

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

AGENDA
May 18, 2017

AMENDED #3

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meeting of the Board of Trustees, please contact the office of the District Superintendent at (408) 347-5010. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.

Closed Session will begin at 4:30 P.M.

The Regular Meeting of the Board of Trustees will begin at 4:30 p.m. in the Board Room of the Education Center. Anyone wishing to address the Board regarding Closed Session items may speak at this time. The Board will then adjourn to Closed Session in the Superintendent's Conference Room.

1. Call to Order/ Roll Call

1.01 Roll Call

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

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 6:30 p.m.)
SEE ITEM 2 ON AGENDA (CLOSED SESSION)

Closed Session

2.01 Mindfulness

2.02 Expulsion(s):

- 16-17-017
- 16-17-018



2.03 Public Employee Performance Evaluation
(Government Code Section 54957)

- Superintendent
- Senior Manager of Internal Controls

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

- Principal (1)
- Associate Principal (3)
- Dean (1)
- Director of Construction, Maintenance and Facilities (1)
- Coordinator of Student Services (1)

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

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 D. Nguyen; and,
- Claim for Damages of K. Murphy; and,
- Six (6) Potential Cases



3. Resume Open Session at Approximately 6:30 P.M. – Education Center Board Room

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.

3.01 Pledge of Allegiance

4. Welcome and Explanation to Audience

4.01 Information explaining Board meeting procedures and how citizens can address the Board will be read. Written information is located near the entrance to the Board Room.

5. 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)

6. Board Special Recognition(s)

6.01 National Model United Nations Conference Award of Excellence: Santa Teresa High School - Second Place Winners

- Katie Baker, Director-General for IRC
- Ankita Bhat, Secretary-General for IRC
- Pardis Bidohkti
- Garrett Davies
- Kavina Desai
- Isha Gonugunta
- Apurva Prasad
- Eli Tye
- Peter Williams

6.02 National Japan Bowl First Place Winners: Japanese 2 Team - Silver Creek High School

- Tien Ly
- Han Nguyen
- Ella Quebral



- 6.03 Oak Grove High School Science Club "Making an initiative to create the next generation of scientists of America"
- Michael Pham
 - Thomas Thach
 - Daijunay Turner
 - Harlan Wiitala
 - Jennifer Claudio, Teacher
- 6.04 Teen Animation Festival International 2017 Screening of Film and Selected as Finalist
- Diana Luna Lozada, Mt. Pleasant High School
- 6.05 Transformational Learning Project – Presented by Glenn Vander Zee, Associate Superintendent of Educational Services, Teresa Marquez, Director of Professional Development and Instructional Services, and Melissa Wheeler, Teacher on Special Assignment - Social Emotional Learning and Mindfulness

7. Student Board Liaisons (5 minutes each)

No Items on Calendar Under this Section

8. Public Hearing(s) - Operational Items/Board Discussion and/or Action

- 8.01 Hold a Public Hearing at Approximately 6:45 p.m. on a Charter Renewal Petition for KIPP East Side High School submitted by KIPP Bay Area Schools - Glenn Vander Zee, Associate Superintendent of Educational Services, Kirsten King, Director of Assessment & Accountability, and Lucretia Peebles, Ph.D., Administrator for Charter School Oversight
- 8.02 Hold Public Hearing at Approximately 6:50 p.m. to Receive and Sunshine the Initial Proposal for Contract Reopeners for 2017-2018: From California School Employees Association, Chapter 187 to East Side Union High School District - Cari Vaeth, Associate Superintendent of Human Resources
- 8.03 Hold Public Hearing at Approximately 6:55 p.m. Regarding the Proposed Adoption of the Initial Proposal for Contract Reopeners for 2017-2018: From East Side Union High School District to California School Employees Association, Chapter 187 - Cari Vaeth, Associate Superintendent of Human Resources
- 8.04 Discussion and/or Action Regarding the Proposed Adoption of the Initial Proposal for Contract Reopeners for 2017-2018: From East Side Union High School District to California School Employees Association, Chapter 187 - Cari Vaeth, Associate Superintendent of Human Resources



- 8.05 Hold Public Hearing at Approximately 7:00 p.m. to Receive and Sunshine the Initial Proposal for Successor Contract: From San Jose Federation of Teachers Local 957, AFT, AFL-CIO to East Side Union High School District - Cari Vaeth, Associate Superintendent of Human Resources
- 8.06 Hold Public Hearing at Approximately 7:05 p.m. Regarding the Proposed Adoption of the Initial Proposal for Successor Contract: From East Side Union High School District to the San Jose Federation of Teachers Local 957, AFT, AFL-CIO - Cari Vaeth, Associate Superintendent of Human Resources
- 8.07 Discussion and/or Action Regarding the Proposed Adoption of the Initial Proposal for Successor Contract: From East Side Union High School District to the San Jose Federation of Teachers Local 957, AFT, AFL-CIO - Cari Vaeth, Associate Superintendent of Human Resources

9. Special Order of Business – Operational Items/Board Discussion and/or Action

- 9.01 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.
- 9.02 Presentation, Discussion and/or Action to Receive and Adopt Resolution #2016/2017-34 Authorizing the Issuance and Sale of General Obligation Bonds, 2016 Election, Series A, In The Principal Amount of Not to Exceed \$72,000,000, and Approving Documents and Official Actions Relating Thereto - Marcus Battle, Associate Superintendent of Business Services, Dale Scott, President, Dale Scott and Company, and Charles F. Adams, Jones Hall
- 9.03 Presentation, Discussion and/or Action to Adopt Proposed Facilities Master Plan - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Interim Director of Capital Planning and Design, John Diffenderfer, AIA LEED AP O+M BD+C, Principal, AEDIS Architects, and Anna Harrison, ASID LEED AP, Senior Design Strategist, AEDIS Architect

10. Public Members who wish to Address the Board of Trustees

Members of the public may address the Board on any subject not on tonight’s agenda; however, provisions of the Brown Act (Government Code Section 54954.2(a) and 54954.3) preclude any action. As an unagendized item, no response is required from the Board or District staff and no action can be taken; however, the Board may instruct the Superintendent to agendize the item for a future meeting.

Any person may address the Board on any item on the meeting agenda. Persons wishing to address the Board must fill out a 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.



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

- 11.01 Discussion and/or Action to Adopt Proposed 2017-2018 Board Meeting Calendar - Chris D. Funk, Superintendent
- 11.02 Discussion, Consideration and/or Action regarding Opposition to Assembly Bill 807 (re: Daylight Savings Time) - Frank Biehl, Board President

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

- 12.01 Presentation and Discussion regarding the Local Control and Accountability Plan (LCAP) - Glenn Vander Zee, Associate Superintendent of Educational Services
- 12.02 Discussion and/or Action to Receive First Reading and Adopt Proposed Amendments to Board Policy 1312.3 Uniform Complaint Procedures, and to Waive Board Bylaw 9310 Requiring Second Reading of Proposed New or Amended Board Policy - Glenn Vander Zee, Associate Superintendent of Educational Services

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

- 13.01 Adopt Resolution #2016/2017-35 Approving Facilities Use Agreement between the East Side Union High School District and the Foundation for Hispanic Education Luis Valdez Leadership Academy - Marcus Battle, Associate Superintendent of Business Services, and Julio Lucas, Interim Director of Capital Planning and Design
- 13.02 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, André Bell, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

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

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

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

- 15.01 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Interim Director of Capital Planning and Design, André Bell, Director of Purchasing and Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager
- 15.02 Discussion and/or Action to Approve Track and Field improvements at Santa Teresa High School - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Interim Director of Capital Planning and Design, André Bell, Director of Purchasing and Capital Accounting, Abbas Daenabi, Deputy Bond Program Manager, SGI, Greg Louie, Principal Santa Teresa High School



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.

16. Board of Trustees / Superintendent - Consent / Action Calendar

- 16.01 Approve Minutes of March 9, 2017, Study Session/Workshop
- 16.02 Approve Minutes of March 23, 2017, Regular Board Meeting

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

- 17.01 Ratify/Approve School Field Trips
- 17.02 Approve Student Names for the Go-For-It Scholarship Recipients

18. Business Services - Consent / Action Calendar

- 18.01 Approve Award of Bids and Request for Proposals
- 18.02 Ratify/Approve CUPCCAA Informal General Purchasing Project(s)
- 18.03 Ratify/Approve Change Orders to Purchase Orders
- 18.04 Ratify/Approve Contract(s) for Professional Services At or Below \$25,000
- 18.05 Accept Warrant Register for the Month of April, 2017
- 18.06 Approve Budget Transfers for the Month of April, 2017
- 18.07 Approve Purchase Orders Dated March 24, through May 1, 2017

19. Human Resources - Consent / Action Calendar

- 19.01 Ratify/Approve Classified Personnel Actions Presented May 18, 2017
- 19.02 Ratify/Approve Certificated Personnel Actions Presented May 18, 2017
- 19.03 Ratify/Approve Student Aide Personnel Actions Presented May 18, 2017



20. Facilities - Consent / Action Calendar

- 20.01 Approve the Capital Program Budget Adjustment Report
- 20.02 Ratify Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000
- 20.03 Ratify 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 Award of Bids and Request for Proposals for Bond/Capital Projects

21. Written Reports/Recommendation

- 21.01 Receive Second Interim Financial Report Certification Letter from Santa Clara County Office of Education for the 2016 - 2017 Fiscal Year
- 21.02 Receive Quarterly Report on the County of Santa Clara Treasury Investment Portfolio as of December 31, 2016
- 21.03 Receive Bond Staffing Report

22. Future Agenda Items

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

Frank Biehl, Board President

Item	Date (tentative)	Type
Foreign Exchange Program <ul style="list-style-type: none">• Criteria• Process	June <i>(Annually)</i>	Presentation/Discussion
Bond Projects	TBD	Report

J. Manuel Herrera, Board Vice President

Item	Date (tentative)	Type
STEAM	TBD	Presentation/Discussion
IPC Annual Update <ul style="list-style-type: none">• Activities To-Date	Annually <i>(beginning February 2018)</i>	Presentation/Discussion



Pattie Cortese, Board Clerk

Item	Date (tentative)	Type
Teen Parents <ul style="list-style-type: none"> • Education • Support • Child Care at James Lick HS 	August, 2017	Presentation/Discussion
Community Liaisons vs. PCIS and Attendance Clerks <ul style="list-style-type: none"> • Delineation of Roles and Expectations and How they Work Together 	TBD	Presentation/Discussion

Van Le, Board Member

Item	Date (tentative)	Type
Failed Courses	Twice Year: November & March	Report
Accel Program	June 8, 2017	Report
Challenge Exams for Course Advancement	August, 2017	Report
Grading Policy	Fall, 2017	Presentation/Discussion
Role of PCIS vs. Liaisons <ul style="list-style-type: none"> • Ethnicity/Diversity compared to Site Enrollment • Roles and Responsibilities 	TBD	Presentation/Discussion
Adult Education	TBD	Report

Lan Nguyen, Board Member

Item	Date (tentative)	Type
After School Programs	August, 2017	Presentation/Discussion



22.03 Annual Governance Calendar

July
Summer School Program (concludes session)
Summer School Graduation

August
Board Members' Expenses Report (Apr/May/June)
Expulsion Hearing Panel Committee
First Day of School
Superintendent's Annual Evaluation
Williams Quarterly Report

September
Board Retreat
Board Study Session/Workshop
College Night
Conflict of Interest/Board Policy (updates)
Public Hearing and Adoption: Gann Spending Limit
Public Hearing: Sufficiency or Insufficiency of Textbooks
Receive Annual Developer Fees Report
Unaudited Actuals

October
Board Members Expenses' Report (July/Aug/Sept)
Bond Program Presentation
Solar Energy Presentation
Student Achievement Presentation
Williams Quarterly Report

November
Board Study Session/Workshop
Election Orientation for New Board Members

December
Annual Organizational Board Meeting
CSBA Annual Conference
Election Orientation for New Board Members
End of First Semester
First Interim Report

January
Audit Report
Board Audit Committee Selections/Appointments
Board Members' Expenses Report (Oct/Nov/Dec)
Board Retreat
Financial & Performance Audit Report for Bond Measures
Magnet Night
Martin Luther King, Jr. Writing, Art & Multi-Media Awards Ceremony & Reception
Master Business Relationship Agreement between East Side Union High School District and Metropolitan Education District
Policies & ByLaws (Begin Review by Series)
Sports Recognitions (Fall)
Technology Report
Williams Quarterly Report

February
African American Students Achievement Awards
Audit Committee Charter Amendment(s)
CSBA Delegate Assembly Election
Non-Re-Elects
Safety Plan Goals for Each Site
State of the District

March
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

April
Board Members' Expenses Report (Jan/Feb/Mar)
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

May
Asian American/Pacific Islander History Month: Poster & Essay Contest Awards/Celebration
Board Self-Evaluation
Board Study Session/Workshop
Budget (Preliminary/Draft) Presentation
Employee Recognition Event
Graduations
Honor Nights
Last Day of School
Preliminary Review of Proposed LCAP

June
Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)
Budget Adoption (second June Board Meeting)
Budget Advisory Committee: Nominate and Appoint Board Representatives (2) and Alternative Board Representative (1) (2 year term, fiscal year)
Employee Retirement Celebration
ESTA Safety Survey
Master Contracts for Capital Projects
Plan for Expelled Youth (due every three years – next due date: 2018)
Program Improvement Update
Safety Plan Assessment for Each School
Single Plan for Student Achievement (SPSA) for Each School
Sports Recognitions (Winter/Spring)
Summer School Program (session begins)

23. Board of Trustees/Superintendent Communications/Comments

23.01 Board of Trustees

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

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

