



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting Sep 13, 2018 - ESUHS D REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

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

Subject 16.03 Approve Minutes of June 21, 2018, Regular Board Meeting

Access Public

Type Action, Minutes

Recommended Action It is recommended that the Board of Trustees approve the June 21, 2018, Regular Board Meeting minutes as presented.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

SUBJECT: Approve Minutes of June 21, 2018, Regular Board Meeting

Attached are the minutes of the June 21, 2018, 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 June 21, 2018, Regular Board Meeting minutes as presented.

[BA_2018_06_21_Reg_Minutes.pdf \(140 KB\)](#)

Executive Content

East Side Union High School District
APPROVED
 Board of Trustees
M. Chen 9-13-18



EAST SIDE UNION HIGH SCHOOL DISTRICT

REGULAR MEETING OF THE BOARD OF TRUSTEES

Meeting Held at
East Side Union High School District
Board Room
830 N. Capitol Avenue, San Jose, CA 95133
June 21, 2018
4:00 p.m.

1. CALL TO ORDER / ROLL CALL

1.01 Roll Call

President J. Manuel Herrera called the meeting to order at 4:04 PM.

Present for roll call:

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

1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session (Government Code 54957.7). Persons wishing to address the Board on Closed Session items or any subject not on the agenda must fill out a speaker request form, which is located at the entrance of the Board Room.

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 in the Board Room 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 Mindfulness Practice

2.02 Expulsion(s): None

2.03 Public Employee Performance Evaluation (Government Code Section 54957)

2.04 Public Employment/Public Employee Appointment (Government Code Section 54957):

**Senior Manager of the Bond Program
Construction Bond Program Controls Manager
Director of Equity, Diversity and Inclusion
Director of Adult Education**

Senior Manager of the Bond Program

Motion to approve the appointment of Julio Lucas as Senior Manager of the Bond Program.

Motion by Van Le, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

Director of Adult Education

Motion to approve the appointment of Traci Williams as Director of Adult Education.

Motion by Frank Biehl, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

2.05 Public Employee Discipline/Dismissal/Release (Government Code Section 54957)

Motion to approve the notice of a five-day suspension and statement of charges to one certificated Associate Principal of Administration (APA).

Motion by Van Le, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

2.06 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, Associate 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 Employees:

**Administrators
Managers
Confidential Employees**

2.07 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 J. Moore
Claim for Damages of T. Hendrickson; and,
Four (4) Potential Cases**

3. RESUME OPEN SESSION AT APPROXIMATELY 6:30 P.M. - EDUCATION CENTER BOARD ROOM

3.01 Pledge of Allegiance

4. WELCOME AND EXPLANATION TO AUDIENCE

4.01 Any person may address the Board on any item on the meeting agenda. Information explaining Board meeting procedures and how citizens can address the Board will be read. Persons wishing to address the Board must fill out a speaker request form, which is located at the entrance of the Board Room. Written information is located near the entrance to the Board Room.

5. ADOPTION OF AGENDA

5.01 The Superintendent and/or Board Member(s) may request that items be removed from the agenda for consideration and/or carried to a future Board meeting for consideration and/or action, and/or that the Board take action in a regular meeting on a subject not listed on the published agenda on an emergency basis or other basis allowed by law. (Gov. Code 54954.2)

Item 12.01 will be heard after item 8.02.

6. BOARD SPECIAL RECOGNITION(S)

No Items on Calendar under this Section

7. STUDENT BOARD LIAISON(S) (5 minutes each school)

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 Presentation, Discussion and/or Action regarding Silver Creek High School Baseball Field – Chris Taylor and David Garfinkel, Parents of Silver Creek High School

No action was taken on this item; presentation and discussion only.

8.03 Discussion and/or Action to Receive and Adopt Fourth Reading of Proposed Bylaws of a New Student Governing Board - Pattie Cortese, Board Vice President, Frank Biehl, Board Member, Chris D. Funk, Superintendent, William Gu, Evergreen Valley High School, Brisa Rojas, Wm. C. Overfelt High School, Michelle Alcantar, James Lick High School, and Kavina Desai, Santa Teresa High School

It is recommended that the Board of Trustees receive the fourth reading and adopt the proposed bylaws of a new student governing board.

Motion by Pattie Cortese, second by Van Le

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

8.04 Discussion and/or Action to (1) Receive and Adopt Third Reading of Proposed Amendments to Governing Board Bylaw 9115 Student Board Members and Change By Law Number from 9115 to 9150, and (2) Appoint Board Member and Alternate as Board Liaison to the Student Governing Board through December 2018 - Pattie Cortese, Board Clerk, Van Le, Board Member, and Chris D. Funk, Superintendent

Motion #1:

Motion to receive and adopt the third reading of proposed amendments to Governing Board Bylaw 9115 Student Board Members and change Bylaw number from 9115 to 9150.

Motion by Van Le, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

Motion #2:

Motion to appoint Board Member Pattie Cortese as Board Liaison and Member Van Le as alternate Board Liaison to the Student Governing Board through December 2018.

Motion by Frank Biehl, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

8.05 Discussion and/or Action to Approve and Adopt the Proposed Annual Update to the Local Control Accountability Plan (LCAP) - Glenn Vander Zee, Associate Superintendent of Educational Services

It is recommended that the Board of Trustees approve and adopt the proposed annual update to the Local Control Accountability Plan (LCAP).

Motion by Frank Biehl, second by Lan Nguyen
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

8.06 Presentation, Discussion, and/or Action to Adopt Fiscal Sustainability for Child Development Program – Chris D. Funk, Superintendent

Motion to approve staff recommendation to move to a private model for the District’s Child Development Program that underwrites support for teen parents and creates a sustainable financial model for East Side Union High School District.

Motion by Pattie Cortese, second by Van Le
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

Superintendent Chris Funk will bring back the goals and criteria of the Child Development Program.

8.07 Discussion and/or Action to Adopt Resolution #2017/2018-34 to Confirm East Side Union High School District’s Commitment to Fiscal Solvency - Chris D. Funk, Superintendent, and Silvia Pelayo, Director of Finance

It is recommended that the Board of Trustees adopt Resolution #2017/2018-34 to Confirm East Side Union High School District's Commitment to Fiscal Solvency as presented.

Motion by Lan Nguyen, second by Pattie Cortese
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

8.08 Presentation, Discussion and/or Action to Approve and Adopt the Proposed Budget for Fiscal Year 2018-2019 - Chris D. Funk, Superintendent, and Silvia Pelayo, Director of Finance

It is recommended that the Board of Trustees adopt the annual budget for fiscal year 2018-2019 with a positive certification for the 2018-2019 fiscal year and two subsequent years.

Motion by Frank Biehl, second by Lan Nguyen
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

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

No Items on Calendar under this Section

10. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

10.01 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 speaker request form, which is located at the entrance of the Board Room. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.

Speaker(s):
Marisa Hanson, ESTA President

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

11.01 Presentation Discussion and/or Action regarding Polling for Potential Parcel Tax on the November 6, 2018, Gubernatorial General Election - Chris D. Funk, Superintendent

No action was taken on this item; presentation and discussion only.

11.02 Discussion and/or Action of Board Members' Compensation / Adjustments to Compensation per Education Code §35120 - Chris D. Funk, Superintendent

Motion by Member Frank Biehl, second by Member Lan Nguyen, to approve a 5% increase to the Board Member compensation to take effect July 1, 2018, resulting in a new monthly compensation per Board Member of \$536.04 pursuant to Education Code section 35120(e).

After some discussion, Member Frank Biehl and Member Lan Nguyen, withdrew their motions.

Item will be brought back at a later date for consideration by the Board of Trustees.

11.03 Discussion and/or Action to Receive Second Reading and Adopt New Board Policy 5145.13 Response to Immigration Enforcement, and Amended Board Policies 0410, 5111, 5111.1, 5125, 5131.2, 5145.3 and 5145.9 to Comply with AB 699 - Chris D. Funk, Superintendent

It is recommended that the Board receive and adopt the second reading of new Board Policy 5415.13 (Response to Immigration Enforcement) and amendments to Board Policy 0410 (Nondiscrimination in District Programs and Activities), 5111 (Admission), 5111.1 (District Residency), 5125 (Student Records), 5131.2 (Bullying), 5145.3 (Nondiscrimination / Harassment), and 5145.9 (Hate-Motivated Behavior).

Motion by Lan Nguyen, second by Pattie Cortese
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

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

12.01 Presentation, Discussion and/or Action regarding Stakeholder Equity Committee's Findings and Corrective Action Plan Recommendations - Glenn Vander Zee, Associate Superintendent of Educational Services, and ShaKenya Edison, Director of Student Services

No action was taken on this item; presentation and discussion only.

12.02 Discussion and/or Action regarding the Executive Summary Single Plan for Student Achievement – Glenn Vander Zee, Associate Superintendent of Educational Services

It is recommended that the Board of Trustees approve the Summary Single Plan for Student Achievement as presented, and authorize the Superintendent to make modifications as needed.

Motion by Lan Nguyen, second by Van Le
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

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

13.01 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented 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.

Motion by Pattie Cortese, second by Lan Nguyen
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

13.02 Adopt Resolution #2017/2018-37 Contract for Deposit of Monies (CDM) for Property/Liability Claims with Union Bank, N.A. as required according to California

Government Code 53649 - Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

It is recommended that the Board of Trustees adopt Resolution # 2017/2018-37 to enter into a Contract for Deposit of Monies to establish a Trust Account for Property/Liability Claims with Union Bank, N.A. as required according to California Government Code 53649.

Motion by Lan Nguyen, second by Van Le
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

13.03 Adopt Resolution #2017/2018-38 and Contract CCTR-8265 General Child Care and Development - Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

It is recommended that the Board of Trustees adopt the Resolution #2017/2018-38 and Contract CCTR-8265-00 of \$1,147,517.00.

Motion by Lan Nguyen, second by Pattie Cortese
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

13.04 Adopt Resolution #2017/2018-39 and New Contract CSPP-8562-00 California State Preschool Program - Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

It is recommended that the Board of Trustees adopt the Resolution #2017/2018-39 and Contract CSPP-8562-00 of \$796,787.00.

Motion by Pattie Cortese, second by Lan Nguyen
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

13.05 Discussion and/or Action to Adopt Resolution #2017/2018-40 regarding the Education Protection Account (EPA) - Silvia Pelayo, Director of Finance

It is recommended that the Board of Trustees approve the spending plan for Education Protection Account (EPA) and adopt Resolution #2017/2018-40.

Motion by Lan Nguyen, second by Pattie Cortese
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

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

14.01 Discussion and/or Action to Approve Classified Management Job Description and Salary Range for Director of Bond Purchasing and Contracts – Chris D. Funk, Superintendent

It is recommended that the Board of Trustees approve the classified management job description and salary range for Director of Bond Purchasing and Contracts.

Motion by Pattie Cortese, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

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

15.01 Presentation, Discussion and/or Action to Reject the Design-Build Services RFP-15-17-18 for the EC Adult Transition Program North Project and Approve the Additional Request for Funding and to Rebid the Project - Julio Lucas, Director of Construction, Maintenance and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, Tu Nguyen, Capital Projects Purchasing Manager, and Jeremy Bright, District Project Manager

Based on the foregoing, it is recommended that the Board of Trustees:

- 1) Reject the RFP-15-17-18 Design/Build Proposal received from Swenson & Associates/Aedis Architects/Project Frog; and,
- 2) Approve staff's second augmentation request of \$1,125,000 in order to rebid using the design/build delivery method

Motion by Frank Biehl, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

15.02 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Julio Lucas, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, Capital Projects Purchasing Manager

It is recommended that the Board of Trustees 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.

Motion by Frank Biehl, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: 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 to approve the entire consent calendar as presented.

Motion by Pattie Cortese, second by Lan Nguyen

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

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

16.01 Discussion and/or Action to Ratify/Approve Board Member(s) Lawful Expenses/Mileage to Conferences/ Workshops/Meetings

16.02 Approve Minutes of February 13, 2018, Regular Board Meeting

16.03 Approve Minutes of February 26, 2018, Special Board Meeting

16.04 Approve Minutes of March 8, 2018, Regular Board Meeting

16.05 Approve Minutes of March 22, 2018, Regular Board Meeting

16.06 Approve Minutes of April 19, 2018, Regular Board Meeting

16.07 Approve Minutes of May 3, 2018, Special Board Meeting

16.08 Approve Minutes of May 3, 2018, Board Study Session

17. EDUCATIONAL SERVICES / STUDENT SERVICES - CONSENT/ACTION CALENDAR

17.01 Ratify/Approve School Field Trips

17.02 Accept Safety Plan Goals Assessment for 2017-18 School Year

18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR

18.01 Approve Award of Bids and Request for Proposals for General Purchasing

18.02 Adopt Resolution #2017/2018-41 Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546

18.03 Ratify/Approve California Uniform Public Construction Cost Accounting Act (CUPCCAA) Informal General Purchasing Project(s)

18.04 Ratify/Approve Memorandum of Understanding

18.05 Ratify/Approve Change Orders to Purchase Orders

18.06 Ratify/Approve Contract(s) for Professional Services At or Below \$25,000

18.07 Adopt Resolution #2017/2018-42 Authorized Signatures

18.08 Ratify/Approve Purchase Orders Dated May 1, through June 8, 2018

19. HUMAN RESOURCES - CONSENT/ACTION CALENDAR

19.01 Ratify/Approve Classified Personnel Actions Presented June 21, 2018
It is recommended that the Board of Trustees approve the classified personnel actions as specified.

19.02 Ratify/Approve Certificated Personnel Actions Presented June 21, 2018
It is recommended that the Board of Trustees approve the certificated personnel actions as specified.

19.03 Ratify/Approve Student Aide Personnel Actions Presented June 21, 2018

20. FACILITIES/BOND - CONSENT/ACTION CALENDAR

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

20.02 Ratify Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000

20.03 Ratify/Approve California Uniform Public Construction Cost Accounting Act (CUPCCAA) Informal Bond Project(s)

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

20.05 Approve Qualified Professional Service Providers

21. WRITTEN REPORTS/RECOMMENDATIONS

21.01 Receive Quarterly Report on the County of Santa Clara Treasury Investment Portfolio as of March 31, 2018

Report received

21.02 Receive Update to Summer Projects Under \$500,000 Report

Report received

22. FUTURE AGENDA ITEMS

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

Board Member Van Le

- Spartan East Side Promise - Presentation/Discussion

22.02 Future Items

Board Member J. Manuel Herrera

Item	Date (tentative)	Type
New Tech at James Lick High School	September, 2018	Presentation/Discussion

Board Member Pattie Cortese

Item	Date (tentative)	Type
Academic Performance of Students returning from Expulsions	September, 2018	Presentation/Discussion

Board Member Lan Nguyen

Item	Date (tentative)	Type
Conflict Resolution Success Rate	Fall, 2018	Presentation/Discussion

Board Member Frank Biehl

Item	Date (tentative)	Type
ESUHSD Sports Facilities Standards	August, 2018	Presentation/Discussion

22.03 Annual Governance Calendar

<p>July:</p> <ul style="list-style-type: none"> •Summer School Program (concludes session) •Summer School Graduation <p>August:</p> <ul style="list-style-type: none"> •Board Members' Expenses Report (Apr/May/June) •Expulsion Hearing Panel Committee •First Day of School •Superintendent's Annual Evaluation •Williams Quarterly Report <p>September:</p> <ul style="list-style-type: none"> •Board Study Session/Workshop •College Night •Conflict of Interest Board Policy (updates) •Public Hearing and Adoption: Gann Spending Limit •Public Hearing: Sufficiency/Insufficiency of Textbooks •Receive Annual Developer Fees Report •Unaudited Actuals <p>October:</p> <ul style="list-style-type: none"> •Bond Program Presentation •Solar Energy Presentation •Student Achievement Presentation •Williams Quarterly Report <p>November:</p> <ul style="list-style-type: none"> •Academic Success Analysis Biannual Presentation •Board Members Expenses' Report (July/Aug/Sept) •Board Study Session/Workshop •Election Orientation for New Board Members <p>December:</p> <ul style="list-style-type: none"> •Annual Organizational Board Meeting •CSBA Annual Conference •Election Orientation for New Board Members •End of First Semester •First Interim Report <p>January:</p> <ul style="list-style-type: none"> •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 ESUHSD and MetroED •Policies & ByLaws (Begin Review by Series) •Sports Recognitions (Fall) •Technology Report •Williams Quarterly Report 	<p>February:</p> <ul style="list-style-type: none"> •African American Students Achievement Awards •Audit Committee Charter Amendment(s) •Board Members' Expenses Report (Oct/Nov/Dec) •CSBA Delegate Assembly Election •IPC Annual Presentation •Non-Re-Elects •Safety Plan Goals for Each Site •State of the District <p>March:</p> <ul style="list-style-type: none"> •Academic Success Analysis Biannual Presentation •Cesar Chavez Writing, Art & Multi-Media Awards Luncheon •Latino Student Awards Recognition Ceremony •March 15 Notices •NSBA Annual Conference (<i>March or April</i>) •Second Interim Report •SJPD Secondary Employment Application •Superintendent's Mid-Year Evaluation •Vietnamese Students Achievement Awards <p>April:</p> <ul style="list-style-type: none"> •Board Study Session/Workshop •Form 700 – Statement of Economic Interests Due to Santa Clara County (filing) •Honor Nights (April/May) •Migrant Education Awards Night •Williams Quarterly Report <p>May:</p> <ul style="list-style-type: none"> •Asian American/Pacific Islander History Month Poster & Essay Contest Awards/Celebration •Board Members' Expenses Report (Jan/Feb/Mar) •Board Self-Evaluation •Board Study Session/Workshop •Budget (Preliminary/Draft) Presentation •Employee Retiree & Recognition Event •Graduations •Honor Nights (April/May) •Last Day of School •Preliminary Review of Proposed LCAP <p>June:</p> <ul style="list-style-type: none"> •Annual Consolidated Program Application (CONAPP) •Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting) •Budget Adoption (second June Board Meeting) •Budget Advisory Committee: Nominate/Appoint Board Reps (2) & Alternative Board Rep (1) -- (2-yr term, fiscal year) •Employee Retirement Celebration •ESTA Safety Survey •International Student Program Annual Presentation •Master Contracts for Capital Projects •Plan for Expelled Youth (due every 3 years; due 2018) •Safety Plan Assessment for Each School •Single Plan for Student Achievement (SPSA) Each School •Sports Recognitions (Winter/Spring) •Summer School Program (session begins)
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23. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS

23.01 Board of Trustees:

- **J. Manuel Herrera, President**
-- MetroED
- **Pattie Cortese, Vice President**
- **Lan Nguyen, Clerk**
- **Frank Biehl, Member**
-- Board Audit Committee
- **Van Le, Member**

23.02 Chris D. Funk, Superintendent

24. REPORT CLOSED SESSION ACTION(S)

24.01 Legal Counsel will Report on Closed Session Actions

25. ADJOURNMENT

25.01 President Adjourns the Meeting

Board President J. Manuel Herrera adjourned the meeting at 10:07 PM

26. NEXT MEETING

- **August 16, 2018: Regular Board Meeting**

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Lan Nguyen', written over a horizontal line.

Board Clerk



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting	Jun 21, 2018 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED
Category	13. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION
Subject	13.01 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager
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

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

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.

2018 0621 Contracts Over 25K.pdf (136 KB)

Executive Content

Motion & Voting

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented 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.

Motion by Pattie Cortese, second by Lan Nguyen.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT
 Board Meeting of June 21, 2018
 Contract(s) for Professional Services Over \$25,000

1. SJSU Research Foundation on behalf of San Jose State University MESA Schools Program

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Glenn Vander Zee Janice Unger Francine Brissey	August 1, 2018 – June 30, 2019	\$46,305.00/ Title I	Instructional Services/ Associate Superintendent of Instructional Services/ Glenn Vander Zee

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with SJSU Research Foundation on behalf of San Jose State University MESA Schools Program (MESA). The statewide Math, Engineering, Science Achievement or MESA program will operate at Andrew P. Hill, James Lick, Independence, Mt. Pleasant, William C. Overfelt, Oak Grove, Piedmont Hills, Silver Creek, Santa Teresa, and Yerba Buena High Schools.

This program will provide Science, Technology, Engineering, and Math (STEM) hands on workshops; MESA Day preliminary competitions at SJSU; MESA Day regional competitions; career and college exploration; student leadership; teacher math/science training; MESA academic plan; industry connections; and parent engagement activities.

ESUHSD will be responsible for contributing \$1,800.00 towards the stipend per advisor (approximately 2 per school), as well as 1 (one) school bus for program events and activities. Each MESA school will be required to have a minimum of 25 students per grade level or a combined minimum of 120 students per site. ESUHSD and MESA staff will meet regularly to discuss the program and updates. ESUHSD will also provide access to students, student data, and student academic records.

Selection Process

None

Recommendation

It is recommended that the Board of Trustees approve the contract service agreement with SJSU Research Foundation on behalf of San Jose State University MESA Schools Program, for math, engineering and science achievements, in the amount of \$46,305.00 for the term August 1, 2018, through June 30, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT
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Contract(s) for Professional Services Over \$25,000

2. The College Board

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Kirsten King Janice Unger Francine Brissey	July 1, 2018 – June 30, 2019	\$115,896.50 PSAT & Other Testing	All Sites Instructional Services/ Assessment and Accountability/ Kirsten King

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the College Board's College Readiness and Success Contract #: CB-00022204.

The College Board provides ESUHSD schools and students with the following services: Preliminary Scholastic Aptitude Test/National Merit Scholarship Qualifying Test (PSAT/NMSQT) test materials, student paper score report, online score report, access to official Scholastic Aptitude Test (SAT) practice, school access to individual student score reports, school access to AP Potential™, educator guide to PSAT/NMSQT, PSAT 10 and PSAT 8/9, PSAT NMSQT coordinator manual.

Pricing for these services are dependent upon enrollment figures, Free and Reduced Price Lunch Program, and the grade level (product choice). The estimated budget for this year is as follows:

Product Name	Quantity	Unit Price	Extended Price	Discount	Total Cost
PSAT/NMSQT EPP Fixed-Fee – 10 th Grade	5609	\$16.00	\$89,744.00	\$19,631.50	\$70,112.50
PSAT 8/9 EPP Fixed-Fee – 9 th Grade	5723	\$11.00	\$62,953.00	\$17,169.00	\$45,784.00
Sub-total:					\$152,697.00
Total Discount:					\$36,800.50
Total Cost:					\$115,896.50

Selection Process

No solicitation took place for this service.

Recommendation

It is recommended that the Board of Trustees approve the College Board's College Readiness and Success Contract #: CB-00022204 with The College Board, for the purpose of PSAT/NMSQT test materials and resources, in the amount of \$115,896.50, for the term July 1, 2018, through June 30, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT
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 Contract(s) for Professional Services Over \$25,000

3. New Technology Network, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Glenn Vander Zee Janice Unger Francine Brissey	July 1, 2018 – June 30, 2020	\$81,750.00 LCAP	James Lick High School/ David Porter, Principal

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the New Tech School Continuation Agreement with New Tech Network, Inc. (NTN). This agreement extends James Lick High School’s continued membership in the NTN during the 2018-2020 school years.

On December 12, 2013, the Board of Trustees approved James Lick to join the New Tech Network, as New Tech High School. (Item No. 12.03)

On February 13, 2014, the Board of Trustees ratified a 4-year agreement with NTN for James Lick High School. (Item No. 13.02)

This 2-year continuation agreement is designed to create a community structure that allows for regular interactions between the James Lick team, the broader network of NTN schools, and the expertise of NTN national staff. The services, outlined below, are designed to keep James Lick High School plugged into the Networks innovations and most current thinking around leadership and problem based learning (PBL).

The services to be provided are:

1. NTN Continuation Community – allows for virtual support between schools within the Network.
2. NTN Technology – The Echo™ Learning Platform is a full –featured web based learning management system.
3. Professional Learning – a series of 8 professional learning opportunities throughout the course of the 2 years.
4. School Coaching – This includes both onsite coaching visits and remote planning and follow-up support.
5. Data Services – maintains data on achievements through the use of student directory data.
6. NTN Certification – provides the opportunity for teachers to become NTN certified teachers or certified trainers, this also allows for exceptional schools to become NTN demonstration sites.

Selection Process

Continuing Relationship

Recommendation

It is recommended that the Board of Trustees approve the New Tech School Continuation Agreement with New Tech Network, Inc., for continued membership in New Technology Network, in the amount of \$81,750.00 for the term July 1, 2018, through June 30, 2020. It is

EAST SIDE UNION HIGH SCHOOL DISTRICT
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Contract(s) for Professional Services Over \$25,000

also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

4. County of Santa Clara – Probation Department

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Shakenya Edison Janice Unger Francine Brissey	July 1, 2018 - June 30, 2019	Amendment No. 03 \$90,000.00 Revenue	Instructional Services/ Student Services/ Shakenya Edison

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Amendment No. 03 with the County of Santa Clara, Probation Department to provide a 1.0 FTE Social Worker to assist justice engaged youth with prompt high school enrollment.

On January 15, 2015, the Board of Trustees approved the Revenue Agreement with the County of Santa Clara Probation Department, in the amount of \$120,000.00, however \$102,586.00 was the final amount issued by the County of Santa Clara, Probation Department. (Item No. 13.03)

On June 23, 2016, the Board of Trustees approved Amendment No. 01 to the Revenue Agreement with the County of Santa Clara, Probation Department, for \$72,414.00 and extending the contract term through June 30, 2017. (Item No. 13.07)

On June 23, 2016, the Board of Trustees approved Amendment No. 02 to the Revenue Agreement with the County of Santa Clara, Probation Department, for \$90,000.00 and extending the contract term through June 30, 2018. (Item No. 13.02)

Amendment No. 03 will reflect an increasing the contract amount by \$90,000.00 and an extension of the contract term from July 1, 2018, through June 30, 2019.

Original Amount	\$102,586.00
Amendment No. 01	\$72,414.00
Amendment No. 02	\$90,000.00
Amendment No. 03	\$90,000.00
Total Amount	\$355,000.00

Selection Process

None

Recommendation

It is recommended that the Board of Trustees approve Amendment No. 03 to the Revenue Agreement No. 03, with the County of Santa Clara, Probation Department, to provide a 1.0 FTE social worker, in the amount of \$90,000.00 and extend the term to June 30, 2018. It is

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also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

5. City Year, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Janice Unger Francine Brissey	July 1, 2018 – June 30, 2021	\$1,200,000 (Total Contract Amount) (\$400,000 Annual payment amount / year) LCAP Funding	William C. Overfelt, Mt. Pleasant/ Instructional Services Vito Chiala, Principal, Martha Guerreo, Principal, Glenn VanderZee, Associate Superintendent

East Side Union High School District (ESUHSD) administration is requesting the Board of Trustees to approve the District Service agreement between ESUHSD and City Year, Inc. (City Year), San Jose/Silicon Valley for the implementation of City Year’s Whole School, Whole Child Model for a period of three years for the term starting July 1, 2018, through June 30, 2021, at William C. Overfelt and Mt. Pleasant High Schools.

City Year, shall implement its Whole School, Whole Child Model, which includes providing assistance to targeted students during classroom instruction, collaborating with teachers, and providing students who are basic, below basic, and far below basic with Tier 2 English and math interventions. City Year shall administer benchmark assessments of each student, three (3) times per year, in order to gauge student proficiency and track growth throughout the year for both English and math.

City Year’s Whole School, Whole Child Program Model leverages the unique assets of AmeriCorp Members to cover research-based, whole school supports and student interventions targeting the early warning indicators of poor attendance, unsatisfactory behavior, and course failure in English and math. This portfolio of services supports quality, data-driven instruction, deepens family and community engagement, and contributes to a culture of empowerment, achievement, and service. Corps members deliver these activities throughout the day, from before the first bell, through the conclusion of after-school. This provides a continuous, supportive presence throughout the day to build mutually supportive connections between students’ classroom learning and their before-and after-school experiences.

For the duration of this service agreement, City Year San Jose/Silicon Valley will provide in-school support as well as after-school programming for two (2) schools in the ESUHSD annually. The school support team will consist of the required number of AmeriCorps members. AmeriCorps Member deployment begins on the first day of classes, and continues through the end of each school year. In the 2018-2019 school year, City Year will deploy to William C. Overfelt and Mt. Pleasant High Schools. City Year will deploy two (2) Program Managers to oversee the AmeriCorps team members.

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City Year is committed to supporting ESUHSD's vision and goals of college and career readiness, improving student proficiency in math, English, and science, and increasing student's school engagement.

Selection Process

None

RECOMMENDATION

It is recommended that the Board of Trustees approve the service agreement between ESUHSD and City Year, Inc. San Jose/Silicon Valley for the implementation of City Year's Whole School, Whole Child Model for the contract term of July 1, 2018, through June 30, 2021, in the total agreement amount of \$1,200,000.00 and to execute change orders in accordance with Board Policy 3312.1.

6. Josephine M. Covarrubias dba JC Tech Solutions

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Rich Uribe Janice Unger Francine Brissey	June 3, 2018 – December 31, 2019	\$60,000.00 Adult Education	Adult Education/ Rich Uribe

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Josephine M. Covarrubias dba JC Tech Solutions. JC Tech Solutions will provide website management and development services for the Adult Education Program's website.

Selection Process

None

Recommendation

It is recommended that the Board of Trustees approve the contract service agreement with Josephine M. Covarrubias dba JC Tech Solutions, for web design and management for the Adult Education Programs, in the amount of \$60,000.00 for the term June 3, 2018, through December 31, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

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7. California Department of Education CSPP-7560-02 - Amendment No. 02

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Rich Uribe Janice Unger Francine Brissey	No Change	Amendment No. 02 \$120,349.00 Revenue	Child Development/ Rich Uribe

East Side Union High School District (ESUHSD) Administration is requesting that the Board of Trustees approve Amendment No. 02 of the revenue contract with California Department of Education CCSP-7560-02, to allow additional funding for Child Development.

On June 22, 2017, the Board of Trustees resolved (Board Resolution 2016/2017-40) to enter into the revenue contract CSPP-7560 with California Department of Education, in the amount of \$598,334.00. (Item No. 13.04)

On November 16, 2018, the Board of Trustees approved CSPP-7560-01 to the revenue contract with California Department of Education, for \$78,104.00. (Item No. 13.02)

CSPP-7560-02 will reflect an increase in the rate per child day of enrollment payable from \$45.73 to \$49.41. The total increase to CSPP-7560 will be \$120,349.00.

Original Amount	\$598,334.00
Amendment No. 01	\$78,104.00
Amendment No. 02	\$120,349.00
Total Amount	\$796,787.00

Selection Process

None

Recommendation

It is recommended that the Board of Trustees approve CSPP-7560-02 to the revenue contract, with California Department of Education, for increased revenue rates for the Child Development program, in the amount of \$120,349.00. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

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8. AVID Center

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Jenner Perez Janice Unger Francine Brissey	July 1, 2017 – June 30, 2018	\$42,772.00 Educational Administration	Calero, Evergreen Valley, Independence, Mt. Pleasant, Oak Grove, Piedmont Hills, Silver Creek, William C. Overfelt and Yerba Buena High Schools/ Instructional Services/ Jenner Perez

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the AVID College Readiness System Services and Products Agreement with AVID Center.

Calero, Evergreen Valley, Independence, Mt. Pleasant, Oak Grove, Piedmont Hills, Silver Creek, William C. Overfelt and Yerba Buena High Schools will each renew their memberships and weekly subscriptions to the AVID Center. This subscription provides the materials and training required to conduct AVID electives.

Selection Process

None

Recommendation

It is recommended that the Board of Trustees approve the AVID College Readiness System Services and Products Agreement with AVID Center, for AVID Subscriptions, in the amount of \$42,772.00 for the term July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

9. Grail Family Services

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Rich Uribe Janice Unger Francine Brissey	June 3, 2018 – May 24, 2019	\$35,000.00 Adult Education Block Grant	Adult Education/ Rich Uribe

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve the contract service agreement with Grail Family Services (GFS). GFS will provide childcare services for pre-school and toddlers of Adult Education students while they are attending English as a second language (ESL) classes provide by East Side Adult Education on the GFS Campus.

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Three GFS childcare members will be assigned to the childcare unit for four hours per day Monday through Thursday.

Selection Process

None

Recommendation

It is recommended that the Board of Trustees approve the contract service agreement with Grail Family Services for childcare services, in the amount of \$35,000.00, for the term of June 3, 2018, through May 24, 2019. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

10. Tasha's Training and Consulting - Change Order No. 02

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Janice Unger Francine Brissey	No Change	Change Order No. 02 \$30,000.00 Special Day Class	Instructional Services/ Special Services/ Barbara Moore

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 02 with Tasha's Training and Consulting to provide consulting services to staff in regards to Emotionally Disturbed (ED) students, training in mental health and ED, meeting with staff in regards to best practices, student assessments.

On January 18, 2018, the Board of Trustees approved the contract service agreement with Tasha's Training and Consulting, in the amount of \$25,000.00. (Item No. 18.01)

On June 7, 2018, the Board of Trustees approved Change Order No. 01, in the amount of \$10,000.00. (Item No. 13.01)

Change Order No. 02 will reflect an increase to Purchase Order No. 801866, due to an underestimate of annual usage of services for Tasha's Training and Consulting.

Original Amount	\$25,000.00
Change Order No. 01	\$10,000.00
Change Order No. 02	\$30,000.00
Total Amount	\$65,000.00

Recommendation

It is recommended that the Board of Trustees approve Change Order No. 02 to the Purchase Order No. 801866 with Tasha's Training and Consulting, staff consultation and training, and

EAST SIDE UNION HIGH SCHOOL DISTRICT
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 Contract(s) for Professional Services Over \$25,000

student assessments for emotionally disturbed children, in the amount of \$30,000.00, due to an underestimate of annual usage. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

11. SafeTrans Transportation, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julie Kasberger Janice Unger Francine Brissey	No Change	Change Order No. 01 \$116,390.00 Transportation-Special Ed	Transportation/ Eddie McCrary

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 01 with SafeTrans Transportation, Inc. to provide transportation services to special education pupils in accordance with their individualized education plan's (IEP's).

On June 22, 2017, the Board of Trustees approved RFP GP071617 Additional Transportation for Special Education Pupils, and awarded the contract to SafeTrans Transportation, Inc., in the amount of \$3,983,610.00. (Item No. 13.05)

Change Order No. 01 will reflect an increase to Purchase Order No. 800747, due to an underestimate of annual usage of transportation needs.

Original Amount	\$3,983,610.00
Change Order No. 01	\$116,390.00
Total Amount	\$4,100,000.00

Recommendation

It is recommended that the Board of Trustees approve Change Order No. 01 to the Purchase Order No. 800747 with SafeTrans Transportation, Inc., for additional Transportation of special education pupils, in the amount of \$116,390.00, due to an underestimate of annual usage. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting	Jun 21, 2018 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED
Category	15. FACILITIES/BOND - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION
Subject	15.02 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Julio Lucas, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, Capital Projects Purchasing Manager
Access	Public
Type	Action, Discussion
Recommended Action	It is recommended that the Board of Trustees 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.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Julio Lucas, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, Capital Projects Purchasing Manager

SUBJECT: Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000

The attachment for the bond/capital projects contract(s) over \$50,000 is being presented for Board review and approval.

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 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.

[2018 0621 Contract Over 50K.pdf \(155 KB\)](#)[Attachment A.pdf \(174 KB\)](#)[Attachment B.pdf \(283 KB\)](#)[Attachment C.pdf \(391 KB\)](#)[Attachment D.pdf \(611 KB\)](#)[Attachment E.pdf \(129 KB\)](#)[Attachment F.pdf \(201 KB\)](#)[Attachment G.pdf \(51 KB\)](#)[Attachment H.pdf \(52 KB\)](#)[Attachment I.pdf \(130 KB\)](#)[Attachment J.pdf \(201 KB\)](#)

Executive Content

Motion & Voting

It is recommended that the Board of Trustees 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.

Motion by Frank Biehl, second by Pattie Cortese.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

1. Flint Builders, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	December 11, 2015 through May 11, 2018 (extension through June 30, 2018)	\$141,065.00 (Not to exceed amount) Fund 23 - Measure E	Yerba Buena High School/ Facilities/Construction Tom Huynh, Principal Julio Lucas, Director Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 11 to Purchase Order 602168 for the increase to the design/build construction agreement for the YB New Student Union and Quad Modernization Project (Project No.: Z-060-601).

On December 10, 2015, the Board of Trustees approved a design/build construction agreement for the YB New Student Union and Quad Modernization Project with Flint Builders, Inc., in the amount of \$17,609,268.00. (Item No. 16.01)

On March 1, 2016, Change Order No. 01 to Purchase Order 602168 was issued to correct account object code and funding, no change to original amount of the contract.

On December 5, 2016, Change Order No. 02 to Purchase Order 602168 was issued due to the date for start of project on the NTP was prior to actual date of issuance of the NTP. Add twenty (20) calendar days to contract time.

On May 18, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 03, dated April 3, 2017 to Purchase Order 602168 increase per Proposed Change Order (PCOs) for the total amount of \$144,411.00. (Item No. 20.04)

On May 18, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 04, dated April 27, 2017 to Purchase Order 602168 increase per PCO's for the total amount of \$23,819.00. (Item No. 20.04)

On August 17, 2017, the Board of Trustees ratified the Construction Change Order Under \$175,000.00 report, Change Order No. 05, dated July 19, 2017, to Purchase Order 602168 increase per PCO's for the total amount of \$4,936.00. (Item No. 20.04)

On August 17, 2017, the Board of Trustees approved Change Order No. 06 to Purchase Order 602168 per PCO's for the total amount of \$127,203.00. (Item No. 15.02)

On October 12, 2017, the Board of Trustees approved Change Order No. 07 to Purchase Order 602168 per PCO's for the total amount of \$125,917.00. (Item No. 15.02)

On February 13, 2018, the Board of Trustees approved Change Order No. 08 to Purchase Order 602168 per PCO's for the total amount of \$168,207.00. (Item No. 15.03)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On March 22, 2018, the Board of Trustees approved Change Order No. 09 to Purchase Order 602168 per PCO's for the total amount of \$215,354.00. (Item 15.01)

On May 17, 2018, the Board of Trustees approved Change Order No. 10 to Purchase Order 602168 per PCO's for the total amount of \$520,552.00. (Item 15.02)

This Change Order No. 11 is for PCO's 042R2, 056, 057, 058, 059, 060, 061, 062, 063, and 064, for the total amount of \$141,065.00, which represents 8.4% in change orders to date for this project. (Attachment A)

Original Contract Amount	\$17,609,268.00
Previous Change Order Amounts	\$1,330,399.00
Contract Amount Prior to This Change Order	\$18,939,667.00
Change Order No. 11	\$141,065.00
Revised Contract Amount	\$19,080,732.00

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 11 to Purchase Order 602168 for design/build construction services with Flint Builders, Inc., for the YB New Student Union and Quad Modernization Project (Project No.: Z-060-601) in the increased amount of \$141,065.00 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

2. Kitchell CEM, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	November 20, 2015 through project completion	\$35,000.00 (Not to exceed amount) Fund 24 - Measure I Fund 23 – Measure E	Oak Grove High School/ Facilities/Construction Martha Brazil, Principal Julio Lucas, Director Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees ratify Amendment No. 02 and Change Order No. 02 to Purchase Order 602054 for the OG Site Infrastructure Improvements, OG New Student Center and Quad Renovation, OG Renovate Bld H1/H2 Restrooms, OG Replacement Security Fencing, OG Alternative Education Campus Improvements Project (Project No.: I-050-002, Z-050-601, Z-050-602, Z-050-603, E-050-008).

On November 19, 2015, the Board of Trustees approved and awarded the construction management agreement with Kitchell CEM, Inc. referencing RFP-09-15-16 for the Oak Grove High School Building A, 2nd Floor Student Center and Quads Modernization, Buildings H1/H2 Restrooms Modernization, and Security Fencing Upgrade and Miscellaneous Infrastructure Upgrades project (Project No.: I-050-002, Z-050-601, Z-050-602, Z-050-603) for an amount not to exceed \$458,592.00 (Item 20.02)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

Amendment No. 01 and Change Order No. 01 to Purchase Order 602054 was an internal change order and was needed to reallocate funding amount amongst the budget account lines to align with the invoices, no change to original amount of the contract.

This Amendment No. 02 and Change Order No. 02 to Purchase Order 602054 in the increased amount of \$35,000.00 is for the additional service to perform management and oversight of the KIPP move to Oak Grove, including Summit, that is scheduled from May 17, 2018 through July 27, 2018 including closeout phase. This amendment results from work items that were not part of the original scope of work. The additional scope of work may require subsequent design, bidding, construction coordination, site meetings and coordination with Maintenance and sign-off processes. (Attachment B)

Original Contract Amount	\$458,592.00
Previous Change Order Amounts	\$0.00
Contract Amount Prior to This Change Order	\$458,592.00
Change Order No. 02	\$35,000.00
Revised Contract Amount	\$493,592.00

RECOMMENDATION

It is recommended that the Board of Trustees ratify Amendment No. 02 and Change Order No. 02 to Purchase Order 602054 with Kitchell CEM, Inc. for the OG Site Infrastructure Improvements, OG New Student Center and Quad Renovation, OG Renovate Bld H1/H2 Restrooms, OG Replacement Security Fencing, OG Alternative Education Campus Improvements Project (Project No.: I-050-002, Z-050-601, Z-050-602, Z-050-603, E-050-008) in the increased amount of \$35,000.00 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

3. Aedis Architects

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	November 8, 2016 through project completion	\$6,825.00 (Not to exceed amount) Fund 24 - Measure I	William C. Overfelt High School/Facilities/Construction Vito Chiala, Principal Julio Lucas, Director Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees ratify Amendment No. 02 and Change Order No. 02 to Purchase Order 701810 for the WCO Music, Art and Administration New Building and Central Quad Modernization Project (Project No.: Z-040-602).

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On October 20, 2016, the Board of Trustees approved and awarded the criteria document architectural agreement with Aedis Architects, referencing RFP-07-16-17 for the WCO Music, Art and Administration New Building and Central Quad Modernization Project (Project No.: Z-040-602) for an amount not to exceed \$324,420.00 (Item 20.02)

Amendment No. 01 and Change Order No. 01 to Purchase Order 701810 was an internal change order that resulted from a mutual agreement to adjust the percentages on the Payment Schedule, Exhibit D, that was different from the original percentages agreed to for this project.

This Amendment No. 02 and Change Order No. 02 to Purchase Order 701810 in the increased amount of \$6,825.00 is for the A/E proposal review services for WCO Music, Art and Administration New Building and Central Quad Modernization Project per Request for Proposal (RFP), RFP-18-17-18. The scope of work to include scoring of two sets of submittal documents for design and construction of a multi-functional building and central quad at W.C. Overfelt High School and to review and score on categories as outlined in RFP-18-17-18. (Attachment C)

Original Contract Amount	\$324,420.00
Previous Change Order Amounts	\$0.00
Contract Amount Prior to This Change Order	\$324,420.00
Change Order No. 02	\$6,825.00
Revised Contract Amount	\$331,245.00

RECOMMENDATION

It is recommended that the Board of Trustees ratify Amendment No. 02 and Change Order No. 02 to Purchase Order 701810 with Aedis Architects for the WCO Music, Art and Administration New Building and Central Quad Modernization Project (Project No.: Z-040-602) in the increased amount of \$6,825.00 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

4. Colligo Systems, LLC

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Randy Phelps Janice Unger Tu Nguyen	Duration of project determined by District IT Staff and provider	\$280,631.54 (Not to exceed amount) Fund 22 - Measure Tech I	District Wide/Information Technology Randy Phelps, Chief Technology Officer

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees ratify Amendment No. 01 and Change Order No. 01 to Purchase Order 801892 for the District Wide (DW) Network Equipment Project (Project No.: IT-013-001).

On December 7, 2017, the Board of Trustees approved and awarded a contract service agreement and purchase order with Colligo Systems, LLC referencing RFB-01-17-18 for the DW Network Equipment (Switch Upgrade) Project to provide new CISCO products and installation (Item 15.01)

This Amendment No. 01 and Change Order No. 01 to Purchase Order 801892 in the increased amount of \$280,631.54 is for additional parts that are needed to fit the implementation from the original formal bid for CISCO products. (Attachment D)

Original Contract Amount	\$4,614,333.19
Previous Change Order Amounts	\$0.00
Contract Amount Prior to This Change Order	\$4,614,333.19
Change Order No. 01	\$280,631.54
Revised Contract Amount	\$4,894,964.73

RECOMMENDATION

It is recommended that the Board of Trustees ratify Amendment No. 01 and Change Order No. 01 to Purchase Order 801892 with Colligo Systems, LLC for the DW Network Equipment Project (Project No.: IT-013-001) in the increased amount of \$280,631.54 and authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

5. Gonsalves & Stronck Construction Company, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	May 9, 2015 through November 27, 2017 (extension through project completion)	\$49,670.00 (Not to exceed amount)	District Wide Julio Lucas, Director Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 10 to Purchase Order 603275 for design/build construction services with Gonsalves & Stronck Construction Company, Inc. for the DW Fire Alarm Project (Project No.: I-XXX-810) and to extend the Purchase Order completion date through project completion for close-out paperwork and final retention payment.

On April 21, 2016, the Board of Trustees approved a design/build construction agreement for the DW Fire Alarm Project with Gonsalves & Stronck Construction Company, Inc. in the amount of \$15,736,478.00 (Item 15.02)

On October 26, 2016, Change Order No. 01 to Purchase Order 603275 was issued to include funding source Fund 35 to the account, no change to original amount of the contract.

On March 23, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 02, dated January 30, 2017 to Purchase Order 603275 increase per Proposed Change Order (PCOs) for the total amount of \$10,958.00 (Item 20.03)

On March 23, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 03, dated January 30, 2017 to Purchase Order 603275 increase per PCOs for the total amount of \$27,127.00 (Item 20.03)

On March 23, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 04 dated March 9, 2017 to Purchase Order 603275, increase per PCOs for the total amount of \$22,450.00 (Item 20.03)

On May 18, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 05 dated April 27, 2017 to Purchase Order 603275, increase per PCOs for the total amount of \$6,239.00 (Item 20.04)

On August 17, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 06 dated July 19, 2017 to Purchase Order 603275, increase per PCOs for the total amount of \$12,138.00 (Item 20.04)

On August 17, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 07 dated July 19, 2017 to Purchase Order 603275, increase per PCOs for the total amount of \$7,005.00 (Item 20.04)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On September 19, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 08 dated August 24, 2017 to Purchase Order 603275, increase per PCOs for the total amount of \$7,682.00 (Item 20.03)

On October 12, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 09 dated September 22, 2017 to Purchase Order 603275, increase per PCOs for the total amount of \$41,453.00 (Item 20.03)

This Change Order No. 10 is for PCO's 04, 011, 022, 027, 028, 029, 031R, for the total amount of \$49,670.00, which represents 1.2% in change orders to date for this project and to extend the Purchase Order completion date through project completion for close-out paperwork and final retention payment. (Attachment E)

Original Contract Amount	\$15,736,478.00
Previous Change Order Amounts	\$135,052.00
Contract Amount Prior to This Change Order	\$15,871,530.00
Change Order No. 10	\$49,670.00
Revised Contract Amount	\$15,921,200.00

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 10 to Purchase Order 603275 for design/build construction services with Gonsalves & Stronck Construction Company, Inc. for the DW Fire Alarm Project (Project No.: I-XXX-810) in the increased amount of \$49,670.00 and to extend the Purchase Order completion date through project completion for close-out paperwork and final retention payment and authorize administration to execute change orders in accordance with Policy 3312.1.

6. Thompson Builders Corporation

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	May 12, 2017 through August 23, 2018	\$196,352.00 (Not to exceed amount) Fund 24, Measure I	James Lick High School/ Facilities/Construction David Porter, Principal Julio Lucas, Director Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 03 to Purchase Order 703615 for construction services with Thompson Builders Corporation for the JL Student Center & Quad Modernization and JL Site Infrastructure Improvements Project (Project No.: Z-030-601, I-030-003)

On April 13, 2017, the Board of Trustees approved a construction agreement for the JL Student Center & Quad Modernization and James Lick Site Infrastructure Improvements Project with Thompson Builders Corporation in the amount of \$10,975,000.00 (Item 20.03)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On February 13, 2018, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 01 dated January 23, 2018 to Purchase Order 703615, increase per PCOs for the total amount of \$16,885.00 (Item 20.03)

On March 22, 2018, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 02 dated February 16, 2018 to Purchase Order 703615, increase per PCOs for the total amount of \$54,020.00 (Item 20.04)

This Change Order No. 03 is for PCO's 027R2, 029R2, 039, 040R1, 042, 046R1, 047, 049, 053, 054, 055, 058, and 061, for the total amount of \$196,352.00, which represents 2.4% in change orders to date for this project. (Attachment F)

Original Contract Amount	\$10,975,000.00
Previous Change Order Amounts	\$70,905.00
Contract Amount Prior to This Change Order	\$11,045,905.00
Change Order No. 03	\$196,352.00
Revised Contract Amount	\$11,242,257.00

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 03 to Purchase Order 703615 for construction services with Thompson Builders Corporation for the JL Student Center & Quad Modernization and JL Site Infrastructure Improvements Project (Project No.: Z-030-601, I-030-003) in the increased amount of \$196,352.00 and authorize administration to execute change orders in accordance with Policy 3312.1.

7. Williams Scotsman

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	(18) month lease term February 28, 2016 through August 28, 2017 (term extension to April 10, 2018)	\$11,159.78 (Not to exceed amount) Fund 23, Measure E	Independence High School (IAC)/Facilities/Construction Julio Lucas, Director of Construction, Maintenance, and Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 03 to Purchase Order 602028 for the IH IAC Portable Village Project (Project No. E-065-007)

On February 12, 2015, the Board of Trustees approved a (18) month lease agreement for (5) classroom portables with Williams Scotsman for the final negotiated amount of \$82,165.30 (Item 21.02)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On August 18, 2016, the Board of Trustees ratified Amendment/Change Order No. 01 to Purchase Order 602028 for adding tax to the initial cost, which was to be determined upon invoice receipt per lease agreement in the amount of \$3,455.05 (Item 15.01)

On January 18, 2018 Amendment/Change Order No. 02 to Purchase Order 602028 is to extend rental of the (5) classroom portables for temporary housing with Williams Scotsman, term extension to April 10, 2018 in the amount of \$12,000.00 (Item 15.01)

This Amendment/Change Order No. 03 is for damage charges of five (5) portables, Unit Numbers: CPX-65912, CPX-65914, CPX-65910, CPX-65911, and CPX-65913 in the amount of \$11,159.78 (Attachment G)

Original Contract Amount	\$82,165.30
Previous Change Order Amounts	\$15,455.00
Contract Amount Prior to these Change Orders	\$97,620.35
Change Order No. 03	\$11,159.78
Revised Contract Amount	\$108,780.13

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 03 to Purchase Order 602028 Williams Scotsman for the IH IAC Portable Village Project (Project No. E-065-007) in the increased amount not to exceed \$11,159.78 and authorize Administration to execute change orders in accordance with Board Policy 3312.1

8. Williams Scotsman

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	(18) month lease term April 8, 2015 through December, 2016 (term extension to March 25, 2018)	\$37,053.87 (Not to exceed amount) Fund 23, Measure E	Independence High School (IAC)/Facilities/Construction Julio Lucas, Director of Construction, Maintenance, and Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 04 to Purchase Order 502922 for the IH IAC Portable Village Project (Project No. E-065-007)

On February 12, 2015, (Item 16.03) the Board of Trustees awarded a lease agreement (Lease Agreement Q536074 Rev. 1) with Williams Scotsman in the amount not to exceed \$228,890.72 using piggyback contract #800-782-1500, No. 2010-0002 from Los Alamitos USD.

On August 04, 2016, Staff issued Change Order No. 01 to Purchase Order 502922 to correct estimated payable (current liabilities) set up for FY 14/15 that was over stated by \$10,125.00. EP (estimated payable) was closed and the amount was put back into the PO.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On May 18, 2017 (Item 15.01) the Board of Trustees approved Amendment/Change Order No. 02 to Purchase Order 502922 to extend the term of the lease to December 25, 2017 and increase purchase order monthly lease payments by (12) months due to modernization of campus buildings are not ready until December 2017.

On February 13, 2018, Board approved Amendment/Change Order No. 03 to Purchase Order 502922 to extend rental of the (2) classroom portables for temporary housing with Williams Scotsman, term extension to March 25, 2018 and increase the purchase order in the amount of \$1,400.00 (Item 15.03)

This Change Order No. 04 is for damage charges of seventeen (17) portables, Unit Numbers: CPX-76948, CPX-67011, CPX-67034, CPX-76603, CPX-65139, CPX-65415, CPX-81842, CPX-65414, CPX-65410, CPX-65190, CPX-65118, CPX-76947, CPX-76946, CPX-65210, CPX-65397, CPX-65411, and CPX-65506 in the amount of \$37,053.87. (Attachment H)

Original Contract Amount	\$228,980.72
Previous Change Order Amounts	\$54,315.00
Contract Amount Prior to these Change Orders	\$284,605.72
Change Order No. 04	\$37,053.87
Revised Contract Amount	\$321,659.59

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 04 to Purchase Order 502922 with Williams Scotsman for the IH IAC Portable Village Project (Project No. E-065-007) in the increased amount not to exceed \$37,053.87 and authorize Administration to execute change orders in accordance with Board Policy 3312.1

9. Thompson Builders Corp

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	June 15, 2017 through July 9, 2018	\$145,351.00 (Not to exceed amount) Fund 23, Measure E Fund 24, Measure I	James Lick High School/Facilities/Construction Traci Williams, Principal Julio Lucas, Director of Construction, Maintenance, and Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees approve Change Order No. 02 to Purchase Order 703868 for construction services with Thompson Builders Corporation for the PH New CR Building D1 & D2 Project (Project No.: Z-045-602)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On May 18, 2017, the Board of Trustees approved a construction agreement for the PH New CR Building D1 & D2 Project with Thompson Builders Corporation in the amount of \$11,055,000.00. (Item 20.05)

On May 17, 2018, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 01 dated April 20, 2018 to Purchase Order 703868, increase per PCOs for the total amount of \$103,558.00 (Item 20.05)

This Change Order No. 02 is for PCO's 044 and 045, for the total amount of \$145,351.00, which represents 2.3% in change orders to date for this project. (Attachment I)

Original Contract Amount	\$11,055,000.00
Previous Change Order Amounts	\$103,558.00
Contract Amount Prior to This Change Order	\$11,158,558.00
Change Order No. 02	\$145,351.00
Revised Contract Amount	\$11,303,909.00

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 02 to Purchase Order 703868 for construction services with Thompson Builders Corporation for the PH New CR Building D1 & D2 Project (Project No.: Z-045-602) in the increased amount of \$145,351.00 and authorize administration to execute change orders in accordance with Policy 3312.1.

10. CRW Industries

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Janice Unger Tu Nguyen	April 10, 2017 through September 1, 2017 (extension through project completion)	(\$-5,575.00) (Not to exceed amount) Fund 23, Measure E Fund 24, Measure I	Foothill High School/ Facilities/Construction George Sanchez, Principal Julio Lucas, Director of Construction, Maintenance, and Facilities

East Side Union High School District (ESUHSD) administration is requesting that the Board of Trustees ratify Change Order No. 04 to Purchase Order 703018 for construction services with CRW Industries, Inc. for the FH Quad Upgrade, FH Hooper Hall Modernization, and FH Site Infrastructure Improvements Project (Project No.: Z-005-601, Z-005-602, I-005-002) and to extend the Purchase Order completion date through project completion for close-out paperwork and final retention payment.

On February 16, 2017, the Board of Trustees approved a construction agreement for the FH Quad Upgrade, FH Hooper Hall Modernization, and FH Site Infrastructure Improvements Project with CRW Industries, Inc. in the amount of \$1,385,034.00 (Item 20.04)

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contract(s) for Professional Services Over \$50,000.00

On August 17, 2017, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 01 dated August 20, 2017 to Purchase Order 703018, increase per PCOs for the total amount of \$97,630.00 (Item 20.04)

On January 18, 2018, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 02 dated December 13, 2017 to Purchase Order 703018, increase per PCOs for the total amount of \$12,928.00 (Item 20.02)

On May 17, 2018, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 03 dated April 12, 2018 to Purchase Order 703018, increase per PCOs for the total amount of \$16,203.00 (Item 20.05)

On June 7, 2018, the Board of Trustees ratified Construction Change Order Under \$175,000.00 report, Change Order No. 05 dated May 14, 2018 to Purchase Order 703018, increase per PCOs for the total amount of \$1,011.00 (Item 20.05)

This Change Order No. 04 is for PCO's 023R, 029, and 030, for the total amount of (-\$5,575.00), which represents 8.7% in change orders to date for this project and to extend the Purchase Order completion date through project completion for close-out paperwork and final retention payment. (Attachment J)

Original Contract Amount	\$1,385,034.00
Previous Change Order Amounts	\$127,772.00
Contract Amount Prior to This Change Order	\$1,512,806.00
Change Order No. 04	(-\$5,575.00)
Revised Contract Amount	\$1,507,231.00

RECOMMENDATION

It is recommended that the Board of Trustees ratify Change Order No. 04 to Purchase Order 703018 for construction services with CRW Industries, Inc. for the FH Quad Upgrade, FH Hooper Hall Modernization, and FH Site Infrastructure Improvements Project (Project No.: Z-005-601, Z-005-602, I-005-002) in the decreased amount of (-\$5,575.00) and to extend the Purchase Order completion date through project completion for close-out paperwork and final retention payment and authorize administration to execute change orders in accordance with Policy 3312.1.



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Agenda Item Details

Meeting	Jun 21, 2018 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED
Category	18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR
Subject	18.06 Ratify/Approve 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 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

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing

SUBJECT: Ratify/Approve 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 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.

2018 0621 Prof Serv Contracts Under \$25K.pdf (83 KB)

Executive Content

Motion & Voting

It is recommended that the Board of Trustees ratify the projects contract(s) for professional services at or below \$25,000 presented 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 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 Lan Nguyen, second by Pattie Cortese.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Contract(s) for Professional Services at or Below \$25,000

A Conflict of Interest Statement has been collected for each service contract listed below.

Consultant	Contract Period	Contract Amount/ Funding Source	PO Number	Location of Services	Description of Services	Date Contract Assigned
Bureau of Education & Research	July 28, 2018	\$6,443.00/ Principal	803478	Santa Teresa	Provide a presentation of "Practical Teaching Strategies for Block Scheduling Classes" for a maximum of 5 hours.	May 29, 2018
Franklin McKinley School District (FMSD)	July 1, 2018 – June 30, 2019	\$1,000.00 Revenue	-	Education Center	ESUHSD will provide transportation services, as needed and as possible, to FMSD.	July 1, 2018
Melissa Jakubowitz dba eLiveNov	April 30, 2018 – June 30, 2018	\$24,999.00/ Special Services	803539	Education Center	Provide speech assessments for ESUHSD students per IEP requirements.	June 5, 2018
Pacific Education Group Inc.	May 31, 2018	\$6,000.00/ Prof Dev.	803491	Education Center	Provide full day of Introduction to Courageous Conversation Seminar for up to 80 participants at ESUHSD.	May 30, 2018
Sino Language & Beyond	January 22, 2018 – June 30, 2018	\$15,000.00/ Foreign Exchange Student Program	803442	Education Center	Provide services for the International Student Program for the 2017-18 school year recruitment campaign in China.	May 24, 2018



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Agenda Item Details

Meeting	Jun 21, 2018 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED
Category	20. FACILITIES/BOND - CONSENT/ACTION CALENDAR
Subject	20.02 Ratify 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

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Julio Lucas, Director of Construction, Maintenance, and Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Tu Nguyen, Capital Projects Purchasing Manager

SUBJECT: Ratify 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.

2018 0621 Prof Serv Contract Under 50K.pdf (77 KB)

Executive Content

Motion & Voting

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 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 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 Lan Nguyen, second by Pattie Cortese.

Final Resolution: Motion Carries

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contracts for Professional Services At or Below \$50,000.00

Consultant	Contract Period	Contract Amount	Purchase Order Number / Contract Number (CP)	Location of Services	Project Number / Project Name	Description of Services	Date Purchase Order Assigned
Tri County Building Maintenance	May 29, 2018 through project completion	\$1,210.00	803462 / CP2648	Foothill High School	Z-005-602 / FH Hooper Hall Modernization (Cleaning)	Consultant to provide the following scope of work: Perform deep cleaning for (2) food drawer warmers, (1) commercial refrigerator, (1) stainless steel table. Clean and sanitize equipment to make sure equipment is free of all residue and grease build up.	May 29, 2018
Furman Construction Inspection, Inc.	May 29, 2018 through project completion	\$21,000.00	803458 / CP2636	Mount Pleasant High School	Z-035-601 / MP New Student Center & Quads	Consultant to provide the following scope of work: Extension of time for project inspection services for the Mount Pleasant New Student Center & Quads project. Reference Original Purchase Order No. 703839, RFP-43-16-17 and Purchase Order No. 801973 (Contract term from December 22, 2017 through January 15, 2018). This extension for additional inspection of time will cover February of 2018 through June of 2018.	May 29, 2018

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contracts for Professional Services At or Below \$50,000.00

Consultant	Contract Period	Contract Amount	Purchase Order Number / Contract Number (CP)	Location of Services	Project Number / Project Name	Description of Services	Date Purchase Order Assigned
Furman Construction Inspection, Inc.	May 29, 2018 through project completion	\$3,000.00	803459 / CP2568	Mount Pleasant and Santa Teresa High School	Z-052-993 / District Program Cost (MP Bld 1209 Relocatable CR Phase III and ST-PHX Bld T)	Consultant to provide the following scope of work: Provide all required Division of State Architect project inspections for closeout of two relocatable classrooms (DSA No. 01-65885 at Mount Pleasant High School and DSA No. 01-101643 at Santa Teresa (Phoenix) High School.	May 29, 2018
Environmental Remediation Technologies (ERT)	May 23, 2018 through project completion	\$8,400.00	803411 / CP2518	Oak Grove High School	Z-050-601 / OG New Student Center & Quad Reno	Consultant to provide the following scope of work on time and materials basis: Provide abatement monitoring services for the canopy located in the quad at Oak Grove High School.	May 23, 2018
Santa Clara County Office of Education (SCCOE)	July 1, 2018 through June 30, 2019	\$11,000.00	803507 / CP2625	District Wide	IT-013-001 / DW Network Equipment	Memorandum of Understanding for provision of annual technical services between Santa Clara County Office of Education and East Side Union High School District.	June 1, 2018

EAST SIDE UNION HIGH SCHOOL DISTRICT

Board Meeting of June 21, 2018

Bond/Capital Projects Contracts for Professional Services At or Below \$50,000.00

Consultant	Contract Period	Contract Amount	Purchase Order Number / Contract Number (CP)	Location of Services	Project Number / Project Name	Description of Services	Date Purchase Order Assigned
Accelatron	June 1, 2018 through project completion	\$9,945.00	803508 / CP2620	District Wide	IT-013-004 / DW Professional Services	Consultant to provide the following scope of work: Integrate Filemaker to help maintain data flow. Contract is for 117 service hours at the rate of \$85.00 per hour.	June 1, 2018
Ideal Computer Services, Inc.	July 1, 2018 through June 30, 2019	\$9,306.00	803512 / CP2622	District Wide	IT-013-005 / DW License & Renewal	Contract renewal for the E3000 N4000 system at a monthly rate of \$625.50 per Exhibit/Contract No.: 11738 dated April 30, 2018 Support renewal for Softline E3000 N4000 at a monthly rate of \$150.00 per Exhibit/Contract No.: 11350 dated April 30, 2018	June 1, 2018
Harris School Solutions	Not Applicable (N/A)	\$1,400.00	803513 / CP2644	District Wide	IT-013-005 / DW License & Renewal	Add feature to optionally count number of issued warrants and direct deposit when in signature mode. This feature has to be assed as a customer selected because the current format without counts used by customers.	June 1, 2018