ESUHSD sites	Provide pest control services, specifically, ground squirrel control services at all ESUHSD sites as needed	July 17, 2015
Alfredo Castaneda	September 1, 2015 - October 27, 2015	\$4,000.00	600785	Calero	Provide a 9-week training program for Calero High School parents with the Early College Outreach Parent Program - the two hour classes will be offered in both English and Spanish - dates 9/1, 9/8, 9/15, 9/22, 9/29, 10/6, 10/13, 10/20, 10/27	August 11, 2015

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Silicon Valley Urban Debate League	July 1, 2015 - June 30, 2016	\$23,500.00	PO Pending	3 ESUHSD school sites	Purpose is to bring the Urban Debate Program to three (3) high schools	
Document Tracking Services	November 1, 2015 - November 30, 2016	\$11,415.00	600786	ESUHSD sites	Web based software service that enables SARC production, online bullying referral form for each school, student mental health referral form for each school, and translation services for SARCs into Vietnamese and Spanish	August 11, 2015
Whittier Area Parents Association for the Developmentally	August 1, 2015 - June 30, 2016	\$10,000.00	600791	Education Center	Provide behavioral consultation services with ESUHSD staff regarding special education students and assistance with behavioral emergencies as needed	August 11, 2015

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<b>Project Number &amp; Name</b>	<b>Project Description</b>	<b>Contract Number</b>	<b>Contract Period</b>	<b>Consultant</b>	<b>Contract Amount</b>	<b>Date Purchase Order Assigned</b>
E-040-009 / WCO Bld N Child Care Shade Canopy	C/O #1 dated 7/6/2015 Increase PO for DSA review fees paid by vendor	502530	No change	Artik Art & Architecture	Original contract amount \$2,500 + \$1,050 = \$3,550	3/6/2015
I-030-002 / JL Classroom Modernization Bld 100, 700, 1000	Provide all labor, equipment, and materials to move rooms 100, 700, & 1000 to multi-purpose room and back to new classroom	503642	June 18, 2015, thru project completion	Moving Solutions	\$2,382.80	6/25/2015
F35-052-003 / EC Land Use Study	Provide site planning land use study at Ed Center	503654	June 22, 2015, thru July 31, 2015	Cody Anderson Wasney Architect	\$15,000.00	6/29/2015
I-030-002 / JL Classroom Modernization Bld 100, 700, 1000	Provide DSA, IOR Services for on site construction, inspection and testing for James Lick New Tech Classroom	600036	July 7, 2015 thru project completion	Furman & Associates, Inc.	\$3,600.00	7/7/2015
G-070-216 / ST Stadium Lights and Main Switchgear	Provide testing & special inspection services for Santa Teresa Stadium Lights	600040	June 25, 2015, thru project completion	Consolidated Engineering Laboratories	\$21,204.75	7/8/2015
E-050-005 / OG Building U	Provide services to move out teacher boxes and move back teacher boxes to Building U and storage. Move out: July 6. Move in: July 27	600102	July 6, 2015, thru July 31, 2015	Mont-Rose Moving Systems, Inc.	\$10,928.00	7/9/2015
IT-013-003 / DW Professional Development	C/O #1 dated 7/20/2015 for mileage increase from 309 miles to 619 miles from \$533.03 to \$1,066.05 Also added \$21 dinner rate x5 days (\$105.00)	600143	July 1, 2015, thru May 30, 2017	Fresno County Superintendent of Schools	Original contract amount \$17,304.97 + \$638.02 = \$17,942.99	7/14/2015
E-050-007 / OG Alt Ed MiniCampus Improvements - Temporary Restroom Modular	Materials testing and special inspection services per RFP-31-14-15	600231	July 6, 2015, thru project completion	Ninyo & Moore	\$6,347.00	7/16/2015
E-050-007 / OG Alt Ed MiniCampus Improvements - Temporary Restroom Modular	Provide DSA project inspection services for the Oak Grove Temporary Restroom Modular Project per RFP-30-14-15	600225	July 16, 2015 thru project completion	Santa Clara Valley Construction Inspections (SCVCI)	\$3,000.00	7/16/2015



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E-040-009 / WCO Bld N Child Care Shade Canopy	Provide geotechnical observation, materials testing and special inspection services for W.C.Overfelt Shade Structure	600015	June 18, 2015 thru project closeout	Ninyo & Moore	\$5,538.00	7/20/2015
E-040-009 / WCO Bld N Child Care Shade Canopy	Provide steel fabrication shop inspection services for W.C.Overfelt Shade Structure	503688	June 11, 2015, thru project closeout	Ninyo & Moore	\$2,812.00	7/20/2015
F35-052-002 / Ed Center Interior/Exterior Facilities Improvement	Relocate old furniture into dumpster supplied by district. Move 1 station and re-install on site, move some items to warehouse and portables on campus	600237	July 31, 2015, thru August 10, 2015	Mont-Rose Moving Systems, Inc.	\$7,726.13	7/20/2015
E-060-008 / YB Alt Ed MiniCampus Improvements - Phase I	Supply 75 boxes. Pack books into boxes and move from Yerba Buena Room P-3 (Portable #3) to Ed Center	600238	July 22, 2015, thru July 24, 2015	Mont-Rose Moving Systems, Inc.	\$1,203.05	7/20/2015
I-XXX-810 / DW Fire Alarm Modernization	Inspection services on the Independence High School fire alarm control panel retrofit work	600474	July 27, 2015, thru September 7, 2015	CIS, Inc.	\$2,250.00	7/27/2015
Z-071-601 / Phoenix Classroom Bld & Courtyard	Provide site utility survey and topographical survey services at Phoenix Campus at Santa Teresa High School	600583	August 3, 2015, thru project completion	Underwood & Rosenblum, Inc.	\$9,800.00	7/30/2015