

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

AGENDA
June 21, 2012

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 4:00 P.M.

The Regular Board Meeting will begin at 4:00 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 §54957.7*)

Persons wishing to address the Board on Closed Session items or any subject not on the agenda must fill out a gold request form, which is located at the entrance of the Board Room.

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)

Closed Session

2.01 Expulsion(s): *None*

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

- *Superintendent*
- *Internal Auditor*
- *Associate Superintendent of Business Services*

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

- Director 3 – Information Technology
- Director 2 – Special Services
- Coordinator of Special Services

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

2.05 Conference with Labor Negotiators
(Government Code Section 54957.6)

Agency Designated Representatives:

Dan Moser, Superintendent

Cathy Giammona, Associate Superintendent of Human Resources and Instruction

Marcus Battle, Associate Superintendent of Business Services

Juan Cruz, Assistant Superintendent of Instructional Services

Vida Branner, Director of Compensation and Classified Employee Relations

Cari Vaeth, Director of Human Resources

Employee Organizations:

American Federation of Teachers (AFT)

California School Employees Association (CSEA)

East Side Teachers Association (ESTA)

2.06 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 from W. Alexin
- Claim for Damages from E. Leon
- Claim for Damages from L. Saldivar
- Four (4) Potential Cases

Open Session at approximately 6:00 P.M. – Education Center Board Room

3. **Pledge of Allegiance**

4. **Welcome and Explanation to Audience**

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

5. **Adoption of Agenda**

6. **Board Special Recognition(s)**

6.01 Cathy Giammona, Associate Superintendent, Human Resources & Instruction

6.02 Dan Moser, Superintendent

7. **Student Board Liaisons (5 minutes each)**

No items on calendar under this section.

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

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. **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 of Trustees**

Members of the public may address the Board on any subject not on tonight's agenda; however, provisions of the Brown Act (Government Code section 54954.2(a) and 54954.3) preclude any action. As an unagendized item, no response is required from the Board or District staff and no action can be taken; however, the Board may instruct the Superintendent to agendize the item for a future meeting. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.

Persons wishing to address the Board must fill out a gold request form, which is located at the entrance of the Board Room.

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

- 11.01 Presentation, Discussion and/or Action regarding Pilot of Early Alert Program – Juan Cruz, Assistant Superintendent of Instructional Services, Mulugeta Habtegabriel, AASA Co-Chairperson, and Sharon Jackson, AASA Co-Chairperson (10 minutes)
- 11.02 Receive Donation from East Side Education Foundation - Dan Moser, Superintendent
- 11.03 Presentation An Update on Measure E Unfunded Projects Analysis - Marcus Battle, Associate Superintendent of Business Services, and Bob Bush, SGI Bond Project Manager
- 11.04 Presentation and Adoption of Resolution #2011/2012-39A or #2011/2012-39B Ordering an Election to Authorize the Issuance of School Bonds, Establishing Specifications of the Election Order, and Requesting Consolidation with Other Elections Occurring on November 6, 2012 – Marcus Battle, Associate Superintendent of Business Services, Dale Scott, Financial Advisor, and Charles Adams, Jones Hall
- 11.05 Discussion/Action to Approve App Development and Cooperation Agreement – Dan Moser, Superintendent
- 11.06 Appointment of Board Secretary – Frank Biehl, Board President, and Dan Moser, Superintendent
- 11.07 Receive and Adopt Second Reading of Proposed Amended, New, and Deleted 0000 Series Board Policies - Juan Cruz, Assistant Superintendent of Instructional Services, and Dan Moser, Superintendent

- 11.08 Receive First Reading of Proposed Amended, New and Deleted 1000 Series Board Policies - Juan Cruz, Assistant Superintendent of Instructional Services, and Dan Moser, Superintendent
- 11.09 Approve Board Member's Attendance and Lawful Expenses to 2012 National Conference on Dialogue & Deliberation - Dan Moser, Superintendent

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

- 12.01 Approve 2012 Single Plan for Student Achievement - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, Juan Cruz, Assistant Superintendent of Instructional Services, and Tim Nguyen, Coordinator of English Language Learners Supplementary Education
- 12.02 Approve of Consolidated Program Application (Con App) Part I for 2012-2013 - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, Juan Cruz, Assistant Superintendent of Instructional Services, and Tim Nguyen, Coordinator of English Language Learners Supplementary Education
- 12.03 Approve Carl D. Perkins 131 Grant 2012-13 Grant Application for East Side Union High School District - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, Juan Cruz, Assistant Superintendent of Instructional Services, and Rich Uribe, Director of Adult Education and Career Services
- 12.04 Receive and Adopt Second Reading of Proposed Amendments to Board Policies 5127 Graduation Ceremonies and Activities and 6146.1 High School Graduation Requirements - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, Juan Cruz, Assistant Superintendent of Instructional Services
- 12.05 Receive and Adopt Second Reading of Proposed Amendments to Board Policy 6163.4 Student Use of Technology and Acceptable Use Policy - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, and Juan Cruz, Assistant Superintendent of Instructional Services
- 12.06 Receive and Adopt Second Reading of Proposed Amendments to Board Policy 5131 Students - Conduct and Proposed Board Policy 5131.2 Students - Bullying - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, Juan Cruz, Assistant Superintendent of Instructional Services, and George Sanchez, Coordinator of Student Services

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

- 13.01 Approve Vacation Pay-Outs for Contract Employees Per Contract Terms – Cari Vaeth, Director of Human Resources
- 13.02 Approve Vision Plan for Board Members, Management, and Confidential Employees – Cathy Giammona, Associate Superintendent, Human Resources and Instruction
- 13.03 Review, Consideration and Adoption of Resolution #2011/2012-42 Authorizing Elimination and Layoff of Classified Management Services (1.0 FTE)

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

- 14.01 Presentation and Adoption of 2012-2013 Budget - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance
- 14.02 Approve Authorization for the Superintendent or Designee to Award Summer Projects - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator
- 14.03 Approve Authorization for the Superintendent to Award Emergency Projects during the Summer - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator
- 14.04 Adopt Resolution #2011/2012-40 Authorized Signatures - Marcus Battle, Associate Superintendent of Business Services
- 14.05 Approve Contracts for Professional Services Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

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

No items on calendar under this section.

16. Attachment A - Consent Calendar Items

See Attachment A – Administration recommends approval of the consent items shown on Attachment A.

17. Written Reports/Recommendation

No items on calendar under this section.

18. Future Agenda Items

- 18.01 Opportunity for Board of Trustees to Request Items on Future Agendas
- Parent Involvement Plan – Patricia Martinez-Roach, Board Vice President
 - Child Development Program – Patricia Martinez-Roach, Board Vice President
 - Special Education Program Costs - Patricia Martinez-Roach, Board Vice President
 - Allowable Advertising – Frank Biehl, Board President
 - Social Networking – Patricia Martinez-Roach
 - Accel Program – Van Le, Board Member

19. Board of Trustees/Superintendent Communications/Comments

19.01 Board of Trustees

- Frank Biehl, President
- Patricia Martinez-Roach, Vice President
- J. Manuel Herrera, Clerk
 - MetroED
- Lan Nguyen, Member
- Van Le, Member

19.02 Dan Moser, Superintendent

20. Report Closed Session Action(s)

21. Adjournment

Attachment A - Consent Calendar

16. 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.

- 16.01 Ratify/Approve Classified Personnel Actions Presented June 21, 2012
- 16.02 Ratify/Approve Certificated Personnel Actions Presented June 21, 2012
- 16.03 Ratify/Approve Student Aide Personnel Actions Presented June 21, 2012
- 16.04 Approve School Field Trips
- 16.05 Approve Award of Bids
- 16.06 Approve Award of Bids for Food Items for Child Nutrition Services
- 16.07 Approve Award for Request for Proposals for Stores Warehouse Supplies
- 16.08 Approve Contracts for Professional Services At or Below \$50,000
- 16.09 Approve Memoranda of Understanding
- 16.10 Approve Change Orders to Purchase Orders
- 16.11 Adopt Resolution #2011/2012-41 an Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546
- 16.12 Approve Minutes of June 7, 2012, Regular Board Meeting