Agenda Item Details

Meeting: Jun 19, 2014 - ESUHSD REGULAR BOARD MEETING - 4:30 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 May 15, 2014, Regular Board Meeting

Access: Public

Type: Action

Recommended: It is recommended that the Board of Trustees approve the May 15, 2014, Regular Board Meeting minutes as presented.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 16.03

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

SUBJECT: Approve Minutes of May 15, 2014, Regular Board Meeting

Attached are the minutes of the May 15, 2014, 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 May 15, 2014, Regular Board Meeting minutes as presented.

EAST SIDE UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
APPROVED: June 19, 2014

[Signature]

BA_20140515-Regular_Minutes.pdf (606 KB)
1. CALL TO ORDER/ROLL CALL

1.01 Roll Call

The Regular Meeting of the Board of Trustees was called to order at 4:30 p.m. by President Herrera. Clerk Carrasco, Member Nguyen, and Member Biehl were present. Vice President Le arrived at 4:43 p.m.

1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session (Government Code 54957.7)

President Herrera extended a welcome to everyone, explained the format of the meeting, noted that all Board Meetings are recorded and offered the public to comment on item(s) to be discussed in Closed Session.

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 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 Expulsion(s): None

2.02 Public Employee Performance Evaluation (Government Code Section 54957)

- Superintendent
- Senior Manager of Internal Controls
2.03 Public Employment/Public Employee Appointment  (Government Code Section 54957)

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

Motion by Member Biehl, second by Clerk Carrasco, on a vote of 5/0, the Board approved a settlement agreement between the District and former employee Bernardo Flores, which involved the resignation of Mr. Flores in exchange for the payment of $7,840 by the District to Mr. Flores, with his resignation effective April 28, 2014, and also involving mutual releases and other terms as provided in the settlement agreement.

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 Organizations:
Administrators
Managers
Confidentials

2.06 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 S. Minor; and
• Two (2) Potential Cases

2.07 Conference with Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to subdivision (d)(4) of Government Code Section 54956.9

• One (1) Potential Case

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.

*President Herrera extended a welcome to everyone, explained the format of the meeting and noted that all Board Meetings are recorded.*

5. **Adoption of Agenda**

For consideration by the Board of Trustees.

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

6.01 S4CA Competition Winners
   - Zachary Buckett – Independence High School
   - Natalie Gonzalez – Independence High School
   - Josiah Lopez – Independence High School
   - Katrina Orizonte - Independence High School
   - Kevin Kiperash - Piedmont Hills High School

6.02 CTA Media Excellence Award
   - Len Ramirez

6.03 Global Youth Service Day – Wm. C. Overfelt High School
   - City Year
   - Microsoft

6.04 CCS Athletic Director of the Year
   - Trish Sunseri, Silver Creek High School

6.05 Winter Sports

   Evergreen Valley High School
   - Girls’ Soccer, Santa Teresa Division, Blossom Valley Athletic League Co-Champions (with Piedmont Hills)

   Independence High School
   - Girls’ Soccer, West Valley Division, Blossom Valley Athletic League Champions

   James Lick High School
   - Boys’ Soccer, West Valley Division, Blossom Valley Athletic League Co-Champions (with Silver Creek)

   Mt. Pleasant High School
   - Boys’ Soccer, Mt. Hamilton Division, Blossom Valley Athletic League Champions
   - Girls’ Wrestling, CCS Champion
     - Martina Valdez
Oak Grove High School
- Boys’ Wrestling, Blossom Valley Athletic League Champion
  - Alexander Bradley
- Boys’ Wrestling, Blossom Valley Athletic League Tournament Champions

Piedmont Hills High School
- Girls’ Basketball, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Girls’ Soccer, Santa Teresa Division, Blossom Valley Athletic League Co-Champions (with Evergreen Valley)

Santa Teresa High School
- Boys’ Wrestling, Blossom Valley Athletic League Champions
  - Richie Avalos
  - Matthew Mittlestead
  - Jacob Thalin

Silver Creek High School
- Boys’ Wrestling, CCS and Blossom Valley Athletic League Champion
  - Alvin Nguyen
- Girls’ Basketball, Santa Teresa Division, Blossom Valley Athletic League Champions
- Boys’ Soccer, West Valley Division, Blossom Valley Athletic League Co-Champions (with James Lick)

Wm. C. Overfelt High School
- Girls’ Soccer, West Valley Division, Blossom Valley Athletic League Champions
- Boys’ Wrestling, Blossom Valley Athletic League Champion
  - Lai Saechao
- Girls’ Wrestling, CCS Champions
- Girls’ Wrestling
  - Jasmine Mendoza - State Champion and CCS Champion
  - Crystal Soto - CCS Champion

Yerba Buena High School
- Boys’ Basketball, West Valley Division, Blossom Valley Athletic League Champions

6.06 Spring Sports

Andrew Hill High School
- Boys’ Tennis, West Valley Division, Blossom Valley Athletic League Champions

Evergreen Valley High School
- Boys’ Golf, Mt. Hamilton Division, Blossom Valley Athletic League Champions
- Coed Badminton, Mt. Hamilton Division, Blossom Valley Athletic League Champions
Oak Grove High School
• Boys' Swimming, West Valley Division, Blossom Valley Athletic League Co-Champions (with Yerba Buena)
• Girls' Swimming, West Valley Division, Blossom Valley Athletic League Champions

WC Overfelt High School
• Coed Golf, West Valley Division, Blossom Valley Athletic League Champions

Silver Creek High School
• Girls' Swimming, Santa Teresa Division, Blossom Valley Athletic League Co-Champions (with Prospect)

Yerba Buena High School
• Boys' Swimming, West Valley Division, Blossom Valley Athletic League Co-Champions (with Oak Grove)
• Coed Badminton, West Valley Division, Blossom Valley Athletic League Champions

7. **Student Board Liaisons**

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 regarding the State of Education - Assemblymember Bob Wieckowski, 25th Assembly District

*Presentation; no action on this item*

8.03 Presentation, Discussion and/or Action to Adopt Resolution #2013/2014-25 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 4, 2014 - Marcus Battle, Associate Superintendent of Business Services, Dale Scott, Financial Advisor, Dale Scott & Company, and Charles F. Adams, Bond Counsel, Jones Hall, A Professional Law Corporation

*Motion by Member Biehl, second by Member Nguyen, to adopt Resolution #2013/2014-25 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 4, 2014, as amended, specifically:*

• Maximum tax rate: $9
• Length of time: 18 years, six series
• Total bond amount: $113,200,000

*Vote: 5/0*
Discussion and/or Action to Approve Proposition 39 Facilities MOU with Luis Valdez Leadership Academy Charter High School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel

Motion by Member Nguyen, second by Vice President Le, to authorize Administration to enter into the Proposition 39 Facilities MOU with Luis Valdez Leadership Academy Charter High School.

Vote: 5/0

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

9.01 **Hold Public Hearing at Approximately 7:00 p.m. on the Provisions of the Charter School Petition of Alpha: Cindy Avitia High School to Consider the Level of Support for the Petition by Teachers Employed by the District, Other Employees of the District, and Parents** - Juan Cruz, Assistant Superintendent of Instructional Services

Public hearing held

Public speakers:
- Speakers:
  - Maria Arechiga
  - Leticia Alvarez
  - Gloria Sermeno
  - Maria Gamez
  - Andrea Ayala
  - Antonio Constantino
  - Maria Pina-Carrasco
  - Jaqui Guzman
  - Patricia Castorena

9.02 **Hold Public Hearing at Approximately 7:05 p.m. regarding Local Control Accountability Plan (LCAP)** - Juan Cruz, Assistant Superintendent of Instructional Services

Public hearing held

Public speakers:
- Diana Castillo
- Phi Bui
- Hang Nguyen
- Phuong Tran
- Virginia Ingelfinger
- Tony Bui
- Taylor Torres
- Karla Rodriguez
- Socorro Reyes McCord
- Vivian Gamez
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 gold 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.

**Public speaker(s):**
- Marisa Hanson
- Rosalind Taylor
- Mario Ramirez
- Rosa Solorzano
- Noreen Rubay
- Teresa Nungaray y Elias

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

No Items on Calendar Under this Section
12. **INSTRUCTIONAL SERVICES/STUDENT SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

12.01 Discussion and/or Action of Designation of California Interscholastic Federation (CIF) Representatives to League for 2014-2015 - Juan Cruz, Assistant Superintendent of Instructional Services

_Motion by Vice President Le, second by Member Biehl, to approve the listed personnel as league representatives to the California Interscholastic Federation for the 2014-2015 school year._

_Vote: 5/0_

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

13.01 Presentation, Discussion and/or Action of Preliminary Budget for 2014-2015 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance

_Presentation item; no action taken_

13.02 Presentation, Discussion and/or Action to Approve Changes to the Food Service Program - Marcus Battle, Associate Superintendent of Business Services, and Julie Kasberger, Director of General Services

_Motion by Member Nguyen, second by Member Biehl, to approve recommendation #1: To implement a meal price increase of $0.25 for Paid Breakfast and $0.25 for Adult Lunch effective, July 1, 2014; eliminate reduced meal price charge; offer an after-school Supper Program as part of the Child and Adult Care Food Program (CACFP); and authorize the hiring of up to 16 new 4.75 FTEs to support the Program._

_Vote: 4/0, Clerk Carrasco out of room_

13.03 Discussion and/or Action to Receive and Adopt Second Reading of New Board Policy #3312.1 Contract Change Orders - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, Janice Unger, Capital Projects Purchasing Manager, and Donna Bertrand, C.P.M. Contracts Administration Coordinator

_Motion by Member Biehl, second by Vice President Le, to receive and adopt the second reading of new Board Policy #3312.1 Contract Change Orders._

_Vote: 4/0, Clerk Carrasco out of room_
13.04 Discussion and/or Action to Adopt Resolution #2013/2014-26 Authorized Signatures - Marcus Battle, Associate Superintendent of Business Services

Motion by Member Biehl, second by Member Nguyen, to adopt Resolution #2013/2014-26 Approving Authorized Signatures.

Vote:  5/0

13.05 Discussion and/or Action to Approve the Contract(s) for Professional Services Over $50,000 - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

Motion by Member Biehl, second by Vice President Van Le, to approve the amended Contract(s) for Professional Services over $50,000 (attached) as recommended 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 as per Board Policy 3312.1.

Vote:  5/0

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

14.01 Discussion and/or Action Regarding the Proposed Adoption of the Initial Proposal for Contract Reopeners for 2014-2015: From the East Side Union High School District to the California School Employees Association, Chapter 187 - Cari Vaeth, Director, Human Resources, and Vida L. Branner, Director of Compensation and Classified Employee Relations

Motion by Vice President Le, second by Member Biehl, to adopt the District’s initial proposal for contract reopeners to the California Employees Association, Chapter 187 for 2014-2015.

Vote:  5/0

14.02 Discussion and/or Action to Approve the Proposed Pay Rates for the Summer Swim Program - Cari Vaeth, Director, Human Resources, and Vida L. Branner, Director of Compensation and Classified Employee Relations

Motion by Clerk Carrasco, second by Member Nguyen, to approve the proposed pay rates for the Summer Swim Program.

Vote:  5/0
14.03 Discussion and/or Action to Approve the Classified Management Job Description and Salary Range for Manager of Classified Personnel - Cari Vaeth, Director, Human Resources

Motion by Member Biehl, second by Member Nguyen, to approve the proposed classified management job description and salary range for Manager of Classified Personnel.

Vote: 5/0

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, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director, Capital Accounting, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Biehl, second by Clerk Carrasco, to approve the Bond/Capital Projects Contract(s) (attached) as presented and with the contingency/understanding that approval of this item is a slight exception to Board Policy 3312.1.

Vote: 4/0, Member Nguyen out of room

15.02 Discussion and/or Action to Ratify CUPCCAA Informal Bond Project(s) - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Biehl, second by Vice President Le, to ratify the CUPCCAA Informal Project(s).

Vote: 4/0, Member Nguyen out of room

For the record, the correct copy of the CUPCCAA supporting document is attached.

15.03 Discussion and/or Action to Award a Lease/Leaseback Pre-Construction Agreement for Independence High School Performing Arts Center - Building F Modernization - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager

Motion by Member Biehl, second by Vice President Le, to award a Lease/Leaseback Pre-Construction Services Agreement to McCarthy Building Companies, Inc. for the Independence High School Performing Arts Center - Building F Modernization Project in an amount not to exceed $75,000.

Vote: 5/0
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 by Vice President Le, second by Member Nguyen, to approve the consent/action calendar, sections 16-20, as presented, except for items 18.01 and 20.01, which were pulled from the consent calendar for discussion and/or action by the Board of Trustees.

Vote: 5/0

16. Board of Trustees / Superintendent - Consent / Action Calendar
   16.01 Approve Minutes of March 14, 2014, Special Board Meeting
   16.02 Approve Minutes of March 20, 2014, Regular Board Meeting
   16.03 Approve Minutes of April 17, 2014, Regular Board Meeting

17. Instructional Services / Student Services - Consent / Action Calendar
   17.01 Approve School Field Trips
   17.02 Approve Permanent Status of New Titles
   17.03 Approve Permanent Textbook Adoption for AP Chemistry, Edge, English 3D Course 1, Flexbook - Biology, and Marine Science - Second Edition
   17.04 Approve Permanent Course Adoption for Digital Photo 1, Ethnic Studies, and Technical Theater 1-4
   17.05 Approve CAHSEE Local Waivers for Special Education Students

18. Business Services - Consent / Action Calendar
   18.02 Approve Budget Transfers
   18.03 Approve Purchase Orders
   18.04 Approve Change Orders to Purchase Orders

18.06 Accept Warrant Register for the Month of April 2014

19. Human Resources - Consent / Action Calendar

19.01 Ratify/Approve Classified Personnel Actions Presented May 15, 2014

19.02 Ratify/Approve Certificated Personnel Actions Presented May 15, 2014

19.03 Ratify/Approve Student Aide Personnel Actions Presented May 15, 2014

20. Facilities - Consent / Action Calendar

20.02 Approve Award of Bids for Bond/Capital Projects

20.03 Approve Final Change Order #1 for Overfelt Adult Center Increment 1 & 4 Project, E-042-001 (Cal-Pacific Construction, Inc.)

20.04 Approve Notice of Completion for Evergreen Valley High School Baseball Dugouts Title IX Modernization Project, E-075-006

20.05 Approve Notice of Completion for Evergreen Valley High School Softball Dugouts Title IX Modernization Project, E-075-006

20.06 Approve Notice of Completion for Calero High School Landscape Improvement Services Project, E-080-002

20.07 Amend Final Change Order #2 for W.C. Overfelt High School Modernization Building D/Classroom Project, E-040-005 (Zolman Construction & Development, Inc.)

Pulled from the Consent Calendar for discussion and/or action by the Board of Trustees.

18.01 Approve Contract(s) for Professional Services At or Below $50,000

Motion by Member Biehl, second by Clerk Carrasco, to approve the Contract(s) for Professional Services at or below $50,000 (attached), subject to Board Policy 3312.1.

Vote: 5/0
20.01 Approve Bond/Capital Projects Contract(s) for Professional Services At or Below $50,000

Motion by Member Biehl, second by Member Nguyen, to approve the Bond/Capital Projects Contract(s) for Professional Services (attached) at or below $50,000, subject to Board Policy 3312.1.

Vote: 5/0

21. WRITTEN REPORTS/RECOMMENDATION

21.01 Receive Santa Clara County Office of Education Second Interim Certification Letter

Item received


Item received

21.03 Receive Quarterly Report on the County of Santa Clara Treasury Investment Portfolio Status as of March 31, 2014

Item received

21.04 Receive Update to Previously Approved Allowance for the Current Andrew Hill High School New Building 100 Classroom Modernization

Item received

22. FUTURE AGENDA ITEMS

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

Board Vice President Van Le

<table>
<thead>
<tr>
<th>Item</th>
<th>Date (tentative)</th>
<th>Type</th>
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</thead>
<tbody>
<tr>
<td>Failed Courses</td>
<td>Quarterly</td>
<td>Report</td>
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Board Clerk Magdalena Carrasco

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<thead>
<tr>
<th>Item</th>
<th>Date (tentative)</th>
<th>Type</th>
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<tbody>
<tr>
<td>Services offered to Students</td>
<td>June 19, 2014</td>
<td>Presentation/Discussion</td>
</tr>
<tr>
<td>Item</td>
<td>Date (tentative)</td>
<td>Type</td>
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<td>----------------------------------------------------------------------</td>
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<tr>
<td>Support Services available/offered to Foster Youth Students</td>
<td>September, 2014</td>
<td>Presentation/Discussion</td>
</tr>
</tbody>
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### 22.02 Future Items

**Board President J. Manuel Herrera & Board Member Frank Biehl**

<table>
<thead>
<tr>
<th>Item</th>
<th>Date (tentative)</th>
<th>Type</th>
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<tbody>
<tr>
<td>PE Credit</td>
<td>January, 2015</td>
<td>Presentation/Discussion</td>
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**Board Vice President Van Le**

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<thead>
<tr>
<th>Item</th>
<th>Date (tentative)</th>
<th>Type</th>
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<tbody>
<tr>
<td>Foreign Language Classes</td>
<td>June 19, 2014</td>
<td>Presentation/Discussion</td>
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<tr>
<td>Adult Education ESL Program</td>
<td>June 19, 2014</td>
<td>Presentation/Discussion</td>
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<tr>
<td>Child Nutrition Services: Meals</td>
<td>October 16, 2014</td>
<td>Presentation/Discussion</td>
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**Board Member Frank Biehl**

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<tr>
<th>Item</th>
<th>Date (tentative)</th>
<th>Type</th>
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<tbody>
<tr>
<td>Review of Board Policy regarding Alcohol</td>
<td>August 21, 2014</td>
<td>Discussion/Action</td>
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**Board Member Lan Nguyen**

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<thead>
<tr>
<th>Item</th>
<th>Date (tentative)</th>
<th>Type</th>
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<tbody>
<tr>
<td>International Baccalaureate (IB) Program</td>
<td>November, 2014</td>
<td>Presentation/Discussion</td>
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# 22.03 Annual Governance Calendar

<table>
<thead>
<tr>
<th>July</th>
<th>February</th>
</tr>
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<tbody>
<tr>
<td>Summer School Program (concludes session)</td>
<td>African American Students Achievement Awards</td>
</tr>
<tr>
<td>Summer School Graduation</td>
<td>Audit Committee Charter Amendment(s)</td>
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</tbody>
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<tr>
<th>August</th>
<th>March</th>
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<tbody>
<tr>
<td>Board Retreat</td>
<td>Cesar Chavez Writing, Art &amp; Multi-Media Awards Luncheon</td>
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<tr>
<td>Expulsion Hearing Panel Committee</td>
<td>Safety Plan Goals for Each Site</td>
</tr>
<tr>
<td>First Day of School</td>
<td>Second Interim Report</td>
</tr>
<tr>
<td>Williams Quarterly Report</td>
<td>SJPD Secondary Employment Application</td>
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<thead>
<tr>
<th>September</th>
<th>April</th>
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<tbody>
<tr>
<td>Board Study Session/Workshop</td>
<td>Board Study Session/Workshop</td>
</tr>
<tr>
<td>College Night</td>
<td>Form 700 – Statement of Economic Interests</td>
</tr>
<tr>
<td>Conflict of Interest/Board Policy (updates)</td>
<td>Due to Santa Clara County (filing)</td>
</tr>
<tr>
<td>Public Hearing and Adoption: Gann Spending Limit</td>
<td>Honor Nights</td>
</tr>
<tr>
<td>Public Hearing: 'Sufficiency or Insufficiency of Textbooks'</td>
<td>Migrant Education Awards Night</td>
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<tr>
<td>Unaudited Actuals</td>
<td>NSBA Annual Conference</td>
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<td></td>
<td>Williams Quarterly Report</td>
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<thead>
<tr>
<th>October</th>
<th>May</th>
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<tbody>
<tr>
<td>Bond Program Presentation</td>
<td>Board Self-Evaluation</td>
</tr>
<tr>
<td>Solar Energy Presentation</td>
<td>Budget (Preliminary/Draft) Presentation</td>
</tr>
<tr>
<td>Student Achievement Presentation</td>
<td>Employee Recognition Event</td>
</tr>
<tr>
<td>Superintendent's Annual Evaluation</td>
<td>Graduations</td>
</tr>
<tr>
<td>Williams Quarterly Report</td>
<td>Honor Nights</td>
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<thead>
<tr>
<th>November</th>
<th>June</th>
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<tbody>
<tr>
<td>Board Study Session/Workshop</td>
<td>Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)</td>
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<tr>
<td>Election Orientation for New Board Members</td>
<td>Budget Adoption (second June Board Meeting)</td>
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<tr>
<th>December</th>
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<tbody>
<tr>
<td>Annual Organizational Board Meeting</td>
<td>Employee Retirement Celebration</td>
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<td>CSBA Annual Conference</td>
<td>ESTA Safety Survey</td>
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<tr>
<td>Election Orientation for New Board Members</td>
<td>Master Contracts for Capitol Projects</td>
</tr>
<tr>
<td>End of First Semester</td>
<td>Plan for Expelled Youth</td>
</tr>
<tr>
<td>First Interim Report</td>
<td>(due every three years – 2015)</td>
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<tr>
<td>Superintendent’s Mid-Year Evaluation</td>
<td>Program Improvement Update</td>
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<tr>
<th>January</th>
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<tbody>
<tr>
<td>Audit Report</td>
<td>Safety Plan Assessment for Each School</td>
</tr>
<tr>
<td>Board Audit Committee Selections/Appointments</td>
<td>Single Plan for Student Achievement (SPSA) for Each School</td>
</tr>
<tr>
<td>Board Retreat</td>
<td>Summer School Program (session begins)</td>
</tr>
<tr>
<td>Financial &amp; Performance Audit Report for Bond Measures</td>
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<tr>
<td>Magnet Night</td>
<td>Superintendent's Annual Evaluation</td>
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<tr>
<td>Martin Luther King, Jr. Writing, Art &amp; Multi-Media Awards Ceremony &amp; Reception</td>
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<tr>
<td>Policies &amp; ByLaws (Begin Review by Series)</td>
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<td>Sports Recognitions (Fall)</td>
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<tr>
<td>Technology Report</td>
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<td>Williams Quarterly Report</td>
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23. **BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS**

23.01 Board of Trustees

   **Lan Nguyen, Member** (no comment made)

   **Van Le, Board Vice President**
   I would like to say thank you to President Manuel Herrera and Board Trustee Frank Biehl for attending the Asian America Heritage Festival. It was held at Yerba Buena High School and it was wonderful.

   **J. Manuel Herrera, Board President** (no comment made)

   **Frank Biehl, Board Member**
   I had the opportunity to visit Independence High School the other day. It is a school that is definitely in transition. It used to have 4,400 students. It now has 3,200 students. We have some demands for the use of the space by charter schools. By law, we really have to do that, but it is causing some difficulties for some of the teachers that need to move out of their classrooms and I am just asking that the administration consider providing some funds for those teachers to spend an extra day in moving and what of other moving services might be helpful, packing services, etc., to help them move out of those classrooms. It is a big challenge for them. I think we need to be sympathetic. I don’t think there is a lot we can do about changing our needs to comply with the law with providing housing for charter school students, but on the other hand, we need to be courteous to the staff that is on the campus that are being forced to move to other classrooms. I think we need to be reasonable about this. I am just asking administration to look into that. I also think that shouldn’t be an expense absorbed by the high school because the cost is being created by the District because of moving the charters in; so, I think it is something that needs to be absorbed by the District.

   Second, I know we are going to be allowing the use of the former Planetarium for the use of the two charters that are moving there. That is something that I don’t think we have little choice at this particular time. If we don’t do that, then they are going to be using other classrooms for their general meeting space and I don’t want to encroach any further, but on the other hand, I want to make sure that the equipment that is inside the Planetarium is properly inventoried, marked with the capital equipment, inventory information, tagged, etc, there’s accounting information for it, and stored properly. It is very valuable equipment and I am hopeful that someday we will be able to reenact the Planetarium or, at minimum, provide that equipment to other youth-based organizations so that it can be used and not kept in a closet somewhere. I don’t want it lost or stolen or mislabeled, etc. This is probably $100,000 worth of equipment in there. It is important that it be tagged and inventoried properly.

   **Magdalena Carrasco, Board Clerk** (no comment made)

23.02 Chris D. Funk, Superintendent (no comment made)
24. **REPORT CLOSED SESSION ACTION(S)**

Legal Counsel will report on Closed Session action item(s).

*See section 2.0 for reporting out of Closed Session items.*

25. **ADJOURNMENT**

President adjourns the meeting.

*The meeting was adjourned at 11:00 p.m.*

Respectfully submitted,

[Signature]

Board Clerk
Agenda Item Details

Meeting: May 15, 2014 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM,
830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

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

Subject: 13.05 Discussion and/or Action to Approve the Contract(s) for Professional Services Over $50,000 -
Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts
Administration Coordinator

Type: Action, Discussion

Recommended Action:

It is recommended that the Board of Trustees approve the Contract(s) for Professional Services over
$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 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.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 13.05
Amended

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M.,
Contracts Administration Coordinator

SUBJECT: Discussion and/or Action to Approve the Contract(s) for Professional Services Over $50,000

The attached Contract(s) for Professional Services over $50,000 are being presented for Board review and approval and
to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed
basis, including funding.

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 $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 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.
It is recommended that the Board of Trustees approve the amended Contract(s) for Professional Services over $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 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 as per Board Policy 3312.1.

Motion by Member Frank Biehl, second by Vice President Van Le.
Final Resolution: Motion Carries
Yea: Clerk Magdalena Carrasco, Member Frank Biehl, President J Manuel Herrera, Member Lan Nguyen, Vice President Van Le
1. AchieveKids

<table>
<thead>
<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
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</thead>
<tbody>
<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$400,000.00 (estimated annual expenditure) - Tuition</td>
<td>Toby Hopstone, Director of Special Services</td>
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<td>Toby Hopstone</td>
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<tr>
<td>Donna Bertrand</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with AchieveKids for the provision of Non-Public School (NPS) services for ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $400,000.00.

Specialized educational services are required to appropriately serve some students who present with severe, unique emotional and/or developmental disabilities. Such disabilities include mental retardation, autistic spectrum disorder, disruptive behavior, mood, anxiety, and psychotic disorders.

AchieveKids is a licensed NPS offering such services that meet the wide varying needs of this unique group of students. All educational services are consistent with the students’ Individual Education Program (IEP).

**Selection Process**
There was no competitive solicitation done for this type of service and is not applicable.

When there is a determination made by the IEP team that ESUHSD is not able to meet a particular student's educational needs, recommendations are presented at the student’s IEP meeting. Selection of a facility is based on the facility ability to meet the needs of a particular student. Therefore, referrals to any facility such as AchieveKids are made during the student’s IEP meeting by an ESUHSD Program Specialist after consultation with the ESUHSD’s Special Services Coordinator.

AchieveKids is a NPS that offers specialized educational services for this unique group of ESUHSD students. The vendor pool for these specialized services is very small, especially locally.

**RECOMMENDATION**
It is recommended that the Board of Trustees approve the “Santa Clara County SELPAs/District Master Contract General Agreement for Nonsectarian, Nonpublic School/Agency Services” with AchieveKids for the provision of Non-Public School (NPS) services for special education students. The contract term shall be July 1, 2014, through and including June 30, 2015, in an estimated annual amount of $400,000.00; to 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.
### 2. AVID Center

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<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$400,000.00 (estimated annual expenditure) - Tuition</td>
<td>Calero High School; Robert Ibarra, Principal</td>
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<tr>
<td>Chris D. Funk</td>
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<td>Independence High School; Grettel Castro-Stanley, Principal</td>
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<tr>
<td>Tim Nguyen</td>
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<td>Mt. Pleasant High School; Teresa Marquez, Principal</td>
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<td>Donna Bertrand</td>
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<td>Evergreen Valley High School; Lauren Kelly, Principal</td>
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<td>W. C. Overfelt High School; Vito Chiala, Principal</td>
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<td>Piedmont Hills High School; Traci Williams, Principal</td>
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<td>Silver Creek High School; Adolfo Laguna, Principal</td>
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<td>Yerba Buena High School; Tom Huynh, Principal</td>
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<td>Accel Program; Lauren Kelly, Principal</td>
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<td>Education Center; Tim Nguyen, Coordinator</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the membership and training Agreements with AVID Center for the 2014-15 school year. The estimated annual expenditure for these contracts is $55,000.00.

The contracts are to renew ESUHSD’s membership, materials, and training agreement for another year in order for the school sites listed to be able to utilize the AVID College Readiness System.

**Selection Process**
There was no competitive solicitation done for this type of service.

**RECOMMENDATION**
It is recommended that the Board of Trustees approve the Agreements with AVID Center for membership and training of the AVID College Readiness System Program. The contract term shall be July 1, 2014, through and including June 30, 2015, in an estimated annual amount of $55,000.00; to 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.
3. The Bay School

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<th>School/Department/ Manager</th>
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<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$250,000.00 (estimated annual expenditure) - Tuition</td>
<td>Special Services</td>
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<tr>
<td>Toby Hopstone</td>
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<td>Toby Hopstone, Director of Special Services</td>
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<td>Donna Bertrand</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with The Bay School for the provision of Non-Public School (NPS) services for ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $250,000.00.

The Bay School offers intensive supervision and environmental support, including effective behavioral interventions, assistive technology, and a small staff to student ratio. Bay School is located in Santa Cruz and specializes in the instruction of extremely involved Autistic students.

All educational services are consistent with the specified services per the students’ IEPs.

Selection Process
There was no competitive solicitation done for this service. The Bay School was selected by Evergreen School District to meet the students’ needs in elementary school.

RECOMMENDATION
It is recommended that the Board of Trustees approve the “Santa Clara County SELPAs/District Master Contract General Agreement for Nonsectarian, Nonpublic School/Agency Services” with The Bay School, for the provision of NPS services for special education students. The contract term shall be July 1, 2014, through and including June 30, 2015, in an estimated annual amount of $250,000.00; to 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.

4. Beacon School

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<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$800,000.00 (estimated annual expenditure) - Tuition</td>
<td>Special Services</td>
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<td>Toby Hopstone</td>
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<td>Toby Hopstone, Director of Special Services</td>
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<td>Donna Bertrand</td>
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<td>$200,000.00 (estimated annual expenditure) - Transportation</td>
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</table>
East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve the Agreement with Beacon School for the provision of Non-Public School (NPS) services for ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $1,000,000.00.

Beacon provides a highly structured, safe, and therapeutic setting for students whom ESUHSD are not able to maintain on a comprehensive high school campus. All educational services are consistent with the specified services per the students’ IEPs.

Selection Process
ESUHSD has single sourced this vendor based on the complexity of building a long-term relationship that benefits both ESUHSD and the students.

RECOMMENDATION
It is recommended that the Board of Trustees approve the “Santa Clara County SELPAs/District Master Contract General Agreement for Nonsectarian, Nonpublic School/Agency Services” with Beacon School for the provision of Non-Public School (NPS) services for special education students. The contract term shall be July 1, 2014, through and including June 30, 2015, in an estimated annual amount of $1,000,000.00; to 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.

5. BMR Health Services Inc.

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<tr>
<td>Toby Hopstone</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$100,000.00</td>
<td>Special Services</td>
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<td>Juan Cruz</td>
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<td>Toby Hopstone, Director of Special Services</td>
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<td>Donna Bertrand</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with BMR Health Services for the provision of speech therapy services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is not-to-exceed $100,000.00.

Selection Process
The shortage of qualified Speech and Language Pathologists (SLPs) who are available to work in our high schools has been a serious challenge. We have been contracting with two excellent SLPs this year with two agencies that are responsive and support their staff well (BMR & EBS). Most local vendors have been solicited within the past year and several were contracted with, but were not able to provide SLPs.

ESUHSD would much prefer to hire our own full-time employees, and have pursued vigorously all applicants, including attendance at recruitment fairs in the hope of finding qualified candidates. ESUHSD will continue to search for candidates to fill the vacancies at ESUHSD, but in the meantime we are required contracts to augment staff to provide necessary services to our students.

BMR, EBS, and The Speech Pathology Group are all companies with pools of local candidates who are highly qualified—often bilingual, able to work at the high school level, and are committed to
providing the supervision and training necessary. Administration is requesting authorization from the Board of Trustees to contract with all three of these vendors for the 2014-15 school year.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Services Agreement with BMR Health Services, Inc. in the amount of $100,000.00 for the contract term of July 1, 2014, through and including June 30, 2015; to 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.

6. **Educational Based Services (EBS)**

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<td>July 1, 2014 – June 30, 2015</td>
<td>$100,000.00</td>
<td>Special Services</td>
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<td>Donna Bertrand</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with Educational Based Services (EBS) for the provision of speech therapy services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is not-to-exceed $100,000.00.

**Selection Process**

The shortage of qualified Speech and Language Pathologists (SLPs) who are available to work in our high schools has been a serious challenge. We have been contracting with two excellent SLPs this year with two agencies that are responsive and support their staff well (BMR & EBS). Most local vendors have been solicited within the past year and several were contracted with, but were not able to provide SLPs.

ESUHSD would much prefer to hire our own full-time employees, and have pursued vigorously all applicants, including attendance at recruitment fairs in the hope of finding qualified candidates. ESUHSD will continue to search for candidates to fill the vacancies at ESUHSD, but in the meantime we require contracts to augment staff to provide necessary services to our students.

BMR, EBS, and The Speech Pathology Group are all companies with pools of local candidates who are highly qualified—often bilingual, able to work at the high school level, and are committed to providing the supervision and training necessary. Administration is requesting authorization from the Board of Trustees to contract with all three of these vendors for the 2014-15 school year.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Contract Services Agreement with Educational Based Services (EBS) in the amount of $100,000.00 for the contract term of July 1, 2014, through and including June 30, 2015; to 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.
7. Morgan Center

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<tbody>
<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$300,000.00 (estimated annual expenditures for services) - Tuition</td>
<td>Special Education Services</td>
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<tr>
<td>Toby Hopstone</td>
<td></td>
<td>$78,000.00 (estimated annual expenditure) – Transportation</td>
<td>Toby Hopstone, Director of Special Services</td>
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<tr>
<td>Donna Bertrand</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with Morgan Center for the procurement of NPS services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $378,000.00.

Morgan Center is an NPS that specializes in educational services that can serve the severely involved Autism Spectrum students. Educational services shall be consistent with the Santa Clara County SELPAs/District Master Contract and specific services will be per the students' IEP.

**Selection Process**

There was no competitive solicitation done for this type of service.

When there is a determination made by the IEP team that ESUHSD is not able to meet a particular student’s educational needs, recommendations are presented at the student’s IEP meeting. Selection of a facility is based on the facility’s ability to meet the needs of a particular student. Therefore, referrals to any facility such as Morgan Center are made during the student’s IEP meeting by an ESUHSD Program Specialist after consultation with the ESUHSD’s Special Services Coordinator.

Morgan Center is an NPS that specializes in treating the severely involved Autism Spectrum students. Morgan Center is one of two local NPS that offer these unique services and ESUHSD contracts with both vendors.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the “Santa Clara County SELPAs/District Master Contract General Agreement for Nonsectarian, Nonpublic School/Agency Services” with Morgan Center for the provision of Non-Public School (NPS) services for special education students. The contract term shall be July 1, 2014, through and including June 30, 2015, in an estimated annual amount of $378,000.00; and to 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.

8. Pacific Autism Center (PACE)

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<tbody>
<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$320,000.00 (estimated annual expenditure) - Tuition</td>
<td>Special Services</td>
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<td>Toby Hopstone</td>
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<td>Toby Hopstone, Director of Special Services</td>
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<td>Donna Bertrand</td>
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</table>
East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with Pacific Autism Center (PACE) for the procurement of NPS services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $320,000.00.

Specialized educational services are required to appropriately serve some severely involved Autism Spectrum students residing in the ESUHSD. PACE is a NPS offering such services that meet the widely varying needs of this unique group of students. Educational services shall be consistent with the specified services per the students IEP.

Selection Process
There was no competitive solicitation done for this type of service.

When there is a determination made by the IEP team that ESUHSD is not able to meet a particular students’ educational needs, recommendations are presented at the student’s IEP meeting. Selection of a facility is based on the facility’s ability to meet the needs of a particular student. Therefore, referrals to any facility such as PACE are made during the students’ IEP meeting by an ESUHSD Program Specialist after consultation with the ESUHSD’s Special Services Coordinator.

PACE is a NPS that specializes in treating the severely involved Autism Spectrum students. PACE is one of two local NPS’ that offer these unique services and ESUHSD contracts with both vendors.

RECOMMENDATION
It is recommended that the Board of Trustees approve the “Santa Clara County SELPAs/District Master Contract General Agreement for Nonsectarian, Nonpublic School/Agency Services” with Pacific Autism Center for the provision of Non-Public School (NPS) services for special education students. The contract term shall be July 1, 2014, through and including June 30, 2015 in an estimated annual amount of $320,000.00; and to 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.

9. Pine Hill School

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<th>School/Department/ Manager</th>
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<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$850,000.00 (estimated annual expenditures) – Tuition</td>
<td>Special Education Services</td>
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<tr>
<td>Toby Hopstone</td>
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<td>Toby Hopstone, Director of Special Services</td>
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<td>Donna Bertrand</td>
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East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with Pine Hill School for the procurement of NPS services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $850,000.00.

Specialized educational services are required to appropriately serve students who present with severe, unique emotional and/or developmental disabilities including mental retardation, autistic spectrum disorder, disruptive behavior, mood, disruptive behavior, anxiety and psychotic disorders. Pine Hill is a NPS offering such services that meet the widely varying needs of this unique group of students. Educational services shall be consistent with the master contract and specified services per the students’ IEPs.
**Selection Process**
There was no competitive solicitation done for this type of service.

When there is a determination made by the IEP team that ESUHSD is not able to meet a particular student’s educational needs, recommendations are presented at the student’s IEP meeting. Selection of a facility is based on the facility’s ability to meet the needs of a particular student. Therefore, referrals to any facility such as Pine Hill are made during the student’s IEP meeting by an ESUHSD Program Specialist after consultation with the ESUHSD’s Special Services Coordinator.

Pine Hill School is an NPS that offers specialized educational services for this unique group of ESUHSD students. The vendor pool for these specialized services is very small, especially locally.

**RECOMMENDATION**
It is recommended that the Board of Trustees approve a Contract Services Agreement with Pine Hill School for contract term July 1, 2014, through and including June 30, 2015, for the provision of NPS services for Special Education students in an estimated amount of $850,000.00; to 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.

10. Red Rock Canyon School (RATIFICATION)

<table>
<thead>
<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
</tr>
</thead>
<tbody>
<tr>
<td>Juan Cruz</td>
<td>May 8, 2014 – June 30, 2015</td>
<td>$250,000.00 (estimated annual expenditures for services) -Tuition</td>
<td>Special Education Services</td>
</tr>
<tr>
<td>Toby Hopstone</td>
<td></td>
<td></td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees ratify the Agreement with Red Rock Canyon School for the provision of residential, day treatment, mental health, Non Public School (NPS) and all other related services for a specific ESUHSD special education student. All services provided shall be in accordance with the Student’s IEP plan. The estimated expenditure for this contract is not-to-exceed $250,000.00.

Red Rock Canyon School is located in St. George, Utah and provides 24/7 Intensive Therapeutic Services (Residential Program) program. It is a highly structured, 24-hour-a-day treatment program and NPS that provides a nurturing place for children to live in a neighborhood setting. Through a strength-based, family centered planning process, the team works in partnership to identify what skills and resources are needed. Services may include psychiatric evaluation and medication management, individual, group and family therapy, skill building and behavioral support services, crisis intervention, specialized academic instruction and psycho-education to caregivers related to their child’s special needs.

The goal of 24/7 Intensive Therapeutic Services is to stabilize children’s behavior and improve their daily functioning so that they can return to and maintain their lives back within their community and return to a comprehensive high school.
**Selection Process**
There was no competitive solicitation done for this type of service. This is a very specialized service for a very unique case. Other programs were researched and this facility was determined by ESUHSD staff as the best facility to meet the needs of this particular ESUHSD student.

**RECOMMENDATION**
It is recommended that the Board of Trustees ratify the Agreement with Red Rock Canyon School for the provision of residential, day treatment, mental health, and all other related services for a ESUHSD special education student. The contract term shall be May 8, 2014, through and including June 30, 2015, in an estimated annual amount of $250,000.00; to 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.

### 11. Spectrum Center

<table>
<thead>
<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
</tr>
</thead>
<tbody>
<tr>
<td>Juan Cruz</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$750,000.00 (estimated annual expenditures) - Tuition</td>
<td>Special Education Services</td>
</tr>
<tr>
<td>Toby Hopstone</td>
<td></td>
<td></td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
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</tbody>
</table>

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with Spectrum Center School for the procurement of NPS services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $750,000.00.

Specialized educational services are required to appropriately serve students who present with severe, unique emotional and/or developmental disabilities, including mental retardation, autistic spectrum disorder, disruptive behavior, mood, disruptive behavior, anxiety and psychotic disorders residing in the ESUHSD. Spectrum Center is a NPS offering such services that meet the widely, varying needs of this unique group of students.

**Selection Process**
There was no competitive solicitation done for this type of service.

When there is a determination made by the IEP team that ESUHSD is not able to meet a particular student’s educational needs, recommendations are presented at the student’s IEP meeting. Selection of a facility is based on the facility’s ability to meet the needs of a particular student. Therefore, referrals to any facility such as Spectrum Center are made during the student’s IEP meeting by an ESUHSD Program Specialist after consultation with the ESUHSD’s Special Services Coordinator.

Spectrum Center is a NPS that offers specialized educational services for this unique group of ESUHSD students. The vendor pool for these specialized services is very small especially locally.

**RECOMMENDATION**
It is recommended that the Board of Trustees approve a Contract Services Agreement with Spectrum Center, Inc. for contract term July 1, 2014, through and including June 30, 2015, for the provision of NPS services for Special Education students in an estimated amount of $750,000.00; to 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.

12. The Speech Pathology Group

<table>
<thead>
<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
</tr>
</thead>
<tbody>
<tr>
<td>Toby Hopstone</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$80,000.00 Special Services</td>
<td>Special Services</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td></td>
<td></td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
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</tbody>
</table>

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with The Speech Pathology Group for the procurement of speech therapy services to ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $80,000.00.

Selection Process
The shortage of qualified Speech and Language Pathologists (SLPs) who are available to work in our high schools has been a serious challenge. We have been contracting with two excellent SLPs this year with two agencies that are responsive and support their staff well (BMR & EBS). Most local vendors have been solicited within the past year and several were contracted with, but were not able to provide SLPs.

ESUHSD would much prefer to hire our own full-time employees, and have pursued vigorously all applicants, including attendance at recruitment fairs in the hope of finding qualified candidates. ESUHSD will continue to search for candidates to fill the vacancies at ESUHSD, but in the meantime we require contracts to augment staff to provide necessary services to our students.

BMR, EBS, and The Speech Pathology Group are all companies with pools of local candidates who are highly qualified--often bilingual, able to work at the high school level, and are committed to providing the supervision and training necessary. Administration is requesting authorization from the Board of Trustees to contract with all three of these vendors for the 2014-15 school year.

RECOMMENDATION
It is recommended that the Board of Trustees approve the Contract Services Agreement with The Speech Pathology Group in the amount not-to-exceed $80,000.00 for the contract term of July 1, 2014, through and including June 30, 2015; to 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.

13. Teach For America (RATIFICATION)

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<thead>
<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chris D. Funk</td>
<td>July 1, 2012 – June 30, 2016</td>
<td>$100,000.00 (not-to-exceed annual amount)</td>
<td>Human Resources</td>
</tr>
<tr>
<td>Cari Vaeth</td>
<td></td>
<td></td>
<td>Cari Vaeth, Director of Human Resources</td>
</tr>
<tr>
<td>Donna Bertrand</td>
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</tbody>
</table>
East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to ratify the Agreement with Teach for America for the recruitment and related services for the contract term of July 1, 2012, through June 30, 2016. The contract shall not exceed $100,000.00 per year.

Selection Process
No solicitation process took place for this service.

RECOMMENDATION
It is recommended that the Board of Trustees ratify the Agreement with Teach for America in an amount not-to-exceed $100,000.00 per year for the contract term of July 1, 2012, through and including June 30, 2016; to 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.

14. WestEd

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<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
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</thead>
<tbody>
<tr>
<td>Toby Hopstone</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$100,000.00</td>
<td>Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td></td>
<td></td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td></td>
<td>Special Services</td>
<td></td>
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</tbody>
</table>

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with WestEd for the continued assistance in the implementation of an aligned process, under the umbrella of Multi-Tiered Systems of Supports (MTSS), at ESUHSD site and District levels. The term of the Agreement shall be July 1, 2014, through and including June 30, 2015, in an amount not-to-exceed $100,000.00.

The MTSS framework will be used to coordinate the implementation of the Coordinated Early Intervention Services (CEIS) plan in response to the determination of Significantly Disproportionate Representation in special education.

Selection Process
The Board of Trustees approved WestEd as a Sole Source vendor for this service at their September 19, 2013, Board Meeting.

RECOMMENDATION
It is recommended that the Board of Trustees approve the Agreement with WestEd to provide continued consultation services for the implementation of an aligned process in an amount not-to-exceed $100,000.00. The term shall be July 1, 2014, through and including June 30, 2015; to 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.
### 15. Western Interpreting Network

<table>
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<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
</tr>
</thead>
<tbody>
<tr>
<td>Toby Hopstone</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$80,000.00</td>
<td>Special Services</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td></td>
<td></td>
<td>Toby Hopstone, Director of Special Services</td>
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<tr>
<td>Donna Bertrand</td>
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</tbody>
</table>

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve an Agreement with Western Interpreting Network for the procurement of interpreting services (deaf services) for ESUHSD special education students for the 2014-15 school year. The estimated annual expenditure for this contract is $80,000.00.

**Selection Process**

During the 2013-14 school year when ESUHSD was first presented with this need, calls were made to every known Deaf Interpreting company. Western was contracted based on their staffing abilities. In order to maintain continuity with the student(s), we are recommending that we continue contracting with Western for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Agreement with Western Interpreting Network for the provision of interpreting services (Deaf) for the contract term of July 1, 2014, through and including June 30, 2015, for a not-to-exceed amount of $80,000.00; to 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.
Agenda Item Details

Meeting: May 15, 2014 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

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

Subject: 15.01 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over $50,000 - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager

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.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 15.01 Amendment No. 2

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, 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.

Contracts Over $50K Original Memo.pdf (652 KB) Contracts Over $50K Amendment No1 Memo.pdf (106 KB)
Contracts Over $50K.pdf (126 KB)
Motion & Voting

It is recommended that the Board of Trustees approve the Bond/Capital Projects Contract(s) as presented and with the contingency/understanding that approval of this item is a slight exception to Board Policy 3312.1.

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco.
Final Resolution: Motion Carries
Yea: Clerk Magdalena Carrasco, Member Frank Biehl, President J Manuel Herrera, Vice President Van Le
Not Present at Vote: Member Lan Nguyen
1. Artik Art & Architecture

<table>
<thead>
<tr>
<th>Reviewed by:</th>
<th>Contract Period</th>
<th>Fiscal Impact/ Funding Source</th>
<th>School/Department/ Manager</th>
</tr>
</thead>
<tbody>
<tr>
<td>Linda da Silva</td>
<td>May 15, 2014, through</td>
<td>$88,454.00 (not to exceed)</td>
<td>Mt. Pleasant High School/Facilities</td>
</tr>
<tr>
<td>Janice Unger</td>
<td>project completion</td>
<td>Contingency: $60,000.00</td>
<td>Teresa Marquez, Principal</td>
</tr>
<tr>
<td>Marcus Battle</td>
<td></td>
<td>Measures I</td>
<td>Linda da Silva, Director of Construction,</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Maintenance &amp; Facilities</td>
</tr>
</tbody>
</table>

East Side Union High School District (ESUHSD) is requesting authorization from the Board of Trustees to enter into and approve Work Authorization No. 02 with Artik Art & Architecture to provide architectural services for the Mt. Pleasant High School Buildings 1201-1223 Mini Campus Modernization Project (Project No.I-035-001). Master Agreement for architectural services was entered after April 17, 2014, following Board approval.

**Selection Process**

Administration solicited proposals (RFP-25-13-14) from the Board approved pool of District architectural consultants. Three (3) proposals were received and evaluated on experience, work plan, project team and fee by District staff members. The firms that submitted proposals for this project were Artik Art & Architecture, AEDIS and IBI Group. Upon thorough examining of the proposals against the criteria sighted in the RFP, Artik Art & Architecture scored the highest and provided the best value to the District.

During this process it was discovered that we have (10) portables without certification. Additional work may be required by DSA for project closeout certification of the existing portables. Staff is asking for an owner’s contingency of an estimated amount of $60,000.00 to cover services from the architect of record if required by DSA.

**RECOMMENDATION**

It is recommended that the Board of Trustees enter into and approve an Agreement with Artik Art & Architecture for Mt. Pleasant High School Buildings 1201-1223 Mini Campus Modernization Project in an amount not to exceed $88,454.00 and approve an owner’s contingency amount not to exceed $60,000.00.
Agenda Item Details

Meeting: May 15, 2014 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category: 18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR

Subject: 18.01 Approve Contract(s) for Professional Services At or Below $50,000

Type: Action

Recommended Action: It is recommended that the Board of Trustees approve the attached 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(s) 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 (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 18.01
Amended No.2

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

SUBJECT: Approve Contract(s) for Professional Services At or Below $50,000

The attached list of Contract(s) for Professional Services at or below $50,000 is/are being presented for Board review and approval as recommended.

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 attached 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(s) 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 (based on the original contract amount plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board approved contract.

Contracts At or Below $50k_2014 0515.pdf (37 KB)  Contracts At or Below 50k_Memo_Replaced.pdf (92 KB)  Contracts At or Below 50K_Memo#2.pdf (94 KB)
It is recommended that the Board of Trustees approve the attached Contract(s) for Professional Services at or below $50,000 subject to Board Policy 3312.1.

Motion by Member Frank Biehl, second by Clerk Magdalena Carrasco.
Final Resolution: Motion Carries
Yea: Clerk Magdalena Carrasco, Member Frank Biehl, President J Manuel Herrera, Member Lan Nguyen, Vice President Van Le
<table>
<thead>
<tr>
<th>Contractor Name</th>
<th>Reviewed By</th>
<th>Contract Period</th>
<th>Cost/ Funding</th>
<th>School/Dept. Manager</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. AMS Services, Annie Gambelin</td>
<td>Toby Hopstone</td>
<td>September 1, 2014 – June 30, 2015</td>
<td>$5,000.00</td>
<td>Special Services</td>
<td>To provide translations &amp; interpretation services for IEP meetings.</td>
</tr>
<tr>
<td></td>
<td>Juan Cruz,</td>
<td></td>
<td></td>
<td>Toby Hopstone, Director of Special Services</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Donna Bertrand</td>
<td></td>
<td>Special Services</td>
<td>Toby Hopstone, Director of Special Services</td>
<td></td>
</tr>
<tr>
<td>2. Asilomar</td>
<td>Juan Cruz</td>
<td>June 9-10, 2014</td>
<td>$15,000.00</td>
<td>Education Center/ Instructional Services</td>
<td>To provide sleeping rooms, meeting space, food, and beverage for Instructional Services Retreat.</td>
</tr>
<tr>
<td></td>
<td>Donna Bertrand</td>
<td></td>
<td>General Fund</td>
<td>Juan Cruz, Assistant Superintendent</td>
<td></td>
</tr>
<tr>
<td>3. Bel-Aire Productions</td>
<td>Martha Brazil</td>
<td>May 29-30, 2014</td>
<td>$1,450.00</td>
<td>Oak Grove</td>
<td>To provide the sound production for Oak Grove’s graduation commencement ceremony. Services include all labor to set up, operate, and removal of the sound equipment.</td>
</tr>
<tr>
<td></td>
<td>Juan Cruz,</td>
<td></td>
<td>General Fund</td>
<td>Martha Brazil, Principal</td>
<td></td>
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<tr>
<td></td>
<td>Donna Bertrand</td>
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<td></td>
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<tr>
<td>4. Cal Coast Telecom</td>
<td>Randy Phelps</td>
<td>June 4, 2014 – August 19, 2014</td>
<td>$30,000.00</td>
<td>Education Center/ District Wide</td>
<td>To provide maintenance services on ESUHSD’s existing CCTV camera systems</td>
</tr>
<tr>
<td></td>
<td>Anthony Revelo</td>
<td></td>
<td>Restricted Maintenance</td>
<td>Randy Phelps, Director</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Donna Bertrand</td>
<td></td>
<td></td>
<td>Anthony Revelo, Coordinator</td>
<td></td>
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<tr>
<td></td>
<td>Marcus Battle</td>
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</tr>
<tr>
<td>5. DJC Holdings, LLC dba N2Y</td>
<td>Toby Hopstone</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$15,000.00</td>
<td>Special Services</td>
<td>To provide introduction and overview of Unique Learning Systems (ULS) curriculum, instruction, and assessment for the Special Education Teachers with moderate/severe kids.</td>
</tr>
<tr>
<td></td>
<td>Juan Cruz,</td>
<td></td>
<td>Special Services</td>
<td>Toby Hopstone, Director of Special Services</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Donna Bertrand</td>
<td></td>
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</tr>
<tr>
<td></td>
<td>Vendor / Service Provider</td>
<td>Contact Person(s)</td>
<td>Start Date – End Date</td>
<td>Contract Amount</td>
<td>Service Description</td>
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<tr>
<td>6.</td>
<td>Family &amp; Children Services</td>
<td>Toby Hopstone, Juan Cruz, Donna Bertrand</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$5,000.00 Special Services</td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>7.</td>
<td>James Bylund, Psy.D</td>
<td>Toby Hopstone, Juan Cruz, Donna Bertrand</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$10,000.00 Special Services</td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>8.</td>
<td>Karla Trujillo</td>
<td>Toby Hopstone, Juan Cruz, Donna Bertrand</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$45,000.00 Special Services</td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>9.</td>
<td>Landscape Pest Control Services, Inc.</td>
<td>John Lawrence, Linda DaSilva, Marcus Battle, Donna Bertrand</td>
<td>May 16, 2014 – June 30, 2015</td>
<td>$15,000.00 Maintenance – General Fund</td>
<td>John Lawrence, Assistant Director</td>
</tr>
<tr>
<td>10.</td>
<td>Parchment, Inc.</td>
<td>Juan Cruz, Donna Bertrand</td>
<td>May 16, 2014 – June 30, 2018</td>
<td>No cost to ESUHSD District Wide</td>
<td>Juan Cruz, Assistant Superintendent</td>
</tr>
<tr>
<td>Contract(s) Under 50k</td>
<td>Bd. Mtg. 5-15-14</td>
<td></td>
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<tr>
<td><strong>11.</strong> Rita Renjitham Alfred</td>
<td>July 1, 2014 – June 30, 2015</td>
<td>$40,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Toby Hopstone</td>
<td>Special Services</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Juan Cruz</td>
<td>Toby Hopstone, Director of Special Services</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td>To plan and implement a framework of Restorative Justice and Practices, at three pilot high schools in ESUHSD.</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract(s) Under 50k</th>
<th>Bd. Mtg. 5-15-14</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>12.</strong> San Bernardino County Superintendent of Schools</td>
<td>July 1, 2014 – June 30, 2015</td>
</tr>
<tr>
<td>Kirsten King</td>
<td>Education Center, Professional Development</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td>Kirsten King, Director</td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td>To provide the on-going hosting of the ESUHSD’s Organizational Management System (OMS) which provides online professional development registration for all ESUHSD employees. Services include data management, Title II Federal reporting functions, server maintenance, security back-ups, upgrades, and technical support for the ESUHSD system administrator.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract(s) Under 50k</th>
<th>Bd. Mtg. 5-15-14</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>13.</strong> Shelley Davis</td>
<td>September 1, 2014 – June 30, 2015</td>
</tr>
<tr>
<td>Toby Hopstone</td>
<td>Special Services</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td>To provide social skills training to ESUHSD special education student(s) in accordance with their IEP.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract(s) Under 50k</th>
<th>Bd. Mtg. 5-15-14</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>14.</strong> Stars School Solutions</td>
<td>September 1, 2014 – June 30, 2015</td>
</tr>
<tr>
<td>Toby Hopstone</td>
<td>Special Services</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td>To provide mental health services to Special Education Student(s) per their IEP.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract(s) Under 50k</th>
<th>Bd. Mtg. 5-15-14</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>15.</strong> VT Safety Services</td>
<td>July 1, 2014 – June 30, 2015</td>
</tr>
<tr>
<td>Toby Hopstone</td>
<td>Special Services</td>
</tr>
<tr>
<td>Juan Cruz</td>
<td>Toby Hopstone, Director of Special Services</td>
</tr>
<tr>
<td>Donna Bertrand</td>
<td>To provide annual CPR and First Aid training per State requirements.</td>
</tr>
</tbody>
</table>
Agenda Item Details

Meeting: May 15, 2014 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category: 20. FACILITIES - CONSENT/ACTION CALENDAR

Subject: 20.01 Approve Bond/Capital Projects Contract(s) for Professional Services At or Below $50,000

Type: Action

Recommended Action: It is recommended that the Board of Trustees approve 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 plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Item: 20.01
Amendment No. 2

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, André Bell, Assistant Director of Capital Accounting and Purchasing, and Janice Unger, Capital Projects Purchasing Manager

SUBJECT: Approve 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 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) 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 plus all approved amendments in the aggregate); or (iii) alter the quality or quantity of services or goods provided under the Board-approved contract.
Motion & Voting

It is recommended that the Board of Trustees approve the Bond/Capital Projects Contract(s) for Professional Services at or below $50,000 subject to Board Policy 3312.1.

Motion by Member Frank Biehl, second by Member Lan Nguyen.
Final Resolution: Motion Carries
Yea: Clerk Magdalena Carrasco, Member Frank Biehl, President J Manuel Herrera, Member Lan Nguyen, Vice President Van Le
## EAST SIDE UNION HIGH SCHOOL DISTRICT
**Bond/Capital Projects Professional Contract Services At or Below $50,000**
**Board Meeting of May 15, 2014 - Item 20.01**

### A. BOND / FACILITIES

<table>
<thead>
<tr>
<th>Contractor Name</th>
<th>Reviewed By</th>
<th>Contract Period</th>
<th>Cost/ Funding</th>
<th>School/Dept. Manager</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Construction Inspection Services, CIS, Inc.</td>
<td>Linda da Silva</td>
<td>May 16, 2014 – project completion</td>
<td>$11,250.00 (not to exceed)</td>
<td>Silver Creek High School/Facilities</td>
<td>Provide DSA inspection services for the Silver Creek High School Stadium Lighting Project. (Project No. G-055-216)</td>
</tr>
<tr>
<td></td>
<td>Marcus Battle</td>
<td></td>
<td></td>
<td>Adolfo Laguna, Principal</td>
<td>Administration solicited (RFP-18-13-14) to the District’s Board approved IOR (Inspector of Record) pool of consultants. Two (2) consultants submitted proposals. All proposals were evaluated and Construction Inspection Services, CIS, Inc., submitted the most responsive/responsible proposal for this project.</td>
</tr>
<tr>
<td></td>
<td>Janice Unger</td>
<td></td>
<td></td>
<td>Linda da Silva, Director of Construction, Maintenance &amp; Facilities</td>
<td></td>
</tr>
<tr>
<td>2. Construction Inspection Services, CIS, Inc.</td>
<td>Linda da Silva</td>
<td>May 16, 2014 – project completion</td>
<td>$6,000.00 (not to exceed)</td>
<td>Evergreen Valley High School/Facilities</td>
<td>Provide DSA inspection services for the Evergreen Valley High School Misc. Building Improvements Project. (Project No. E-075-004)</td>
</tr>
<tr>
<td></td>
<td>Marcus Battle</td>
<td></td>
<td></td>
<td>Lauren Kelly, Principal</td>
<td>Administration solicited (RFP-17-13-14) to the District’s Board approved IOR (Inspector of Record) pool of consultants. Administration received one (1) proposal from the pool. The proposal was evaluated and Construction Inspection Services, CIS, Inc., submitted a responsive/responsible proposal for this project.</td>
</tr>
<tr>
<td></td>
<td>Janice Unger</td>
<td></td>
<td></td>
<td>Linda da Silva, Director of Construction, Maintenance &amp; Facilities</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Marcus Battle</td>
<td></td>
<td></td>
<td>Glenn VanderZee, Principal</td>
<td>Administration solicited (RFP-16-13-14) to the District’s Board approved IOR (Inspector of Record) pool of consultants. Administration received one (1) proposal from the pool. The proposal was evaluated and Furman &amp; Associates, Inc., submitted a responsive/responsible proposal for this project.</td>
</tr>
<tr>
<td></td>
<td>Janice Unger</td>
<td></td>
<td></td>
<td>Linda da Silva, Director of Construction, Maintenance &amp; Facilities</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Firm</td>
<td>Contact Person 1</td>
<td>Contact Person 2</td>
<td>Contact Person 3</td>
<td>Project Start Date</td>
</tr>
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<tr>
<td>4</td>
<td>Ninyo &amp; Moore</td>
<td>Linda da Silva</td>
<td>Marcus Battle</td>
<td>Janice Unger</td>
<td>May 16, 2014</td>
</tr>
<tr>
<td>5</td>
<td>NetXperts, Inc.</td>
<td>Randy Phelps</td>
<td>Marcus Battle</td>
<td>Janice Unger</td>
<td>No change</td>
</tr>
</tbody>
</table>