

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

**AGENDA**  
**March 7, 2013**

**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 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 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 in the Board Room at approximately 6:15 p.m. The Board intends to resume Closed Session at approximately 7:00 PM after consideration of Open Session agenda items.  
**SEE ITEM 2 ON AGENDA (CLOSED SESSION)**

**Closed Session**

2.01 Expulsion(s): *None*

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

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

- *Senior Manager of Internal Controls*

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

2.05 Conference with Labor Negotiators  
(Government Code Section 54957.6)

Agency Designated Representatives:

*Chris D. Funk, Superintendent*

*Marcus Battle, Associate Superintendent of Business Services*

*Juan Cruz, Assistant Superintendent of Instructional Services*

*Cari Vaeth, Director of Human Resources*

*Vida Branner, Director of Compensation and Classified Employee Relations*

Employee Organizations:

*American Federation of Teachers (AFT)*

*California School Employees Association (CSEA)*

*East Side Teachers Association (ESTA)*

Unrepresented Employees:

*Administrators*

*Managers*

*Confidential Employees*

2.06 Conference with Legal Counsel – Anticipated Litigation  
Significant exposure to litigation pursuant to subdivision (b) of Government Code  
Section 54956.9

- *One (1) Potential Case*

2.07 Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9

- *One (1) Potential Case*

**Open Session at approximately 6:15 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. Special Order of Business – Operational Items/Board Discussion and/or Action**

- 6.01 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.

**7. 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.

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

- 8.01 Discussion and/or Action regarding 2013 California School Boards Association (CSBA) Delegate Assembly Election - Frank Biehl, Board President
- 8.02 Discussion and/or Action to Revise Manager of Internal Controls Job Description – Chris D. Funk, Superintendent

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

- 9.01 Discussion and/or Action to Ratify/Approval Certificated Personnel Actions Presented March 7, 2013 - Cari Vaeth, Director, Human Resources

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

- 10.01 Discussion and/or Action of Second Interim Financial Report - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance
- 10.02 Adopt Resolution #2012/2013-22 Declaring an Emergency and Authorizing Superintendent or His Designee to Enter into Contracts for the Repair and Remediation of Fire Damage at Independence High School – Marcus Battle, Associate Superintendent of Business Services
- 10.03 Discussion and/or Action of Award of Bids – Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

**Resume Closed Session at Approximately 7:00 PM**

The Regular Board Meeting will resume Closed Session at approximately 7:00 p.m. in the in the Superintendent's Conference Room.

**Resume Open Session at Approximately 9:00 PM**

The Regular Board Meeting will resume Open Session at approximately 9:00 p.m. in the Board Room of the Education Center.

**11. Future Agenda Items**

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

11.02 Future Items:

**Board President Frank Biehl:**

Item	Date (tentative)	Type
Parent Involvement Plan	March 21, 2013	Board Policy

**Board Clerk Van Le:**

Item	Date (tentative)	Type
Review of Safety Procedures	March 21, 2013	Board Policy

**Board Member Lan Nguyen:**

Item	Date (tentative)	Type
Review on Procurement and Bidding Process	April 18, 2013	Presentation

**12. Board of Trustees/Superintendent Communications/Comments**

12.01 Board of Trustees

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

12.02 Chris D. Funk, Superintendent

**13. Report Closed Session Action(s)**

**14. Adjournment**

President Adjourns the Meeting in Loving Memory of Jeanette Carol Bruntz, April 12, 1951, to January 31, 2013.