

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

AGENDA
August 23, 2007

Amended

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 5:30 P.M.

The Regular Board Meeting will begin at **5:30** p.m. in the Board Room. 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

- 1.1 Roll Call
- 1.2 Announcement and Public Comment regarding Items to be discussed in Closed Session (*Government Code §54957.7*)
- 1.3 Recess to Closed Session (Open Session will resume at the end of Closed Session in the Board Room at approximately 6:00 p.m.)
SEE ITEM 11 ON AGENDA (CLOSED SESSION)

Open Session 6:00 P.M. – Board Room

2. Pledge of Allegiance

3. Welcome and Explanation to Audience

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

4. Consideration of Proposed Amendments to Agenda

5. Board Special Recognition(s)

6. Public Members Who Wish to Address the Board of Trustees

7. Student Board Liaisons

8. Operational Items/Board Discussion and/or Action

- 8.1 Citizens Bond Oversight Committee (CBOC) Update – Alan Garofalo, Associate Superintendent of Student Services and Facilities and John Moore, Measure G, Chairperson Citizens Bond Oversight Committee
- 8.2 Adopt Resolution #2007/2008-01 To Authorize participation in the Self-Insured Schools of California (SISC) Governmental Accounting Standards Board (GASB) 45 Trust – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 8.3 Adopt Resolution #2007/2008-02 An Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546 – Jerry Kurr, Associate Superintendent of Administration and Business Services

- 8.4 Approve Resolution #2007/2008-03 Approving Authorized Signatures – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 8.5 Adopt Resolution #2007/2008-04 To Issue Tax and Revenue Anticipation Notes for Fiscal Year 2007-2008 – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 8.6 Adopt Resolution # 2007-2008-05 California State Department of Child Development Grant for 2007-2008 Contract #CCAP-7424 - Infant Toddler – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 8.7 Adopt Resolution # 2007-2008-06 California State Department of Child Development Grant for 2007-2008 Contract #CCTR-7413 for General Child Care and Development Program – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 8.8 Adopt Resolution # 2007-2008-07 California State Department of Child Development Grant for 2006 thru 2009 Contract #CRPM-6135 for Facilities Renovation and Repair – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 8.9 Adopt Resolution # 2007-2008-08 California State Department of Child Development Grant for 2006 thru 2009 Contract #CSCC-7282 for Child Care and Development Resource Program – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 8.10 Adopt Resolution #2007-2008-9 Nominations CSBA 2007 Outstanding Legislator of the Year – Bob Nunez, Superintendent
- 8.11 Appoint Board Subcommittee for Land and Facilities – George Shirakawa, President Board of Trustees and Bob Nuñez, Superintendent
- 8.12 Approve Variable Term Waiver Request for a Certificated Employee – Dan Moser, Associate Superintendent of Instruction and Human Relations – **Attachment D**
- 8.13 Approve Provisional Internship Permit Requests for Certificated Employees – Dan Moser, Associate Superintendent of Instruction and Human Relations – **Attachment E**
- 8.14 Contracts for Professional Services – Jerry Kurr, Associate Superintendent of Administration and Business Services – **Attachment B**
- 8.15 Memoranda of Understanding – Jerry Kurr, Associate Superintendent of Administration and Business Services – **Attachment C**

9. Attachment A - Consent Calendar Items

See Attachment A

10. Written Reports/Recommendation

- 10.1 Quarterly Report on Santa Clara County Treasury Investment Portfolio Status as of June 30, 2007 – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 10.2 Receive Williams Settlement Uniform Complaints Report for Period covering April 1, 2007 through June 30, 2007 as required by EC 35186 (Williams Settlement Legislation SB550 and AB2727) – Dan Moser, Associate Superintendent of Instruction and Human Relations

11. Board of Trustees/Superintendent Communications/Comments

- 11.1 Board of Trustees
- 11.2 Bob Nuñez, Superintendent
 - Academic Master Plan Update

12. Closed Session

- 12.1 EXPULSIONS (None)
- 12.2 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
(Government Code §Section 54957)
- 12.3 CONFERENCE WITH LABOR NEGOTIATORS
(Government Code §Section 54957.6)
Agency Designated Representatives: Bob Nuñez, Superintendent
Jerry Kurr, Associate Superintendent of Administration and Business Services
Dan Moser, Associate Superintendent of Instruction and Human Relations
Cathy Giammona, Director of Human Resources

Vida Branner-Siders, Director of Compensation and Classified Employee Relations

Employee Organizations:

American Federation of Teachers (AFT)

California School Employees Association (CSEA)

East Side Teachers Association (ESTA)

- 12.4 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code: Claim for Damages of J. Bernal against ESUHSD and Claim for Damages of S. Ly against ESUHSD, and one potential case.

CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION

Sub Division (a) of Section 54956.9 of the Government Code: California Office of Administration Hearings Case Number N2007070130

- 12.5 PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(*Government Code § Section 54957*)

- Superintendent

- 12.6 PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT
(*Government Code § Section 54957*)

13. Report Closed Session Action(s)

14. Adjournment

Attachment A - Consent Calendar

9. Superintendent asserts that the attached 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.

- 9.1 Ratify and Approve Classified Personnel Actions Presented August 23, 2007
- 9.2 Ratify and Approve Certificated Personnel Actions Presented August 23, 2007
- 9.3 Ratify and Approve Student Aide Personnel Actions Presented August 23, 2007
- 9.4 Purchase Orders Presented August 23, 2007
- 9.5 Budget Transfers Presented August 23, 2007
- 9.6 Award of Bids
- 9.7 Approve School Field Trips
- 9.8 Approve Change Order #1 for Multiple Campus Safety Cameras Installation, Phase I (Elcor Electric, Inc.)
- 9.9 Approve Change Order #1 for Multiple Campus Safety Cameras Installation Phase II (Elcor Electric, Inc.)
- 9.10 Approve Change Order #1 for W.C. Overfelt High School Transitional Housing Project (Joseph J. Albanese, Inc.)
- 9.11 Approve Notice of Completion for the W.C. Overfelt High School Additions & Modernization Phase III, S & T Buildings (Jensen Corporation Landscape Contractors)
- 9.12 Approve Notice of Completion for the W.C. Overfelt High School Additions & Modernization Phase III, S & T Buildings (George E. Masker, Inc.)
- 9.13 Approve Notice of Completion for the W.C. Overfelt High School Additions & Modernization Phase III, S & T Buildings (El Camino Paving)
- 9.14 Approve Notice of Completion for the Independence High School Transitional Housing Project (Joseph J. Albanese, Inc.)
- 9.15 Approve Minutes of Special Board Meeting Dated June 21, 2007
- 9.16 Approve Minutes of Board Meeting Dated June 28, 2007