


**APPROVED**

**Board of Trustees**

8-23-07 

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
Minutes of the Regular Meeting of the Board of Trustees  
Meeting Held at Education Center  
June 28, 2007

1) The Regular Meeting of the Board of Trustees was called to order at 5:06 p.m. by President Shirakawa. Vice President Nguyen, Clerk Herrera, Member Biehl and Member Garcia were present.

**CALL TO ORDER**

2) **PLEDGE OF ALLEGIANCE**

**PLEDGE OF ALLEGIANCE**

3) **WELCOME AND EXPLANATION TO AUDIENCE**

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

**WELCOME AND EXPLANATION**

4) **CONSIDERATION OF PROPOSED AMENDMENTS TO THE AGENDA**

**CONSIDERATION OF AMENDMENTS**

No amendments to the agenda.

5) **BOARD SPECIAL RECOGNITION (S)**

**BOARD SPECIAL RECOGNITIONS**

5.1 •The Board of Trustees presented an award to the Mt. Pleasant High School Girls' Track Team State Champions

6) **PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD OF TRUSTEES**

**ORAL COMMUNICATIONS**

- Paulina Ozuna, Student, Mt. Pleasant High School
- Patricia Chavez, Parent, Mt. Pleasant Parent Concern

7) **OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION**

**OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION**

7.1 Approve Annual Budget for 2007/2008 -- Jerry Kurr, Interim Assistant Superintendent of Business Services

√ *Motion to approve Annual Budget for 2007/2008 was made by Vice President Nguyen, seconded by Clerk Herrera.*  
*Vote: 5/0*

Mr. Kurr, Interim Assistant Superintendent of Business Services

*This year's 2007-2008 budget and the two subsequent years meets all the obligations and requirements we project for all three of those years. The significant change from the second interim report for these year's ending fund balance is, again in May, we received the additional mandated cost about \$1.4 million dollars. So, overall, for what the Board had in the original budget we received \$7.7million dollars in mandated cost that we hadn't anticipated for this year. That falls into our fund balance that allows us to move some of the monies*

that we were using for the restricted maintenance back to the source that they came from. This budget does project that for the budget year and the subsequent two years we will be spending beyond our revenue base. This means we will be deficit spending for 07-08, 08-09, and 09-10.

- 7.2 Second Reading of New Independent Studies Board Policy #6158 – Jerry Kurr, Interim Assistant Superintendent of Business Services
- √ *Motion to approve second reading of New Independent Studies Board Policy #6158 was made by Member Garcia, seconded by Member Biehl.*  
*Vote: 5/0*
- 7.3 Second Reading of Students, Conduct, Board Policy 5131 – Carol Blackerby, Interim Director of Student Services
- √ *Motion to approve second reading of Students, Conduct, Board Policy #5131 was made by Vice President Nguyen, seconded by Member Biehl.*  
*Vote: 5/0*
- 7.4 Adopt Resolution #2006/2007-46 To Support Youth Leaders of Colombia – Bob Nuñez, Superintendent
- √ *Motion to a adopt amended Resolution #2006/2007-46 as amended, To Support Youth Leaders of Colombia was made by Clerk Herrera, seconded by Vice President Nguyen.*  
*See amended resolution, Attachment 1*  
*Vote: 5/0*
- 7.5 Approve Contract for Associate Superintendent of Administration and Business Services – Bob Nuñez, Superintendent

Bob Nuñez, Superintendent

*The comments I will be making will fall under Board item numbers 7.5, 7.6, and 7.7. I am recommending we eliminate the position of Assistant Superintendent of Safety. With Linda's retirement in August, eliminate the position of Assistant Superintendent of Human Resources, the Director of Professional Development Position, the Acting Director of Student Services and two teachers on special assignment, as well as an administrative secretary. No person will be impacted by those changes. With these changes I'm recommending that the three remaining Assistant Superintendents be Associate Superintendents. First with regards to Mr. Kurr, who would be Associate Superintendent of Administration and Business Services, this will be a three year contract and a salary of \$178,118., and the rest of the contract remains the same as his current contract. Contract would be renewed annually, based on*

*a positive recommendation, but this would still be a three-year contract. If I were to continue talking about the other two positions, the total savings, by making the changes I just discussed, would be \$487,712. I'm recommending Mr. Kurr be appointed the Associate Superintendent of Administration and Business Services, effective July 1, 2007.*

- √ *Motion to approve a three-year contract for Jerry Kurr, Associate Superintendent of Administration and Business Services at the annual salary of \$178,118 was made by Member Biehl, seconded by Vice President Nguyen.  
Vote: 5/0*

- 7.6 Approve Contract for Alan Garofalo, Associate Superintendent of Student Services and Facilities – Bob Nuñez, Superintendent

*Bob Nuñez, Superintendent*

*The same as before. The salary is the same, but it is for both Alan and Dan. They are long-term employees of this district. So, what I am recommending for them is a three-year contract based on a positive evaluation at the end of the first year.*

- √ *Motion to approve a three-year contract for Alan Garofalo, Associate Superintendent of Student Services and Facilities at the annual salary of \$178,118 was made by Clerk Herrera, seconded by Vice President Nguyen.  
Vote: 5/0*

- 7.7 Approve Contract for Associate Superintendent of Instruction and Human Relations – Bob Nuñez, Superintendent

*Bob Nuñez, Superintendent*

*The salary is the same for Dan. Three year contract based on a positive evaluation at the end of the first year.*

- √ *Motion to approve a three-year contract for Dan Moser, Associate Superintendent of Instruction and Human Relations at the annual salary of \$178,118 was made by Clerk Herrera, seconded by Vice President Nguyen.  
Vote: 5/0*

- 7.8 Contracts for Professional Services – Jerry Kurr, Interim Assistant Superintendent of Business Services – Attachment B

- √ *Motion to approve Contract for Professional Services, Attachment B, was made by Member Garcia, seconded by Vice President Nguyen.  
Vote: 5/0*

- 7.9 Memoranda of Understandings – Jerry Kurr, Interim Assistant Superintendent of Business Services –Attachment C

√ *Motion to approve Memoranda of Understandings Attachment C was made by Clerk Herrera, seconded by Member Garcia.*  
*Vote: 5/0*

8) ATTACHMENT A/CONSENT CALENDAR APPROVAL OF AGENDA

ATTACHMENT A

√ *Motion to approve the entire Consent Calendar was made by Vice President Nguyen, seconded by Clerk Herrera.*  
*Vote: 5/0*

(Agenda items in parentheses)

- Ratify and Approve Classified Personnel Actions Presented June 28, 2007 (8.1)
- Ratify and Approve Certificated Personnel Actions Presented June 28, 2007 (8.2)
- Ratify and Approve Student Aide Personnel Actions Presented June 28, 2007 (8.3)
- Approve Non-Bargaining Unit Revised Classified and Certificated Management Salary Schedule and Reorganization of Management Positions (8.4)
- Approve CAHSEE Local Waivers for Special Education Students (8.5)
- Approval of Consolidated Program Application-Part I for 2007 - 2008 (8.6)
- Approval of the 2007 – 2008 Single School Plans for Student Achievement (8.7)
- Adopt the District’s School Counseling Plan that meets the Provisions of Assembly Bill 1802 (Secondary School Counselors) (8.8)
- Approval of Permanent Textbook Adoption (8.9)
- Approval of Permanent Course Status (8.10)
- Approval of Course Amendment (8.11)
- Approval of Course Name Change (8.12)
- Approve Career Technical Education Facilities Proposition 1D Upgrade Proposals (8.13)
- Approve Procedure Manual for Section 504 of the Rehabilitation Act of 1973 (8.14)
- Approve Change Order #1 for Independence High School Transitional Housing Project (Joseph J. Albanese, Inc.) (8.15)
- Approve Change Order #1 for Independence High School Abatement – Multiple Buildings Project (Bohn Environmental Solutions, Inc.) (8.16)
- Approve Change Order #1 for W.C. Overfelt Additions & Modernization Phase III (George E. Masker, Inc) (8.17)
- Approve Change Order #1 for W.C. Overfelt Additions & Modernization Phase III (Jensen Corporation Landscape Contractors)
- Approve Change Order #1 for W.C. Overfelt Additions &

- Modernization Phase III (El Camino Paving, Inc.) (8.19)
- Approve Notice of Completion for the Andrew Hill High School Field Lighting and Score Board Installation Project (General Lighting Service, Inc. – Lighting Scope) (8.20)
  - Approve Notice of Completion for the Yerba Buena High School Administrative Parking Lot Project (Cramer Partitions – Drywall Scope) (8.21)
  - Approve Notice of Completion for the Yerba Buena High School Administrative Parking Lot Project (Jensen Corporation – Landscape Scope) (8.22)
  - Approve Notice of Completion for the Independence High School Abatement – Multiple Buildings Project (Bohn Environmental Solutions, Inc. – Asbestos Abatement Scope) (8.23)
  - Notice of Completion for Yerba Buena High School Administrative Parking Lot Project (Dynalectric – Electrical Scope) (8.24)
  - Approve Job Description and Salary Range for Manager of Attendance and Student Services (8.25)
  - Approve Job Description and Salary Range for Manager of Classified Human Resources (8.26)

9) **WRITTEN REPORTS**

- 9.1 School Site Emergency Drill Report  
*Report received.*
- 9.2 Quarterly Safety Report, Fourth Quarter 2006-07  
*Report received.*
- 9.3 Progress Report on the No Child Left Behind / Program Improvement: LEA Addendum Action Plan  
*Report received.*

10) **BOARD OF TRUSTEES/SUPERINTENDENT'S COMMUNICATIONS/COMMENTS**

10.1 **Board of Trustees**

*Clerk Herrera*

*August 12, the event will be at Evergreen Valley High School, 1-4 p.m.*

*Vice President Nguyen*

*Have a good summer.*

*Member Biehl*

*I want to thank you for the first six months on the Board. It's been wonderful for me. I've enjoyed the experience. I am learning a lot, and I am very impressed with the quality of our staff, teachers, and*

***WRITTEN REPORTS***

***BOARD/  
SUPERINTENDENT'S  
COMMUNICATIONS/  
COMMENTS***

*administrators in the District. Particularly, the Superintendent and the work he has done on the budget.*

Member Garcia

*I echo Member Biehl's comments. The first six months have been very interesting and challenging, but very rewarding. Thank you and have a great vacation.*

President Shirakawa

*Thank you for all the comments and the same goes for me.*

10.2 Superintendent Nuñez

•Academic Master Plan

*I would like to thank the Principals and staff that came to the Board workshop for the budget. Marie Grey has met with the Principals. We are looking at setting up a schedule for site visits.*

Mr. Nunez acknowledged Mr. Bill Rice, Principal, James Lick High School.

11) CLOSED SESSION

**CLOSED SESSION**

- 11.1 Expulsion: Reconsideration of Student "Q" (originally heard at Governing Board Meeting of May 24, 2007).

*√Approve the rescission of the expulsion of Student Q originally heard by the Board and decided by the Board on the meeting of April 26, 2007, that included the expulsion of these records.*

*Vote: 5/0*

- 11.2 Public Employee Discipline/Dismissal/Release  
(Government Code §Section 54957)

- 11.3 Conference with Labor Negotiators  
(Government Code §Section 54957.6)  
Agency Designated Representative: Bob Nuñez, Superintendent and Linda Gubman, Assistant Superintendent of Human Resources  
American Federation of Teachers (AFT)  
California School Employees Association (CSEA)  
Employee Organizations: East Side Teachers Association (ESTA)

- 11.4 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of section 54956.9 of the Government Code: None

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

11.6 **Public Employment/Public Employee Appointment (Government Code §Section 54957)**

√ *Director III*

● *Approved the appointment of Ana Lomas as Director III of Student Services.*

*Vote: 5/0*

● *Approved the appointment of Karen Mazza as Director III of English Language Learners.*

*Vote: 5/0*

● *Approved the appointment of Cathy Giammona as Director III of Human Resources.*

*Vote: 5/0*

12) **Report Closed Session Actions (s)**

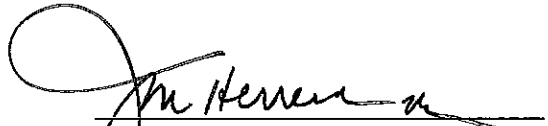
***REPORT CLOSED SESSION***

13) **Adjournment**

***ADJOURNMENT***

√ Motion to adjourn by Member Garcia, seconded by Member Biehl.  
Board Meeting was adjourned by President Shirakawa at 6:37 p.m.

Respectfully submitted,

  
Clerk of the Board of Trustees