

16.10 Approve Minutes of June 25, 2009, Special Board Meeting

Meeting: 08/20/2009 ESUHSD REGULAR BOARD MEETING - 4:00 P.M.
Category: 16. Consent Calendar Items - ATTACHMENT A
Agenda Type: Action (Consent)
Public Access: Yes

Agenda Item Content



EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees
FROM: Dan Moser, Acting Superintendent
SUBJECT: Approve Minutes of June 25, 2009, Special Board Meeting

Attached are the minutes of the June 25, 2009, Special 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 June 25, 2009, Board meeting minutes as presented.

Additional Executive Content

Our adopted rules of Parliamentary Procedure, Robert's Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Most of the items listed under the consent agenda have gone through Board subcommittee review and recommendation. Documentation concerning these items has been provided to all Board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.

Created on 08/10/2009 at 09:32 AM by Mary Guillen. Last update on 08/18/2009 by Mary Guillen.

East Side Union High School District
Approved
Board of Trustees
August 20, 2009 *Mary Guillen*

EAST SIDE UNION HIGH SCHOOL DISTRICT
Minutes of the Special Meeting of the Board of Trustees
Meeting Held at the Education Center
June 25, 2009

1. CALL TO ORDER/ROLL CALL

The Special Meeting of the Board of Trustees was called to order at 6.01 p.m. by President Martinez-Roach. Vice President Herrera, Clerk Biehl and Member Nguyen were present. Member Garcia arrived at 6:05 p.m.

CALL TO ORDER

2. CLOSED SESSION

**2.01 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/
RELEASE (*Government Code Section 54957*)**

**2.02 CONFERENCE WITH LABOR NEGOTIATORS
(*Government Code Section 54957.6*)**

Agency Designated Representatives:
Bob Nuñez, Superintendent
*Jerry Kurr, Associate Superintendent of Administration
and Business Services*
*Dan Moser, Associate Superintendent of Instructional
Services and Human Relations*
Cathy Giammona, Director of Human Resources
*Vida Branner-Siders, Director of Compensation and
Classified Employee Relations*

Employee Organizations:
American Federation of Teachers (AFT)
California School Employees Association (CSEA)
East Side Teachers Association (ESTA)

CLOSED SESSION

3. PLEDGE OF ALLEGIANCE

4. WELCOME AND EXPLANATION TO AUDIENCE

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

**5. CONSIDERATION OF PROPOSED AMENDMENTS TO
AGENDA**

Superintendent Nuñez requested withdrawal of the following items from the agenda:

8.02 *Review, Consideration and Adoption of Resolution
#2008/2009-37 Authorizing Reduction or Elimination in
Certificated Workforce*

PLEDGE OF ALLEGIANCE

**WELCOME AND
EXPLANATION**

**CONSIDERATION OF
AMENDMENTS**

8.03 *Review, Consideration and Adoption of Resolution #2008/2009-39 Authorizing Reduction or Elimination in Certificated Administrative Workforce*

Motion to approve the amended agenda to withdraw items 8.02 and 8.03 made by Vice President Herrera, second by Clerk Biehl.

Vote: 5/0

6. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD OF TRUSTEES

- *Grace Soto – Save our Sports: Thank You*
- *Corinna Diener – Save our Sports*
- *Sue McAllister – 2009-2010 Athletics Plan*
- *Omar Gutierrez – CSEA and Future with ESUHSD*
- *Patricia Carrillo – Sports: Thank You*
- *Ruth Pal-Freeman – Sports: Thank You*
- *John Moore – Retraction*
- *Richard Esquivel – Save our Sports*

7. INSTRUCTIONAL SERVICES – OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION

7.01 Approve Registration/Administrative Fee for Adult Education – Dan Moser, Associate Superintendent of Instruction and Human Relations

Motion to approve the registration/administrative fee for Adult Education students beginning August 2009, offer a hardship fee waiver, and bring back the Adult Education registration/administrative fee to the Board annually for review, made by President Martinez-Roach, second by Clerk Biehl.

Vote: 5/0

8. SUPERINTENDENT – OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION

8.01 Adopt Resolution #2008/2009-40 to Revoke MACSA Academia Calmecac Charter School – Bob Nuñez, Superintendent

Public Speakers:

- *Maria Elena DeLa Garza*
- *Dr. Ramon Martinez*
- *Michael Lopez*
- *Sandra Madrigal*
- *Juan Guel*
- *Mina Paz*

ORAL COMMUNICATIONS

INSTRUCTIONAL SVCS - OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION

SUPERINTENDENT - OPERATIONAL ITEMS/ BOARD DISCUSSION AND/OR ACTION

Clerk Biehl recused himself from this item; stepped out of room.

President Martinez-Roach

The recommendation by the Superintendent is to adopt Resolution #2008/2009-40 to revoke the MACSA Academia Calmecac Charter School. I would like to read into the record a statement:

"The Board having conducted a public hearing on June 21, 2009, and having considered the information provided at the public hearing and all other information submitted finds that evidence exists to revoke the charter of the MACSA Academia Calmecac Charter School. The Resolution #2008/2009-40 memorializes the finds of fact supporting the Board's determination."

Motion #1

Motion to approve the Superintendent's recommendation to adopt Resolution #2008/2009-40 to revoke the charter of the MACSA Academia Calmecac Charter School made by Member Nguyen, second by President Martinez-Roach.

Vote: 3/1/1; Vice President Herrera voting No; Clerk Biehl recused himself due to a possible conflict of interest/out of room

Motion #2

Motion to direct the Superintendent and administration to work with MACSA to identify the best place to place the students of MACSA as soon as possible and with the utmost sincerity made by Member Garcia, second by President Martinez-Roach.

Vote: 3/0/2; Clerk Biehl recused himself due to a possible conflict of interest; Vice President Herrera abstained

8.02 Review, Consideration and Adoption of Resolution #2008/2009-37 Authorizing Reduction or Elimination in Certificated Workforce – Bob Nuñez, Superintendent

Public Speakers:

- Kathy Lair*
- Marla Bressani*

Item withdrawn from the agenda

- 8.03 **Review, Consideration and Adoption of Resolution #2008/2009-39 Authorizing Reduction or Elimination in Certificated Administrative Workforce – Bob Nuñez, Superintendent**

Item withdrawn from the agenda

- 8.04 **Authorize Superintendent to Award Emergency Projects during the Summer – Bob Nuñez, Superintendent**

Motion to authorize the Superintendent to award emergency projects during the summer, June 26 through August 18, 2009, made by Vice President Herrera, second by Clerk Biehl.

Vote: 5/0

9. **BUSINESS SERVICES – OPERATIONAL ITEMS/
BOARD DISCUSSION AND/OR ACTION**

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

- 9.01 **Adopt Budget for the 2009-2010 School Year – Jerry Kurr, Associate Superintendent of Administration and Business Services**

Public Speaker:

- *Diane Walker*

Motion to adopt the budget for the 2009-2010 school year, to include a reduction in the 2010 Summer School Program services in the amount of \$1 million dollars made by Member Garcia, second by Member Nguyen.

Vote: 4/1; Member Martinez-Roach voting No.

10. **WRITTEN REPORTS/RECOMMENDATIONS**

WRITTEN REPORTS

- 10.01 **Santa Clara County Civil Grand Jury Report: Santa Clara County Schools, Inventory Practices – \$300M+ Taxpayer Investment – But Who's Counting?**

Item received

- 10.02 **Santa Clara County Civil Grand Jury Report: Who Really Benefits from Education Dollars? (Hint: It's Not the Students)**

Item received

11. **BOARD OF TRUSTEES/SUPERINTENDENT
COMMUNICATIONS/COMMENTS**
18.01 Board of Trustees

**BOARD/SUPERINTENDENT
COMMENTS**

- **J. Manuel Herrera, Vice President**
*This is a personal announcement:
My girlfriend Barbara Benjamin has had a dream of being an opera singer all her life, but being a single parent, the first time she ever had a chance to take up singing/voice lessons was when she was 40; she is now in her mid 60's and she is doing something very gutsy. She is giving a concert downtown at Le Petit Trianon Recital Hall on Sunday, July 12 at 2:00 p.m. I have flyers here. It is a free concert. She will be singing opera songs out of French and Italian art songs and Broadway favorites. I so believe in what she is doing in living out a dream that I am letting everybody I know about this concert. Thank you.*

- **Frank Biehl, Member**
MetroED adopted their budget last evening. They are facing the same challenges that we are, but they do have a positive report that they are able to submit.

- **Lan Nguyen, Member**
Something that was mentioned earlier that is important, which was also reiterated by Member Biehl and Member Garcia, is to have a Board Member appointed or an alternate to be present at budget workshop meetings so that we can be better educated on the budget. The Board Members should think about appointing two Board Members on that committee and the Board Member who expresses interest shall be the alternate. I am proposing that in a future meeting we come back and discuss a Board Committee and I would like to propose that Member Garcia and Member Biehl be appointed to the Committee to review the budget process.

- **Eddie Garcia, Member**
I want to say thank you to everyone. We have made some difficult decisions this year and we also made some difficult decisions tonight. The Board is moving forward and we are still focused on the right thing, which are the students. Thank you to everyone, have a great summer and we will see you in the Fall.

- **Patricia Martinez- Roach, President**
I wish I could say have a happy summer to all of you, but I know that many of you are not going to have a happy summer. For those of you who are still here and work for the kids, thank you for all that you do.

18.02 Superintendent

Bob Nuñez, Superintendent

I just want to say that I am thankful that we will not be having an August 12 Board meeting. Our next Board meeting is August 20.

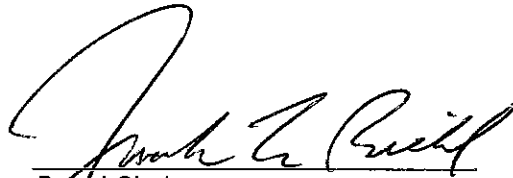
12. **REPORT CLOSED SESSION ACTION(S)**

See section 2.0

13. **ADJOURNMENT**

The meeting was adjourned at 8:55 p.m.

Respectfully submitted,


Board Clerk

REPORT CLOSED
SESSION ACTION(S)

ADJOURNMENT

East Side Union High School District

Approved

Board of Trustees

August 20, 2009 