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Agenda Item Details

Meeting Dec 07, 2017 - ESUHSD ANNUAL ORGANIZATIONAL & REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 18. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR

Subject 18.02 Approve Minutes of September 19, 2017, Regular Board Meeting

Type Action, Minutes

Recommended Action It is recommended that the Board of Trustees approve the September 19, 2017, Regular Board Meeting minutes as presented.

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent


SUBJECT: Approve Minutes of September 19, 2017, Regular Board Meeting

Attached are the minutes of the September 19, 2017, 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 September 19, 2017, Regular Board Meeting minutes as presented.

 [BA_2017_09_19_17_Regular_Minutes.pdf \(808 KB\)](#)

Motion & Voting

Motion by Member Lan Nguyen, second by Member Pattie Cortese, to approve the September 19, 2017, Regular Board Meeting minutes as presented.

Motion by Lan Nguyen, second by Pattie Cortese.
Final Resolution: Motion Carries
Yea: Frank Biehl, J Manuel Herrera, Pattie Cortese, Lan Nguyen, Van Le

APPROVED
Board of Trustees
December 7, 2017

A handwritten signature in blue ink, appearing to read "Maryn Y. Funk".



Preparing every student to thrive in a global society.

**EAST SIDE UNION HIGH SCHOOL DISTRICT
REGULAR MEETING
OF THE
BOARD OF TRUSTEES
Meeting Held at
East Side Union High School District
Board Room
830 N. Capitol Avenue, San Jose, CA 95133
September 19, 2017
4:00 p.m.**

1. CALL TO ORDER / ROLL CALL

1.01 Roll Call

Board President Frank Biehl called the Regular Board meeting to order at 4:14 PM.

Present for roll call:

- President Frank Biehl
- Vice President J. Manuel Herrera
- Clerk Pattie Cortese
- Member Lan Nguyen
- Member Van Le

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

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

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 in the Board Room 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 Mindfulness Practice

2.02 Expulsion(s)

- 17-18-001
- 17-18-002

2.03 Public Employee Performance Evaluation (Government Code Section 54957):

- Superintendent

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

- Superintendent (1)
- Coordinator of Child Adult Education (1)
- Coordinator of Child Development (1)

Coordinator of Child Adult Education (1)

Motion by Member Lan Nguyen, second by Clerk Pattie Cortese, to approve the appointment of Kathy Frye as Coordinator of Adult Education.

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

Coordinator of Child Development (1)

Motion by Pattie Cortese, second by Member Van Le, to approve the appointment of Alicia Magallanes as Coordinator of Child Development.

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

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

2.06 Conference with Labor Negotiators (Government Code Section 54957.6)

Agency Designated Representatives:

Chris D. Funk, Superintendent

Marcus Battle, Associate Superintendent of Business Services

Cari Vaeth, Associate Superintendent of Human Resources

Glenn Vander Zee, Associate Superintendent of Educational Services

Employee Organizations:

American Federation of Teachers (AFT)

California School Employees Association (CSEA)

East Side Teachers Association (ESTA)

Administrator Collaborative of East Side (ACES)

Unrepresented Employees:

Administrators

Managers

Confidential Employees

**2.07 Conference with Legal Counsel – Anticipated Litigation:
Significant exposure to litigation pursuant to subdivision (d)(2) of
Government Code Section 54956.9:**

- **Four (4) Potential Cases**

**2.08 Conference with Legal Counsel – Existing Litigation:
Paragraph (1) of subdivision (d) of Government Code Section 54956.9:**

Two (2) Cases

- **Office of Administrative Hearings: Case No. Case No. 2017060756**
- **Steve Smith Enterprises, Inc. v. East Side Union High School District, et al.,
Santa Clara County Superior Court Case No. 17CV312817**

Office of Administrative Hearings: Case No. 2017060756

Motion by President Frank Biehl, second by Vice President J. Manuel Herrera, the Board unanimously approved a settlement and mutual release agreement in the matter, including a three-year placement in a non public school, the provision of transportation services, and the payment of \$6,000 in attorney fees to the petitioner in that case.

Yea: President Frank Biehl, Vice President J Manuel Herrera,
Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

**2.09 Conference with Legal Counsel – Anticipated Litigation:
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section
54956.9:**

- **One (1) Potential Case**

Motion by Member Van Le, second by Clerk Pattie Cortese, to approve the initiation of litigation. The Defendant in that action of which will be disclosed publicly upon the filing of that action.

Yea: President Frank Biehl, Vice President J Manuel Herrera,
Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

**3. RESUME OPEN SESSION AT APPROXIMATELY 6:30 P.M. - EDUCATION CENTER
BOARD ROOM**

3.01 Pledge of Allegiance

4. WELCOME AND EXPLANATION TO AUDIENCE

4.01 Any person may address the Board on any item on the meeting agenda. Information explaining Board meeting procedures and how citizens can address the Board will be read. Persons wishing to address the Board must fill out a speaker request form, which is located at the entrance of the Board Room. Written information is located near the entrance to the Board Room.

5. ADOPTION OF AGENDA

5.01 The Superintendent and/or Board Member(s) may request that items be removed from the agenda for consideration and/or carried to a future Board meeting for consideration and/or action, and/or that that the Board take action in a regular meeting on a subject not listed on the published agenda on an emergency basis or other basis allowed by law. (Gov. Code 54954.2)

6. BOARD SPECIAL RECOGNITION(S)

No Items on Calendar under this Section

7. STUDENT BOARD LIAISON(S) (5 minutes each school)

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 and/or Discussion regarding Silicon Valley Career Technical Education - Alyssa Lynch, Superintendent, MetroED

Presentation item; no action taken

8.03 Presentation, Discussion and/or Action to Accept the Unaudited Actuals Financial Report for Fiscal Year 2016/2017 - Marcus Battle, Associate Superintendent of Business Services, and Silvia Pelayo, Director of Finance

It is recommended that the Board Of Trustees approve and accept the Unaudited Actuals for 2016/2017 fiscal year report as presented with permission to proceed with any additional fiscal year-end adjustments that may be necessary.

Public speaker:

•Marisa Hanson, ESTA President

Motion by President Frank Biehl, second by Member Lan Nguyen

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

8.04 Discussion and/or Action to Adopt Resolution #2017/2018-06 Authorizing the Issuance and Sale of General Obligation Bonds, 2014 Election, Series B (Ed-Tech Bonds®), in the Principal Amount of Not to Exceed \$20,000,000, and Approving Documents and Official Actions Relating Thereto - Marcus Battle, Associate Superintendent of Business Services, Dale Scott, Dale Scott and Company, and Charles F. Adams, Jones Hall

It is recommended that the Board of Trustees adopt Resolution #2017/2018-06 Authorizing the Issuance and Sale of General Obligation Bonds, 2014 Election, Series B (Ed-Tech Bonds®), in the Principal Amount of Not to Exceed \$20,000,000, and Approving Documents and Official Actions Relating Thereto.

Motion by President Frank Biehl, second by Clerk Pattie Cortese
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

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

9.01 Hold Public Hearing at Approximately 6:10 p.m. for Resolution 2017/2018-07 Regarding the GANN Spending Limit - Marcus Battle, Associate Superintendent of Business Services, and Silvia Pelayo, Director of Finance

Public hearing held. There were no public speakers.

9.02 Discussion and/or Action to Adopt Resolution #2017/2018-07 Establishing Appropriations for GANN Spending Limit - Marcus Battle, Associate Superintendent of Business Services, and Silvia Pelayo, Director of Finance

It is recommended that the Board of Trustees adopt resolution #2017/2018-07 establishing appropriations for the GANN Spending Limit.

Motion by Member Van Le, second by Clerk Pattie Cortese
Yea: President Frank Biehl, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Not Present at Vote/Out of Room: Vice President J Manuel Herrera
Vote: 4/0; Member J. Manuel Herrera not present at vote; Motion Carries

9.03 Hold Public Hearing at Approximately 6:15 p.m. for Resolution #2017-2018-10 Regarding the Sufficiency of Textbooks and Instructional Materials per Education Code 60119 - Glenn Vander Zee, Associate Superintendent of Educational Services

Public hearing held. There were no public speakers.

9.04 Discussion and/or Action to Adopt Resolution #2017/2018-10 Regarding the Sufficiency of Textbooks and Instructional Materials per Education Code 60119 - Glenn Vander Zee, Associate Superintendent of Educational Services

It is recommended that the Board of Trustees Adopt Resolution #2017/2018-10 Regarding the Sufficiency of Textbooks and Instructional Materials per Education Code 60119

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Not Present at Vote/Out of Room: Vice President J Manuel Herrera
Vote: 4/0; Member J. Manuel Herrera not present at vote; Motion Carries

10. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

10.01 Members of the public may address the Board on any subject not on tonight's agenda; however, provisions of the Brown Act (Government Code Section 54954.2(a) and 54954.3) preclude any action. As an unagendized item, no response is required from the Board or District staff and no action can be taken; however, the Board may instruct the Superintendent to agendize the item for a future meeting. Any person may address the Board on any item on the meeting agenda. Persons wishing to address the Board must fill out a speaker request form, which is located at the entrance of the Board Room. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.

Public speaker:
•Marisa Hanson, ESTA President

11. BOARD OF TRUSTEES/SUPERINTENDENT - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

11.01 Discussion and/or Action to Adopt Resolution #2017/2018-05 In Support of Deferred Action for Childhood Arrivals (DACA) - Pattie Cortese, Board Clerk, and Frank Biehl, Board President

It is recommended that the Board of Trustees Adopt Resolution #2017/2018-05 in Support of Deferred Action for Childhood Arrivals (DACA).

Motion by Clerk Pattie Cortese, second by President Frank Biehl
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

11.02 Discussion and/or Action to Receive First Reading of Amendments to Board Policy #5116 School Attendance Boundaries - Chris D. Funk, Superintendent

Received first reading of amendments to Board Policy #5116 School Attendance Boundaries.

11.03 Discussion and/or Action regarding CSBA Call for Nominations for Directors-at-Large African American and American Indian - Frank Biehl, Board President

No nomination(s) made; no action on this item

11.04 Discussion and/or Action regarding Superintendent's Employment Contract - Frank Biehl, Board President

Legal Counsel Rogelio Ruiz

At the last Board meeting, the Board announced that it had completed the Superintendent's evaluation and he had achieved an overall satisfactory rating. That was announced in open session. The item before you is an amendment to his contract to reflect the impact of the overall satisfactory rating that being that his contract is extended for one year, from July 1, 2018, through June 30, 2019. This is a second amendment to his contract. The effective date of the second amendment that is in front of you is in section 1. It provides for the one-year extension of time through June 30, 2019. It also provides that if the Board determines that it shall not renew or extend the contract beyond June 30, 2019, then the Board will provide the Superintendent written notice of such determination not to renew or extend no later than November 30, 2018. The proposed amendment in front of you also deletes the provision in the Superintendent's existing contract that provides for automatic increase to his base salary in the same amount as the Board may grant to certificated management. During the term of is extension period, if the Board grants a raise to certificated management, then it will not automatically result in a raise for the Superintendent. Section 2(c) is deleted in its entirety; 2(c) is the one I just went over. The last change is that his evaluation, his goals and objectives are changed, the amendment provides that the Superintendent and Board will meet within 120 days of June 30 each calendar year for the purpose of reviewing, amending and/or modifying the Superintendent's goals and objectives under the contract. The change there is that the contract currently provides that the meeting takes place within 90 days of June 30; that period is extended by 30 days to 120 days. Those are the full effects of the amendment that is in front of you.

President Frank Biehl

I think this is very fair. We had a positive evaluation and the Superintendent reported that out previously. That resulted in the extension of his contract for one year. What we've done here is we've aligned the decision point for future one-year extensions of the contract to align with our evaluation period. The Superintendent used to get a one-year notice, now he receives a seven-months notice and he has also given up that one provision of the automatic raise. It doesn't prohibit the Board from providing a raise to the Superintendent. It just has to be done openly in a public meeting. It just isn't something that just happens automatically in the contract. It's a decision that the Board would have to do with transparency.

Motion by President Frank Biehl, second by Vice President J. Manuel Herrera, to approve the Superintendent's employment contract as written/presented.

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

11.05 Discussion and/or Action regarding Senior Manager of Internal Controls' Proposed Preliminary Draft Annual Audit Work Plan - Kelly Kwong, CPA, Senior Manager of Internal Controls

It is requested that the Board receive the Senior Manager of Internal Controls' proposed preliminary draft Annual Audit Work Plan. The final Annual Audit Work Plan will be presented to the Board for approval at the October 12, 2017, Board meeting.

Motion by Clerk Pattie Cortese, second by Member Lan Nguyen

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

12. EDUCATIONAL SERVICES/STUDENT SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

12.01 Discussion and/or Action to Approve Academic Criterion for Reclassification of English Learners to English Proficient Students for the 2017-2018 School Year-Glenn Vander Zee, Associate Superintendent of Educational Services

It is recommended that the Board of Trustees approve the academic criterion for reclassification of English learners to English proficient students for the 2017-2018 school year.

Motion by President Frank Biehl, second by Clerk Pattie Cortese

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

12.02 Discussion and/or Receipt of Charter School Renewal Petition for KIPP San Jose Collegiate submitted by KIPP Bay Area Schools - Glenn Vander Zee, Associate Superintendent of Educational Services

It is recommended that the Board of Trustees receive the charter school renewal petition for KIPP San Jose Collegiate submitted by KIPP Bay Area Schools.

Public speaker:

•Tom Ryan

Motion by President Frank Biehl, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

12.03 Discussion and/or Action to Receive First Reading of Amended Board Policy #5141.52 Suicide Prevention – Glenn Vander Zee, Associate Superintendent of Educational Services

Received first reading of amendments to Board Policy #5141.52 Suicide Prevention.

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

13.01 Presentation and Discussion regarding the Short-Term Non-Certificated Summer Staffing Initiative - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance & Facilities, Janice Unger, Director of Purchasing and Capital Accounting, and Randy Phelps, Chief Technology Officer

Presentation item; no action taken

13.02 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented and 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 per Board Policy 3312.1.

Motion by President Frank Biehl, second by Clerk Pattie Cortese

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

13.03 Discussion and/or Action to Adopt Resolution #2017/2018-08 Competitive Negotiation for Financial Management Information System Procurement and Implementation Public Contract Code Section 20118.2 - Marcus Battle, Associate Superintendent of Business Services, Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

It is recommended that the Board of Trustees adopt Resolution #2017/2018-08 authorizing competitive negotiation for a financial management information system procurement and implementation in accordance with Public Contract Code 20118.2.

Motion by Member Lan Nguyen, second by Vice President J Manuel Herrera
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

13.04 Discussion and/or Action to Ratify Final Proposition 39 Facilities Use Agreement with KIPP - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Legal Counsel

It is recommended that the Board of Trustees ratify the Memorandum of Understanding regarding Proposition 39 Facilities Use Agreement 2017-2018 between the District and KIPP for a one year term and authorize Administration to enter into such agreement in substantially the form presented.

Public speaker:
•Adam Kaye

Motion by President Frank Biehl, second by Vice President J Manuel Herrera
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

13.05 Discussion and/or Action Regarding Land Use by Luis Valdez Leadership Academy (LVLA) at Yerba Buena High School, 1855 Lucretia Avenue, San Jose, CA 95122 - Marcus Battle, Associate Superintendent of Business Services, and Julio Lucas, Director of Construction, Maintenance & Facilities

It is recommended that the Board of Trustees approve the Administration's recommendation to commence developing a project with Luis Valdez Leadership Academy (LVLA) a restroom building at Yerba Buena High School, 1855 Lucretia Avenue, San Jose, CA 95122, with no fiscal impact to the District.

Motion by Member Lan Nguyen, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

13.06 Discussion and/or Action to Approve Request for a One-Time Waiver of Board Policy 5142.1 to Allow for a Fireworks Display at Oak Grove High School on October 6, 2017 - Marcus Battle, Associate Superintendent of Business Services

It is recommended that the Board of Trustees approve the request for a one-time waiver of Board Policy 5142.1 to allow for a fireworks display at Oak Grove High School, subject to the conditions as presented and the approval from the San Jose Fire Marshall.

Motion by Clerk Pattie Cortese, second by Vice President J Manuel Herrera
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

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

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

It is recommended that the Board of Trustees approve variable term waiver requests for the certificated employees as specified.

Motion by Member Van Le, second by Member Lan Nguyen
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

14.02 Discussion and/or Action to Approve Provisional Permit Request for Certificated Employees – Cari Vaeth, Associate Superintendent of Human Resources

It is recommended that the Board of Trustees approve the provisional internship permit request for certificated employees as specified.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

14.03 Discussion and/or Action to Approve New Classified Management Job Description and Salary Range for Facilities Operations Manager - Cari Vaeth, Associate Superintendent of Human Resources

It is recommended the Board of Trustees approve the new classified management job description and salary range for Facilities Operations Manager.

Motion by President Frank Biehl, second by Clerk Pattie Cortese
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese,
Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

14.04 Review, Consideration and Adoption of Resolution #2017/2018-11 Authorizing Elimination and Layoff of Classified Management Services: Assistant Director of Facilities and Operations (1.0 FTE) - Cari Vaeth, Associate Superintendent of Human Resources

It is recommended that the Board of Trustees consider the layoff and elimination of one classified management position (Assistant Director of Construction/Facilities).

Motion by Member Van Le, second by Member Lan Nguyen
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

14.05 Discussion and/or Action to Approve a Project Manager Position - Cari Vaeth, Associate Superintendent of Human Resources

It is recommended that the Board of Trustees approve the addition of one Project Manager position.

Motion by President Frank Biehl, second by Member Lan Nguyen
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

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

15.01 Presentation, Discussion and/or Action to Revise the Format of the Construction Contract Change Order Board Memos - Marcus Battle, Associate Superintendent of Business Services, and Janice Unger, Director of Purchasing and Capital Accounting

It is recommended that the Board of Trustees approve the revised format for construction contract change orders as presented.

Motion by Member Van Le, second by President Frank Biehl
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

15.02 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance and Facilities, and Janice Unger, Director of Purchasing and Capital Accounting

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.

Motion by Member Lan Nguyen, second by Vice President J Manuel Herrera
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

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 Clerk Pattie Cortese, second by Member Van Le, to approve the entire consent/action calendar as presented.

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion carries

16. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR

16.01 Approve Minutes of June 8, 2017, Regular Board Meeting

It is recommended that the Board of Trustees approve the June 8, 2017, Regular Board Meeting minutes as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

16.02 Approve Minutes of June 22, 2017, Regular Board Meeting

It is recommended that the Board of Trustees approve the June 22, 2017, Regular Board Meeting minutes as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

17. EDUCATIONAL SERVICES / STUDENT SERVICES - CONSENT/ACTION CALENDAR

17.01 Ratify/Approve School Field Trips

It is recommended that the Board approve the field trips as listed, pending purchase of trip insurance on travel out of the country and the continental United States.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

17.02 Approve Career Technical Education Advisory Committee for the 2017-2018 School Year

It is recommended that the Board of Trustees approve the Career Technical Education Advisory Committee for the 2017-2018 school year as indicated herein.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

17.03 Approve School Attendance Review Board (SARB) for 2017-2018 School Year

It is recommended that the Board of Trustees approve all agency representatives listed as members of the School Attendance Review Board for the 2017-2018 school year.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR

18.01 Approve Award of Bids and Request for Proposals for General Purchasing

It is recommended that the Board of Trustees approve the award of bids and request for proposals as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

18.02 Ratify/Approve Contract(s) for Professional Services At or Below \$25,000

It is recommended that the Board of Trustees ratify the projects contract(s) for professional services at or below \$25,000 as presented and 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount 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 per Board Policy 3312.1.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

18.03 Approve Purchase Orders Dated August 1, through August 31, 2017

It is recommended that the Board of Trustees approve the purchase orders dated August 1, through August 31, 2017.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

18.04 Ratify/Approve Change Orders to Purchase Orders

It is recommended that the Board of Trustees ratify/approve the change orders to purchase orders as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

18.05 Ratify/Approve CUPCCAA Informal General Purchasing Project(s)

It is recommended that the Board of Trustees ratify/approve the CUPCCAA informal project(s) as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

18.06 Ratify/Approve Memoranda of Understanding

It is recommended that the Board of Trustees approve the memoranda of understanding as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

18.07 Adopt Resolution #2017/2018-09 Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546

It is recommended that the Board of Trustees adopt Resolution #2017/2018-09 an Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal pursuant to Education Code Sections 17545 and 17546.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

18.08 Approve Lawful Business Travel Expense of Marcus Battle, Associate Superintendent of Business Services, Primary Designated School Official (PDSO), Nadia Davis, Attendance Accounting/International Student Program Coordinator, Designated School Official (DSO), Nguyet Dinh, Administrator of Minority Language Programs, and Jonathan Mach, Assistant Principal, Silver Creek High School to travel to China

It is recommended that the Board of Trustees approve the lawful business travel of Marcus Battle, Nguyet Dinh and Jonathan Mach to China, October 14-23, 2017, for the purpose of growing our international student participation from China and of establishing meaningful partnerships and long term-collaboration opportunities with Chinese Schools.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

18.09 Approve Budget Transfers for the Month of July, 2017

It is recommended that the Board of Trustees approve the budget transfers for the month of July 2017.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

18.10 Accept Warrant Register for the Month of July, 2017

It is recommended that the Board of Trustees accept the warrant register for the month of July, 2017.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

19. HUMAN RESOURCES - CONSENT/ACTION CALENDAR

19.01 Ratify/Approve Classified Personnel Actions Presented September 19, 2017

It is recommended that the Board of Trustees approve the classified personnel actions as specified.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

19.02 Ratify/Approve Certificated Personnel Actions Presented September 19, 2017

It is recommended that the Board of Trustees approve the certificated personnel actions as specified.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

19.03 Ratify/Approve Student Aide Personnel Actions Presented September 19, 2017

It is recommended that the Board of Trustees approve the student aide personnel actions as specified.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

20. FACILITIES/BOND - CONSENT/ACTION CALENDAR

20.01 Approve Award of Bids and Request for Proposals for Bond/Capital Projects

It is recommended that the Board of Trustees approve the award of bids and request for proposals for bond/capital projects as presented.

Motion by Clerk Pattie Cortese, second by Member Lan Nguyen

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

20.02 Ratify Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000

It is recommended that the Board of Trustees ratify the Bond/Capital Projects Contract(s) for Professional Services at or below \$50,000 as presented and 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount 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 per Board Policy 3312.1.

Motion by Clerk Pattie Cortese, second by Member Van Le

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

Vote: 5/0; Motion Carries

20.03 Ratification of Bond/Capital Projects Change Orders to Construction Contracts and Purchase Orders At or Below \$175,000

It is recommended that the Board of Trustees ratify the construction change orders and purchase orders as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

20.04 Ratify CUPCCAA Informal Bond Project(s)

It is recommended that the Board of Trustees ratify the CUPCCAA informal project(s) as presented.

Motion by Clerk Pattie Cortese, second by Member Van Le
Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le
Vote: 5/0; Motion Carries

21. WRITTEN REPORTS/RECOMMENDATIONS

21.01 Receive Internal Audit Report Bond Fund: Expenditure and Payment Procedures (FY17-1)

Report received

21.02 Receive Internal Audit Report Bond Fund: Conflict of Interest (FY17-2)

Report received

21.03 Receive Internal Audit Report Employee Other Reimbursement (FY17-3)

Report received

21.04 Receive Internal Audit Report Payroll Operational Review Follow Up (FY17-4)

Report received

21.05 Receive Internal Audit Report Credit Cards (FY17-5)

Report received

21.06 Receive Internal Audit Report Employee Travel and Conference (FY17-6)

Report received

21.07 Receive Internal Audit Report Employee Car Allowance and Mileage Reimbursement (FY17-7)

Report received

21.08 Receive Report on Summer Swim Programs at East Side Union High School District

Report received

21.09 Receive Report for East Side Union High School District on Minority and/or Women Owned Business

Report received

21.10 Receive Report on Energy Savings

Report received

21.11 Non-Public School 5-Year Comparison

Report received

22. FUTURE AGENDA ITEMS

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

President Frank Biehl:

- Non-Publics Schools (NPS) Contracts – Five-Year Trend (Report)
- Community Wireless Project (Presentation)

22.02 Future Items

Frank Biehl, Board President

Item	Date (tentative)	Type
Charter Schools	TBD	Report
Solar Projects	TBD	Report

J. Manuel Herrera, Board Vice President

Item	Date (tentative)	Type
STEAM	TBD	Presentation/Discussion
IPC Annual Update: •Activities To-Date	Annually (beginning February, 2018)	Presentation/Discussion

Pattie Cortese, Board Clerk

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

Van Le, Board Member

Item	Date (tentative)	Type
Bond Projects	TBD	Presentation/Discussion
Challenge Exams for Course Advancement	November 16, 2017	Report
Grading Policy	November 16, 2017	Presentation/Discussion
Role of PCIS vs. Liaisons <ul style="list-style-type: none"> •Ethnicity/Diversity compared to Site Enrollment •Roles and Responsibilities 	TBD	Presentation/Discussion
Adult Education Program	TBD	Report
Alternative Education: <ul style="list-style-type: none"> •Programs Offered 	TBD	Report

Lan Nguyen, Board Member

Item	Date (tentative)	Type
After School Programs	October 12, 2017	Presentation/Discussion
Facilities Work Order Ticket Tracking	TBD	Presentation/Discussion

22.03 Annual Governance Calendar

<p>July:</p> <ul style="list-style-type: none"> •Summer School Program (concludes session) •Summer School Graduation <p>August:</p> <ul style="list-style-type: none"> •Board Members' Expenses Report (Apr/May/June) •Expulsion Hearing Panel Committee •First Day of School •Superintendent's Annual Evaluation •Williams Quarterly Report <p>September:</p> <ul style="list-style-type: none"> •Board Study Session/Workshop •College Night •Conflict of Interest Board Policy (updates) •Public Hearing and Adoption: Gann Spending Limit •Public Hearing: Sufficiency/Insufficiency of Textbooks •Receive Annual Developer Fees Report •Unaudited Actuals <p>October:</p> <ul style="list-style-type: none"> •Bond Program Presentation •Solar Energy Presentation •Student Achievement Presentation •Williams Quarterly Report <p>November:</p> <ul style="list-style-type: none"> •Academic Success Analysis Biannual Presentation •Board Members Expenses' Report (July/Aug/Sept) •Board Study Session/Workshop •Election Orientation for New Board Members <p>December:</p> <ul style="list-style-type: none"> •Annual Organizational Board Meeting •CSBA Annual Conference •Election Orientation for New Board Members •End of First Semester •First Interim Report <p>January:</p> <ul style="list-style-type: none"> •Audit Report •Board Audit Committee Selections/Appointments •Board Retreat •Financial & Performance Audit Report for Bond Measures •Magnet Night •Martin Luther King, Jr. Writing, Art & Multi-Media Awards Ceremony & Reception •Master Business Relationship Agreement between ESUHSD and MetroED •Policies & ByLaws (Begin Review by Series) •Sports Recognitions (Fall) •Technology Report •Williams Quarterly Report 	<p>February:</p> <ul style="list-style-type: none"> •African American Students Achievement Awards •Audit Committee Charter Amendment(s) •Board Members' Expenses Report (Oct/Nov/Dec) •CSBA Delegate Assembly Election •IPC Annual Presentation •Non-Re-Elects •Safety Plan Goals for Each Site •State of the District <p>March:</p> <ul style="list-style-type: none"> •Academic Success Analysis Biannual Presentation •Cesar Chavez Writing, Art & Multi-Media Awards Luncheon •Latino Student Awards Recognition Ceremony •March 15 Notices •NSBA Annual Conference (<i>March or April</i>) •Second Interim Report •SJPD Secondary Employment Application •Superintendent's Mid-Year Evaluation •Vietnamese Students Achievement Awards <p>April:</p> <ul style="list-style-type: none"> •Board Study Session/Workshop •Form 700 – Statement of Economic Interests Due to Santa Clara County (filing) •Honor Nights (April/May) •Migrant Education Awards Night •Williams Quarterly Report <p>May:</p> <ul style="list-style-type: none"> •Asian American/Pacific Islander History Month Poster & Essay Contest Awards/Celebration •Board Members' Expenses Report (Jan/Feb/Mar) •Board Self-Evaluation •Board Study Session/Workshop •Budget (Preliminary/Draft) Presentation •Employee Retiree & Recognition Event •Graduations •Honor Nights (April/May) •Last Day of School •Preliminary Review of Proposed LCAP <p>June:</p> <ul style="list-style-type: none"> •Annual Consolidated Program Application (CONAPP) •Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting) •Budget Adoption (second June Board Meeting) •Budget Advisory Committee: Nominate/Appoint Board Reps (2) & Alternative Board Rep (1) -- (2-yr term, fiscal year) •Employee Retirement Celebration •ESTA Safety Survey •International Student Program Annual Presentation •Master Contracts for Capital Projects •Plan for Expelled Youth (due every 3 years; due 2018) •Safety Plan Assessment for Each School •Single Plan for Student Achievement (SPSA) Each School •Sports Recognitions (Winter/Spring) •Summer School Program (session begins)
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23. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS

23.01 Board of Trustees:

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

23.02 Chris D. Funk, Superintendent

24. REPORT CLOSED SESSION ACTION(S)

24.01 Legal Counsel will Report on Closed Session Actions

25. ADJOURNMENT

25.01 President Adjourns the Meeting

President Biehl adjourned the meeting at 8:30 PM.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Pattie Cortese", written in a cursive style.

Board Clerk



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting	Sep 19, 2017 - ESUHSD REGULAR BOARD MEETING - 4:00 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	13.02 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager
Type	Action, Discussion
Recommended Action	It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 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 per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing Manager

SUBJECT: Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000

The attached contract(s) for professional services over \$25,000 are being presented for Board review and approval and to authorize administration to amend said contracts in accordance with Board Policy 3312.1.

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 \$25,000 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 per Board Policy 3312.1.

2017 0919 Over 25k.pdf (118 KB)

Motion & Voting

It is recommended that the Board of Trustees approve the contract(s) for professional services over \$25,000 as presented and 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 per Board Policy 3312.1.

Motion by President Frank Biehl, second by Clerk Pattie Cortese.

Final Resolution: Motion Carries

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

1. Evergreen Valley College

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Tim Nguyen Glenn Vander Zee Francine Brissey	August 1, 2017 – June 30, 2018	\$127,000.00 CPT	Education Center/ Career Pathways/ Tim Nguyen

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Evergreen Valley College (EVC). EVC will assist ESUHSD in setting up the East Side Alliance Career Pathways Initiative. EVC will allow for dual concurrent enrollment, provide contractor support, provide outreach services for the automotive pathway, such as club formulation, newsletters, and social media, provide online instruction manuals, and co-ordinate retreats for staff.

Selection Process

N/A

Recommendation

It is recommended that the Board of Trustees approve the contract with EVC in the amount of \$127,000.00 for the term of August 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

2. SJSU Research Foundation – M.E.S.A.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Glenn Vander Zee Francine Brissey	August 1, 2017 – June 30, 2018	\$44,100.00 Title 1	Education Center/ Instructional Services/ Glenn Vander Zee

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with SJSU M Research Foundation – M.E.S.A.(M.E.S.A.). M.E.S.A. will bring to ESUHSD a program model for helping educationally disadvantaged students successfully complete a college preparatory, math based plan of study in order to be competitively eligible for admittance into selective four-year institutions and major in math based majors.

Selection Process

M.E.S.A. is a unique program offered through SJSU.

Sole Source. 2 CFR 200.320 allows for sole sourcing if 'the item is available from a single source...'

Recommendation

It is recommended that the Board of Trustees approve the sole source contract with SJSU Research Foundation – M.E.S.A. in the amount of \$44,100.00 for the term of August 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

3. Passage Works Institute

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Teresa Marquez Glenn Vander Zee Francine Brissey	August 1, 2017 – February 28, 2018	\$88,700.00 Transformational Learning	Education Center/ Professional Development/ Teresa Marquez

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Passage Works Institute. Passage Works Institute will offer a series of professional development for Instructional Administration Staff course from September through February.

Selection Process

Grant monies were provide by three private grantors for transformational learning. Passageworks was recommended by the grantors.

Recommendation

It is recommended that the Board of Trustees approve the contract with Passage Works Institute in the amount of \$88,700.00 for the term of August 1, 2017, through February 28, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

4. AJ Golf Carts (AJ)

Reviewed by	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$40,000.00 Various	Various/ Business Services/ Francine Brissey

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with AJ. AJ will offer repair services to the district sites for Golf Carts. Each site will request a PO on an as needed basis.

Selection Process

Solicited quotes:

AJ Golf Carts

Turf and Industrial

Nick's Custom Golf Carts and Utility Vehicles

Recommendation

It is recommended that the Board of Trustees approve the contract with AJ Golf Carts in the amount of \$40,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

5. National Math and Science Initiative (NMSI)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Teresa Marquez Glenn Vander Zee Francine Brissey	July 1, 2017 – May 31, 2020	Year 1: \$12,326.00 Year 2: \$31,585.00 Year 3: \$36,019.00 Total: \$79,930.00 Various	James Lick High School, W. C. Overfelt High School/ Instructional Services/ Teresa Marquez

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with NMSI. NMSI replicates programs that are proven to elevate public education rigor and student performance in STEM disciplines. The overall program goal is the increase in the number of students taking AP MSE exams and receiving qualifying scores as a measure of college readiness.

Selection Process

ESUHSD was selected by NMSI for these services. Over the span of 3 years, NMSI will provide the majority of the fees contributing \$1,231,678.00 in overall program costs.

Recommendation

It is recommended that the Board of Trustees approve the contract with NMSI in the amount of \$79,930.00 for the term of July 1, 2017, through May 31, 2020. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

6. Alpha Vista Services, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	August 8, 2017 – June 30, 2018	\$445,000.00 Special Day Classes	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Alpha Vista Services, Inc. Alpha Vista Services, Inc will provide psychological and bilingual speech/language services for ESUHSD special education students in accordance with their IEP requirements.

Selection Process

Continuing relationship, application process

Recommendation

It is recommended that the Board of Trustees approve the contract with Alpha Vista Services in the amount of \$445,000.00 for the term of August 8, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

7. Pine Hill School

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$700,000.00 NPS/NPA Agreements/ Transportation	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Pine Hill School. Pine Hill School will provide non-public services and other related services for special education students per IEP requirements with the Santa Clara County SELPAs/District Master Contract/ General Agreement for Non-sectarian, non-public school/ agency services.

Selection Process

SELPA Agreement

Recommendation

It is recommended that the Board of Trustees approve the contract with Pine Hill School in the amount of \$700,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

8. The Deveraux Foundation

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$120,000.00 NPS/NPA Agreements/ Special Ed IDEA Mental Health	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with The Deveraux Foundation. The Deveraux Foundation will provide non-public services and other related services for special education students per IEP requirements with the Santa Clara County SELPAs/District Master Contract/ General Agreement for Non-sectarian, non-public school/ agency services.

Selection Process

SELPA Agreement

Recommendation

It is recommended that the Board of Trustees approve the contract with The Deveraux Foundations in the amount of \$120,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

9. BMR Health Services, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 20, 2017 – June 30, 2018	\$126,000.00 Special Day Classes	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with BMR Health Services. BMR will provide speech services to ESUHSD Special Education students in accordance with their IEPs.

Selection Process

Continuing relationship, application process

Recommendation

It is recommended that the Board of Trustees approve the contract with BMR Health Services in the amount of \$120,000.00 for the term of July 20, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

10. ProCare Therapy

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$682,000.00 Special Day Classes	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with ProCare Therapy. ProCare Therapy will use its commercially reasonable efforts to provide (Health Care Providers) HCPs for ESUHSD special needs students.

Selection Process

Continuing relationship, application process

Recommendation

It is recommended that the Board of Trustees approve the contract with ProCare Therapy in the amount of \$682,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

11. Pacific Autism Center for Education (PACE)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$250,000.00 NPS/NPA Agreements	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with PACE. PACE will provide non-public services and other related services for special education students per IEP requirements with the Santa Clara County SELPAs/District Master Contract/ General Agreement for Non-sectarian, non-public school/ agency services.

Selection Process

SELPA Agreement

Recommendation

It is recommended that the Board of Trustees approve the contract with PACE in the amount of \$250,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

12. The Stanbridge Academy

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$92,400.00 NPS/NPA Agreements	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with The Stanbridge Academy. To provide private school services and other related services for ESUHSD special education students per their IEP requirements.

Selection Process

Continuing relationship, settlement agreements

Recommendation

It is recommended that the Board of Trustees approve the contract with The Stanbridge Academy in the amount of \$92,400.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

13. Alum Rock Unified School District (ARUSD)

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Shakenya Edison Glenn Vander Zee Francine Brissey	August 1, 2017 – June 30, 2018	\$70,025.00 Behavioral Health Grant	W.C. Overfelt High School, Education Center/ Student Services/ Shakenya Edison

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with ARUSD. ESUHSD and ARUSD will be participating in the School Linked Services Demonstration Hub project. One (1) school, W.C. Overfelt HS was selected to partner with a feeder school – Ocala Middle School in Alum Rock Union School District, students that graduate from Ocala Middle School will enroll in Overfelt High School.

This program is working in conjunction with the County of Santa Clara, Department of Behavioral Health Services who will hire and monitor service coordinators in line with the School Linked Services Plan.

Selection Process

County of Santa Clara Grant

Recommendation

It is recommended that the Board of Trustees approve the contract with Alum Rock Unified School District in the amount of \$70,025 for the term of August 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

14. AchieveKids

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Barbara Moore Glenn Vander Zee Francine Brissey	July 1, 2017 – June 30, 2018	\$950,000.00 NPS/NPA Agreements/ Transportation	Education Center/ Special Services/ Barbara Moore

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with AchieveKids. AchieveKids will provide non-public services and other related services for special education students per IEP requirements with the Santa Clara County SELPAs/District Master Contract/ General Agreement for Non-sectarian, non-public school/ agency services.

Selection Process

SELPA Agreement

Recommendation

It is recommended that the Board of Trustees approve the contract with AchieveKids in the amount of \$950,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services Over \$25,000

Board Meeting of September 19, 2017

15. Safir and Associates

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Teresa Marquez Chris Funk Francine Brissey	July 1, 2017 – June 30, 2018	\$65,000.00 Educator Effectiveness/ General Administration	Education Center/ Instructional Services/ Teresa Marquez

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Safir and Associates. Safir and Associates will provide a series of workshops surrounding the topic of Equity Leadership and Instructional Leadership Development, this will include working with staff, planning and organizing retreats drafting equity statements and core beliefs.

Selection Process

Grant Recommended Vendor

Recommendation

It is recommended that the Board of Trustees approve the contract with Safir and Associates in the amount of \$65,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.

16. Phuong Chi Nguyen

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Teresa Marquez Francine Brissey	July 1, 2017 – June 30, 2018	\$52,000.00 Educator Effectiveness	Education Center/ Instructional Services/ Teresa Marquez

Contract Request

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the contract with Phuong Chi Nguyen. Phuong Chi Nguyen will provide professional development on instructional strategies and creation of our Vietnamese 3 course curriculum.

Selection Process

Sole Provider, created and worked with teachers from Vietnamese course 1 & 2. Continuing relationship.

Recommendation

It is recommended that the Board of Trustees approve the contract with Phuong Chi Nguyen in the amount of \$52,000.00 for the term of July 1, 2017, through June 30, 2018. It is also recommended that the Board authorize administration to execute change orders in accordance with Board Policy 3312.1.



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting Sep 19, 2017 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

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

Subject 15.02 Discussion and/or Action to Approve the Bond/Capital Projects Contract(s) Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance and Facilities, and Janice Unger, Director of Purchasing and Capital Accounting

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

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance and Facilities, and Janice Unger, Director of Purchasing and Capital Accounting

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.

2017 0919 Contract Over \$50K.pdf (128 KB)

Attachment A.pdf (90 KB)

Attachment B.pdf (128 KB)

Attachment C.pdf (3,563 KB)

Motion & Voting

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.

Motion by Member Lan Nguyen, second by Vice President J Manuel Herrera.

Final Resolution: Motion Carries

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT
Bond/Capital Projects Contract(s) for Services over \$50,000
Board Meeting September 19, 2017

1. Dreiling Terrones Architecture

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Julio Lucas Marcus Battle Janice Unger	January 16, 2015 through project completion	\$4,500.00 (not to exceed) Measure I	Independence High School - IAC/Facilities/Construction Bjorn Berg, Principal Julio Lucas, Director Construction, Maintenance & Facilities

East Side Union High School District (ESUHSD) Administration is requesting that the Board ratify Amendment No. 03 to Work Authorization No. 02 and to Purchase Order 502065 for the increase to the add Energy Management Systems technology for the HVAC systems for the IH/IAC Alternative Ed Facility Upgrade (Bld J Modernization) Project (Z-065-603, Z-043-601, E-043-001, E-065-007/008).

On January 15, 2015, (Item No. 20.02) the Board of Trustees approved a architectural agreement for the IH/IAC Alternative Ed Facility Upgrade Project with Dreiling Terrones Architecture., in the amount of \$1,779,989.00. (Attachment A)

On April 07, 2015, Amendment No. 01 to Work Authorization No. 02 was an internal accounting adjustment made to the purchase order to properly pay fees owed for architectural service by project component. Fee proposed as a percentage of the construction budget for the following five (5) projects.

On February 04, 2016, (Item No. 08.06) the Board of Trustees will approved and allocate \$6,485,000, funded for the Independence High School Building J Modernization Project resulting in a credit to DTA contract of (\$159,210.46) (Attachment B)

This Amendment No. 03 is to add Energy Management Systems technology for the HVAC systems for the modernization of Bld J. (Attachment C)

Original Contract Amount	\$1,779,989.00
Previous Change Order Amounts	\$ {159,210.46}
Contract Amount Prior to This Change Order	\$1,620,778.54
Change Order No. 03	\$4,500.00
Revised Contract Amount	\$1,625,278.54

RECOMMENDATION

It is recommended that the Board of Trustees ratify Amendment No. 03 and Change Order No. 03 to Purchase Order 502065 for the IH/IAC Alternative Ed Facility Upgrade (Bld J Modernization) Project in the increased amount of \$4,500.00.



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Agenda Item Details

Meeting	Sep 19, 2017 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	18. BUSINESS SERVICES - CONSENT/ACTION CALENDAR
Subject	18.02 Ratify/Approve Contract(s) for Professional Services At or Below \$25,000
Type	Action
Recommended Action	It is recommended that the Board of Trustees ratify the projects contract(s) for professional services at or below \$25,000 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 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 per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, Janice Unger, Director of Purchasing and Capital Accounting, and Francine Brissey, General Purchasing

SUBJECT: Ratify/Approve Contract(s) for Professional Services At or Below \$25,000

The attached lists the General Purchasing Contracts for Professional Services at or below \$25,000 being recommended for Board ratification.

Fiscal Impact:
As presented in the attachment

Funding Source:
As presented in the attachment

Recommendation:
It is recommended that the Board of Trustees ratify the projects contract(s) for professional services at or below \$25,000 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 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 per Board Policy 3312.1.

2017 0919 Prof Serv Contracts under \$25K.pdf (80 KB)

Motion & Voting

It is recommended that the Board of Trustees ratify the projects contract(s) for professional services at or below \$25,000 as presented and 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount 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 per Board Policy 3312.1.

Motion by Clerk Pattie Cortese, second by Member Van Le.

Final Resolution: Motion Carries

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

EAST SIDE UNION HIGH SCHOOL DISTRICT

Contract(s) for Professional Services at/or Below \$25,000

Board Meeting of September 19, 2017

A Conflict of Interest Statement has been collected for each service contract listed below.

Consultant	Contract Period	Contract Amount/ Funding Source	PO Number	Location of Services	Description of Services	Date Contract Assigned
HCI Audiometrics	July 1, 2017 – June 30, 2018	\$2,000.00/ Special Services	800445	Education Center	Provide calibration services of hearing instruments for Special Services.	June 26, 2017
National CineMedia LLC (NCM)	June 30, 2017 – September 7, 2017	\$4,495.02/ Adult Education	800580	Independence Adult Center	Provide in-theatre cinema advertising on 15 screens at Eastridge Mall 15 AMC theatre of Adult Education.	August 14, 2017
PassageWorks Institutue	August 1, 2017 – August 2, 2017	\$17,800.00/ Professional Dev.	800591	Education Center	Provide 2 sessions of engaged Teaching Professional Development workshops each with (2) PWI faculty for 30 teachers at ESUHSD.	July 21, 2017
Randall Black	August 1, 2017 – June 1, 2018	\$2,000.00/ Instructional Services	800421	Education Center	Provide Service for the the tuning and minor repair of pianos.	August 11, 2017
Ripple Effects Inc	August 1, 2017 – June 30, 2018	\$11,000.00/ Student Services	800684	Education Center	Provide services and licenses for on-line intervention.	August 17, 2017
Ecolab Pest Elimination	July 1, 2017 – June 30, 2018	\$10,000.00/ Child Nutrition	800634	Education Center	To provide pest elimination to all CNS sites and district warehouse	August 17, 2017
Perseus Associates	July 30, 2017 – June 2018	\$12,225.00/ Transportation	800746	Education Center	To maintain/host online license transportation software data management system for Transtraks.	August 24, 2017
Environmental Systems Inc.	July 1, 2017 – June 30, 2018	\$20,000.00	8000737	Education Center	Provide services to repair HVAC units at all sites.	August 24, 2017
Kognito Solutions	July 18, 2017 – March 18, 2018	\$15,000.00	800762	Student Services	To provide professional services and licenses for online training courses.	August 25, 2017



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Agenda Item Details

Meeting	Sep 19, 2017 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133
Category	20. FACILITIES/BOND - CONSENT/ACTION CALENDAR
Subject	20.02 Ratify 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 ratify 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 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 per Board Policy 3312.1.

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

PREPARED BY: Marcus Battle, Associate Superintendent of Business Services, Julio Lucas, Director of Construction, Maintenance and Facilities, and Janice Unger, Director of Purchasing and Capital Accounting

SUBJECT: Ratify 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 ratification.

Fiscal Impact:

As indicated in the attachment

Funding Source:

As indicated in the attachment

Recommendation:

It is recommended that the Board of Trustees ratify 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 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 per Board Policy 3312.1.

2017 0919 Prof Serv Contract Under \$50.pdf (75 KB)

Motion & Voting

It is recommended that the Board of Trustees ratify the Bond/Capital Projects Contract(s) for Professional Services at or below \$50,000 as presented and 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 the greater of ten percent (10%) of the contract amount (based on the original contract amount 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 per Board Policy 3312.1.

Motion by Clerk Pattie Cortese, second by Member Van Le.

Final Resolution: Motion Carries

Yea: President Frank Biehl, Vice President J Manuel Herrera, Clerk Pattie Cortese, Member Lan Nguyen, Member Van Le

**East Side Union High School District
Construction-Related Professional Services Contracts under \$50,000 for Ratification
Board Meeting of September 19, 2017**

Project Number / Name	Project Description	Purchase Order Number / Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
Z-050-601, Z-050-602, I-050-002 / OG New Student Center & Quad Reno, OG Renovate Bld H1/H2 Restrooms, OG Site Infrastructure Improvements	Consultant to provide the following scope of work: construction materials testing and special inspection services for the project at Oak Grove High School	800417 / CP1909	August 2, 2017 through project completion	Ninyo & Moore	\$30,740.00	8/2/2017
Z-XXX-702 / DW Mechanical and Electrical Upgrades (EV Theater Building Repair Work - Package I)	Contractor shall furnish all materials, labor and equipment to perform and complete the following scope of work: shut down chilled water pump, remove pump, remove and replace seal and sleeve, replace volute gasket, reinstall pump, realign motor, perform start-up and test for proper operation	800418 / CP2153	August 2, 2017 through project completion	Bay Area HVAC & Appliance, Inc.	\$9,500.00	8/2/2017
Z-045-602 / PH New CR Building D1 & D2	Consultant to provide the following scope of work: pre-demolition survey and sampling and monitoring during abatement for the project at Piedmont Hills High School	800612 / CP2099	August 11, 2017 through project completion	Hazmat Doc	\$16,715.00	8/11/2017
E-040-602 / WCO Music, Art and Administration New Building and Central Quad Modernization	Consultant to provide the following scope of work: perform hydrant flow test and additional site testing as well as perform a five year test as required by the State of California Fire Marshall for the project at W.C.Overfelt High School	800623 / CP2149	August 14, 2017 through project completion	Northern California Fire Protection Services, Inc.	\$5,540.00	8/14/2017
F35-052-009 / EC Maintenance Yard & Infrastructure Realignment (Fuel Station and Tank Removal)	Consultant to provide the following scope of work: soil engineering observation and testing services during construction for the project at the Education Center Maintenance Yard	800733 / CP2150	August 22, 2017 through project completion	Cleary Consultants, Inc.	\$8,000.00	8/22/2017

**East Side Union High School District
Construction-Related Professional Services Contracts under \$50,000 for Ratification
Board Meeting of September 19, 2017**

Project Number / Name	Project Description	Purchase Order Number / Contract Number	Contract Period	Consultant	Contract Amount	Date Purchase Order Assigned
IT-013-005 / DW License & Renewal	Yearly school license fee. Maintenance and modifications fee for Santa Teresa and Yerba Buena High School. Software known as flex time app enables the tracking and management of students during office hours	800735 / CP2172	July 1, 2017 through June 30, 2018	TeachMore, LLC	\$11,000.00	8/22/2017
Z-043-602 / IAC Admin New Bld & Misc Improvements	Consultant to provide the following scope of work: soil engineering observation and testing services during construction of the new modular administration building at the Independence Adult Center	800743 / CP2170	August 23, 2017 through project completion	Cleary Consultants, Inc.	\$8,000.00	8/23/2017
F35-052-009 / EC Maintenance Yard & Infrastructure Realignment (Fuel Station and Tank Removal)	Envirocom to provide 24 hour turn-around time for soil samples for the Ed Center Fuel Station	800761 / CP2175	Profesional services rendered July 19, 2017 through July 20, 2017	Envirocom	\$3,132.00	8/25/2017
Z-071-601 / ST Phoenix - Classroom/RR Bld & Courtyard	C/O #1 Dated 08/23/2017 - change order to cover the additional work due to the contractor's means and methods for the construction, unforeseen weather conditions and design changes, additional work of scope was performed to accommodate the additional construction needs	701709/CP1639	No change	Cleary Consultants, Inc.	Original Amount: \$12,100.00 + \$10,900.00 = \$23,000.00	8/23/2017