**Agenda Item Details**

Meeting Jun 07, 2012 - ESUHS D REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 16. ATTACHMENT A - CONSENT CALENDAR

Subject 16.20 Approve Minutes of May 10, 2012, Regular Board Meeting

Type Action (Consent)

Recommended Action It is recommended that the Board of Trustees approve the May 10, 2012, Regular Board Meeting minutes as presented.

EAST SIDE UNION HIGH SCHOOL DISTRICT**Item: 16.20**

TO: Board of Trustees

FROM: Dan Moser, Superintendent

SUBJECT: Approve Minutes of May 10, 2012, Regular Board Meeting

Attached are the minutes of the May 10, 2012, Regular Board Meeting for review and approval by the Board of Trustees.

FISCAL IMPACT:

None

FUNDING SOURCE:

None

RECOMMENDATION:

It is recommended that the Board of Trustees approve the May 10, 2012, Regular Board Meeting minutes as presented.

[BA_20120510_Regular_Minutes.pdf \(4,711 KB\)](#)

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.

**EAST SIDE UNION HIGH SCHOOL DISTRICT
REGULAR MEETING
OF THE
BOARD OF TRUSTEES**

Meeting Held at Education Center

May 10, 2012

4:00 p.m.

1. CALL TO ORDER/ROLL CALL

1.01 Roll Call

The Regular Meeting of the Board of Trustees was called to order at 4:10 p.m. by President Biehl. Vice President Martinez-Roach, Clerk Herrera, Member Le and Member Nguyen were present.

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

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

Public Speaker:

- *Marc Bashara*

1.03 Recess to Closed Session in the Superintendent's Conference Room (Open Session will resume at the end of Closed Session at approximately 6:00 p.m.) See item 2 on agenda (Closed Session).

The Board of Trustees recessed to Closed Session in the Superintendent's Conference Room.

2. CLOSED SESSION

2.01 Expulsion(s): A - E

Student A:

Motion by Vice President Martinez-Roach, second by Member Nguyen, to approve the expulsion of Student A.

Vote: 5/0

Student B:

Motion by Vice President Martinez-Roach, second by Clerk Herrera, to approve the modified expulsion of Student B.

Vote: 5/0

Student C:

Motion by Clerk Herrera, second by Member Le, to approve the expulsion of Student C.

Vote: 5/0

Student D:

Motion by Member Nguyen, second by President Biehl, to approve the expulsion of Student D.

Vote: 5/0

Student E:

Motion by Clerk Herrera, second by Member Le, to approve the expulsion of Student E.

Vote: 5/0

2.02 Public Employee Performance Evaluation (Government Code Section 54957)

- *Superintendent*
- *Associate Superintendent of Human Resources and Instructional Services*
- *Associate Superintendent of Business Services*
- *Assistant Superintendent of Instructional Services*
- *Internal Auditor*

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

- *Superintendent*
- *Director 3 – Information Technology*
- *Interim Director of Technology*
- *Coordinator of Testing, Evaluation and Research*

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

2.05 Conference with Labor Negotiators (Government Code Section 54957.6)

Agency Designated Representatives:

Dan Moser, Superintendent

Cathy Giammona, Associate Superintendent of Human Resources and Instruction

Marcus Battle, Associate Superintendent of Business Services

Juan Cruz, Assistant Superintendent of Instructional Services

Vida Branner, Director of Compensation and Classified Employee Relations

Cari Vaeth, Director of Human Resources

Employee Organizations:

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

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

- *Claim for Damages from G. Harding*
- *Claim for Damages from A. Serpa*
- *Claim for Damages from D. Burkeen*
- *Three (3) Potential Cases*

Motion by President Biehl, second Vice President Martinez-Roach, to reject the claim for damages from G. Harding.

Vote: 5/0

OPEN SESSION AT APPROXIMATELY 6:00 P.M. – EDUCATION CENTER BOARD ROOM

3. PLEDGE OF ALLEGIANCE

4. WELCOME AND EXPLANATION TO AUDIENCE

Information explaining Board meeting procedures and how citizens can address the Board will be read. Written information is located near the entrance to the Board Room.

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

5. ADOPTION OF AGENDA

For consideration by the Board of Trustees.

Item 14.02 to be heard after item 11.02.

The following recognition will be honored at the June 7, 2012, Board Meeting:

Hoffman Awards 2012:

- *Program Improvement in Alternate Setting (PRIAS) - East Side Union HSD*

6. BOARD SPECIAL RECOGNITION(S)

6.01 National Merit Scholarship Winners

- *Rohan S. Chitnis - Evergreen Valley High School*
- *Albert Chi-Ming Wong - Evergreen Valley High School*
- *Kevin Kao - Piedmont Hills High School*
- *Albert Mao Li - Piedmont Hills High School*
- *Vivian H. Vu - Piedmont Hills High School*
- *Brian T. Do - Silver Creek High School*
- *Preethi Padmanaban - Silver Creek High School*

6.02 Hoffman Awards 2012

- Teacher Instructed Programs on Saturday (TIPS) - Yerba Buena High School
- Program Improvement in Alternate Setting (PRIAS) - East Side Union HSD

7. STUDENT BOARD LIAISONS

7.01 Peter Samonte, ASB Vice President, for Deanna Pham, ASB Executive Vice President – Independence High School

8. SPECIAL ORDER OF BUSINESS – OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

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.

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

9.01 Hold Public Hearing at Approximately 6:05 p.m. on a Charter School Petition Renewal Submitted by San Jose Conservation Corps - Juan Cruz, Assistant Superintendent of Instructional Services, and Kirsten King Director of Instructional Services

Public hearing held.

Public speakers:

- *Gina Ortiz*
- *Efrain Vasquez*
- *Rebecca Villanueva*
- *Joseph Corona*
- *Daisy Barragan*
- *Isabel Pere*
- *Melissa Avalos*
- *Sam Gonjales*
- *David Rosenblatt*
- *Mark Lazzarini*
- *Sam Duran*
- *Bob Hennessy*

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

Members of the public may address the Board on any subject not on tonight's agenda; however, provisions of the Brown Act (Government Code section 54954.2(a) and 54954.3) preclude any action. As an unagendized item, no response is required from the Board or District staff and no action can be taken; however, the Board may instruct the Superintendent to agendize the item for a future meeting. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.

Persons wishing to address the Board must fill out a gold request form, which is located at the entrance of the Board Room.

Public speakers:

- *Janice Mallard – Graduation Rate*
- *Susan Williams – Thank District for Project Funding at Silver Creek & Technology Concerns*
- *Angie Nunn, CSEA President – Code Blue at Independence High School*
- *Hilda Keller – Thank District for Project Funding at Silver Creek & Technology Concerns*
- *John Moore – Compliment Santa Teresa High School*

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

- 11.01 Presentation, Discussion and/or Action regarding Status/Update on Pilot of Early Alert Program at Andrew Hill, Oak Grove and Silver Creek High Schools - Juan Cruz, Assistant Superintendent of Instructional Services**

Presentation item; no action taken

- 11.02 Discussion, Information and/or Action regarding General Obligation Bond Voter Survey Results - Marcus Battle, Associate Superintendent of Business Services, and Dale Scott, Financial Advisor from Dale Scott and Company**

Public speaker:

- *Susan Williams*
- *Jon Reinke*

Frank Biehl, Board President

This item will be brought back on June 21 for a decision by the Board on a “go or no go and which way to go, reauthorization or \$121 million bond.” In between, Dale Scott will get the information to the Superintendent who will then share it with the members of the Board and bargaining units. Mr. Battle will incorporate this into his budget presentation to get feedback from the community. There should also be an effort to move with the leadership of the bargaining units and ask them for their advice on this project.

11.03 Discussion, Consideration and/or Action regarding Selection/Appointment of Measure G and Measure E Citizens' Bond Oversight Committee Members – Dan Moser, Superintendent

Motion by President Biehl, second by Clerk Herrera, to appoint the new Measure G and Measure E CBOC membership, which will be comprised of six (6) members who are currently serving terms until May 2013, plus eight (8) newly appointed member.

- Active in a business organization – **Rebecca Gallardo (new member)**
- Active in a senior citizens' organization – **Ramon Martinez (new one year member filling the term of member who resigned)**
- Active in a bona fide taxpayer's organization – **Andres Quintero (returning 2nd term member)**
- Parent / guardian of a child in the district – Cecil Lawson (AH)
- Parent / guardian of a child in the district and active in a parent-teacher organization – Derek Grasty (EV)
- Members of the community at large – (at least 2 are required)
 - Julio Saucedo (AH),
 - Martin Reinders (ST)
 - Rao Tallapragada (EV)
 - Tim Tom
 - Joshua Barousse (**new member**)
 - John Delgado (ST) (**returning 2nd term member**)
 - Brad Geldert (MP) (**new member**)
 - Sherry Gilmore (SC) (2nd term) (**returning 2nd term member**)
 - Vince Tran (PH) (**new member**)

Vote: 4/0, Vice President Martinez-Roach abstained

For the record, Vice President Martinez-Roach abstained because she feels the list does not have a good cross representation, specifically not enough women.

11.04 Discussion, Consideration, and/or Action regarding Selection/Appointment of Alternate Board Audit Committee Member - Lan Nguyen, Board Audit Committee Chairperson, and Patricia Martinez-Roach, Board Audit Committee Vice Chairperson

Motion by Clerk Herrera, second by Vice President Martinez-Roach, to select/appoint Steffanee Taylor as the alternate member to the Board Audit Committee.

Vote: 5/0

11.05 Discussion and/or Action regarding Partial Credit for Foster Youth – Lan Nguyen, Board Member

Discussion item; no action taken

11.06 Receive and Adopt Second Reading of Proposed Amended Board Bylaw #9270 Conflict of Interest: Revolving Door Policy and #9270E (Appendix A) Designated Positions/Disclosure Categories - Dan Moser, Superintendent

Motion by Vice President Martinez-Roach, second by Member Nguyen, to receive and adopt the second reading of proposed amendments to Board Bylaw #9270 Conflict of Interest; Revolving Door Policy and #9270E (Appendix A) Designated Positions/Disclosure Categories.

Vote: 5/0

11.07 Receive and Adopt Second Reading of Proposed Amendments to Board Policy #2121 and Board Bylaws #9320 and #9321.1 - Dan Moser, Superintendent

Motion by Vice President Martinez-Roach, second by Member Le, to receive and adopt the second reading of proposed amendments to Board Policy #2121 and Board Bylaws #9320 and #9321.

Vote: 5/0

11.08 Receive and Adopt Second Reading of Proposed Amendments to Board Policy #6142.7 Physical Education - Juan Cruz, Assistant Superintendent of Instructional Services, and Kirsten King, Director of Instructional Services

Public speaker:

- *Marisa Hanson, ESTA President*

Motion by Clerk Herrera, second by Member Le, to receive and adopt the second reading of proposed amendments to Board Policy #6142.7 Physical Education.

Vote: 5/0

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

12.01 Update, Discussion and/or Action regarding Chinese Language as an Elective - Cathy Giammona, Associate Superintendent, Human Resources and Instruction; Juan Cruz, Assistant Superintendent of Instructional Services; and Kirsten King, Director of Instructional Services

Presentation/update item; no action taken.

12.02 Discussion and/or Action regarding Proposition 227 District Implementation Plan - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, and Juan Cruz, Assistant Superintendent of Instructional Services

Discussion item; no action taken on this item

Additional information to be provided to the Board

- 12.03 Discussion and/or Action regarding the Vietnamese Language Report - Cathy Giammona, Associate Superintendent, Human Resources and Instruction, Juan Cruz, Assistant Superintendent of Instructional Services, and Kirsten King, Director of Instructional Services**

Discussion item; no action taken on this item

- 12.04 Adopt Santa Clara County Office of Education / East Side Union High School District's Plan for Expelled Youth - Juan Cruz, Assistant Superintendent of Instructional Services and George Sanchez, Coordinator of Student Services**

Motion by Vice President Martinez-Roach, second by Clerk Herrera, to adopt the Santa Clara County Office of Education and East Side Union High School District's Plan for Expelled Youth.

Vote: 5/0

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

- 13.01 Proposed Adoption of the Initial Proposal for Successor Contract: From East Side Union High School District to California School Employees Association, Chapter 187 – Dan Moser, Superintendent; Cathy Giammona, Associate Superintendent, Human Resources and Instruction; and Vida L. Branner, Director of Compensation and Classified Employee Relations**

Public speaker:

- *Angie Nunn, CSEA President*

Motion by Vice President Martinez-Roach, second by Member Le, to adopt the amended initial proposal for successor contract from the East Side Union High School District to the California School Employees Association, Chapter #187.

Amendment: change language in document from "certificated" to "classified"

Vote: 5/0

- 13.02 Proposed Adoption of the Initial Proposal for Successor Contract: From East Side Union High School District to San Jose Federation of Teachers Local 957, AFT, AFL-CIO – Dan Moser, Superintendent; and Cathy Giammona, Associate Superintendent, Human Resources and Instruction**

Motion by Vice President Martinez-Roach, second by Member Le, to adopt the initial proposal for successor contract from the East Side Union High School District to the San Jose Federation of Teachers, Local 957, AFT, AFL-CIO.

Vote: 5/0

13.03 Approve Declaration of Need for Fully Qualified Educators - Cathy Giammona, Associate Superintendent, Human Resources and Instruction

Motion by Clerk Herrera, second by Member Nguyen, to approve the declaration of need for fully qualified educators.

Vote: 5/0

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

14.01 Presentation, Discussion and/or Action of Preliminary Budget 2012-13 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance

Presentation item; no action taken on this item

14.02 Approve Authorizing the Refinance of the Solar Equipment Lease/Purchase Agreement, and Approving Related Documents and Actions - Marcus Battle, Associate Superintendent of Business Services, and Dale Scott, Financial Advisor from Dale Scott and Company

Public speaker:

- *Marisa Hanson, ESTA President*

Motion by Vice President Martinez-Roach, second by President Biehl, to approve the first amendment to the solar equipment lease/purchase agreement with Bank of America, in the principal amount not to exceed \$14,900,000 subject to district legal review and approving related documents and actions.

Vote: 5/0

14.03 Approve Contracts for Professional Services Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

Motion by Clerk Herrera, second by President Biehl, to approve contracts for professional services over \$50,000 (attached).

Vote: 5/0

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

No items on calendar under this section.

16. ATTACHMENT A – CONSENT CALENDAR ITEMS

Item 16.07 was pulled from the consent calendar for discussion. Motion by Member Nguyen, second by Clerk Herrera, to approve the remainder of the consent calendar.

Vote: 5/0

- 16.01 Ratify/Approve Classified Personnel Actions Presented May 10, 2012**
- 16.02 Ratify/Approve Certificated Personnel Actions Presented May 10, 2012**
- 16.03 Ratify/Approve Student Aide Personnel Actions Presented May 10, 2012**
- 16.04 Approve School Field Trips**
- 16.05 Approve Award of Bids**
- 16.06 Approve Contracts for Professional Services At or Below \$50,000 (attached)**
- 16.08 Approve Budget Transfers**
- 16.09 Approve Purchase Orders**
- 16.10 Approve Change Orders to Purchase Orders**
- 16.11 Accept Warrant Register for the Month of April 2012**
- 16.12 Adopt Resolution 2011/2012-35 an Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546**
- 16.13 Approve Change Order #1 (Final Change Order) for Santa Teresa High School, New Multi-Purpose Building Project Increment 2 (Coulter Construction, Inc.)**
- 16.14 Approve Notice of Completion for Santa Teresa High School, New Multi-Purpose Building Project Increment 2 (Coulter Construction, Inc.)**
- 16.15 Approve Minutes April 18, 2012, Special Board Meeting**
- 16.16 Approve Minutes of April 19, 2012, Regular Board Meeting**

Item pulled from the consent calendar for discussion, consideration and/or action by the Board of Trustees.

16.07 Approve Memoranda of Understanding

Motion by Member Le, second by Member Nguyen, to approve the memorandum of understanding as presented.

Vote: 4/0, President Biehl abstained from vote

For the record, President Biehl abstained from the vote because his wife works for Gardner Health Community Services.

17. WRITTEN REPORTS/RECOMMENDATIONS

17.01 Receive Update to Previously Approved Change Orders for Current Bond Projects which Exceed the 10% Allowance

Item received

17.02 Receive ESUHSD Information Technology Report

Item received

18. FUTURE AGENDA ITEMS

18.01 Opportunity for Board of Trustees to request items on future agendas.

- *Parent Involvement Plan – Patricia Martinez-Roach, Board Vice President*
- *Child Development Program – Patricia Martinez-Roach, Board Vice President*
- *Special Education Program Costs – Patricia Martinez-Roach, Board Vice President*
- *Charter Schools – Patricia Martinez-Roach, Board Vice President*
- *Allowable Advertising – Frank Biehl, Board President*
- *Social Networking - Patricia Martinez-Roach, Board Vice President*

New item(s) requested by Board of Trustees:

- *Cyberbullying - Patricia Martinez-Roach, Board Vice President*

19. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS

19.01 Board of Trustees

Van Le, Board Member

I attended the NSBA conference and learned quite a bit at the conference.

19.02 Dan Moser, Superintendent

20. REPORT CLOSED SESSION ACTION(S)

Attorney will report on Closed Session action item(s).

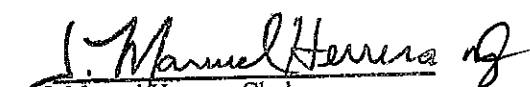
See section 2.0 for reporting out of Closed Session items.

21. ADJOURNMENT

President adjourns the meeting.

President Biehl adjourned the meeting at 10:53 p.m.

Respectfully submitted,



J. Manuel Herrera, Clerk
East Side Union High School District

Agenda Item Details

Meeting May 10, 2012 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 14. BUSINESS SERVICES - OPERATIONAL ITEMS/BOARD DISCUSSION AND/OR ACTION

Subject 14.03 Approve Contracts for Professional Services Over \$50,000 - Marcus Battle, Associate Superintendent of Business Services, and Donna Bertrand, C.P.M., Contracts Administration Coordinator

Access Public

Type Action, Discussion

Recommended Action It is recommended that the Board of Trustees approve the contracts for professional services as recommended on the attachment.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT**Item: 14.03**

TO: Board of Trustees

FROM: Dan Moser, Superintendent

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

SUBJECT: Approve Contracts for Professional Services Over \$50,000

The attached list of Contracts for Professional Services over \$50,000, are 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 contracts for professional services as recommended on the attachment.

[14.04 Contracts Over \\$50k FINAL.pdf \(46 KB\)](#)

Executive Content

**EAST SIDE UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
APPROVED May 10, 2012**
M. Guillen



Last Modified by Betty Banderas on May 4, 2012

EAST SIDE UNION HIGH SCHOOL DISTRICT
Contracts for Professional Services Over \$50,000
Board Meeting of May 10, 2012

1. Consolidated Engineering Laboratories

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	June 17, 2011 – July 31, 2012 (no change)	\$28,655.00 (increased amount) Measure E	Silver Creek High School/Facilities Adolfo Laguna, Principal Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #103309 for the Silver Creek High School Multi-Purpose Classroom Building Project, (Project No.: E-055-001).

This change order is needed because of additional inspection requirements for the concrete batch plant and masonry, and the need for a full time Masonry Inspector which was recommended by the DSA Field Engineer.

The original Purchase Order was approved for \$68,014.00 + Change Order #1 \$28,655.00 = the new Purchase Order total of \$96,669.00.

Selection Process

N/A

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 103309 with Consolidated Engineering Laboratories in the amount of \$28,655.00 for the Silver Creek High School Multi-Purpose Classroom Building Project, (Project No.: E-055-001).

2. Sugimura Finney Architects

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	May 07, 2010 – May 05, 2013 (no change)	\$96,750.00 (increased amount) Measure E	Calero High School/Facilities Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #2 to the Purchase Order #003266 for Calero High School Modernization Project, (Project No.: E-080-002).

This change order is issued to adjust the architectural service fees to 9% of the revised budget amount outlined in the original architectural agreement and work authorization.

The original Purchase Order was approved for \$641,250.00 + Change Order #1 \$95,008.00 + Change Order #2 \$96,750.00 = the new Purchase Order total of \$833,008.00.

Selection Process

N/A

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #2 to Purchase Order # 003266 with Sugimura Finney Architects in the amount of \$96,750.00 for the Calero High School Modernization Project, (Project No.: E-080-002).

3. Verde Design, Inc.

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
K. Lanford M. Battle D. Bertrand J. Unger	March 14, 2012 through close out is completed (no change)	\$98,590.00 (increased amount) Measure G	Andrew Hill, Independence, Silver Creek, Evergreen Valley Mt. Pleasant, W.C. Overfelt, Santa Teresa, James Lick, Oak Grove, Piedmont Hills and Yerba Buena High Schools/Facilities Bettina Lopez, Grettel Castro- Stanley, Adolfo Laguna, Ana Lomas, Teresa Marquez, Vito Chiala, Greg Louie, Glenn VanderZee, Martha Brazil, Traci Williams and Tom Huynh, Principals Kathy Lanford, Assistant Director

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve Change Order #1 to the Purchase Order #202454 and Amendment #1 to Work Authorization No. 01 for the Athletic Facility Improvement Projects, (Project No.: G-025-202,G-065-202,G-055-202,F35-075-001,G-035-202, G-040-202,G-070-202,G-030-202,G-050-202,G-045-202,G-060-202).

This change order is issued to include additional scope of work to the Athletic Facility Improvement Projects. Provide bidding assistance and construction administration services for Evergreen Valley High School and provide athletic field and landscape architecture design services for the natural turf fields renovations at Andrew Hill, Independence and Silver Creek High Schools.

The original Purchase Order was approved for \$179,800.00+ Change Order #1 \$98,590.00 = the new Purchase Order total of \$278,390.00.

Selection Process

N/A

RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order #1 to Purchase Order # 202454 and Amendment #1 to Work Authorization No. 01 with Verde Design, Inc. in the amount of \$98,590.00 for the Athletic Facility Improvement Projects (Project No.: G-025-202,G-065-202,G-055-202,F35-075-001,G-035-202, G-040-202,G-070-202,G-030-202,G-050-202,G-045-202,G-060-202).

4. Beals Martin

Reviewed by:	Contract Period	Fiscal Impact/ Funding Source	School/Department/ Manager
Kathy Lanford Janice Unger Marcus Battle Donna Bertrand	N/A	\$ 1,907.00 not-to-exceed (Increased Amount) Measure E	Independence High School/Facilities Grettel Castro-Stanley, Principal Kathy Lanford, Assistant Director

The Independence High School KIPP Relocatable Classroom and Restroom Project encountered some conditions that necessitated an additional scope to the project. Below is a reconciliation of the 10% allowance and an additional \$1,907.00 (or 0.3% of the original construction cost). The following Final Change Order is submitted to the Board of Trustees for approval.

Bid #	Purchase Order #	DSA #	Project #
B-22-10-11	200202	01-112050	MG2011-001

Item #	Description / Reason	Amount
1	(PCO#1R2-Reconciled) Irrigation main is in the way of the new water line. Re-locate irrigation main.	\$ 2,798.00
2	(PCO#2) Need to mobilize and perform work in phases to accommodate school traffic. Project was bid for summer and therefore no traffic.	\$ 9,928.00
3	(PCO#3R1-Reconciled) In order not to delay the substantial completion date due to working in stages, overtime was authorized	\$ 2,663.00
4	(PCO#4) Base Rock and Off Haul 1, Soil was not compactable	\$ 3,812.00
5	(PCO#5) Base rock & Off Haul 2, Soil was not compactable	\$ 6,534.00
6	(PCO#6R1) Base Rock & Off Haul 3, Soil was not compactable	\$ 3,545.00
7	(PCO#7) Remove & Reinstall Asphalt, requested in order to avoid small strips of asphalt at the edges of the black top area.	\$ 1,263.00
8	(PCO#8R1) Credit - 2" conduit from U10 to P1 & shared trench	\$ (10,085.00)
9	(PCO#9) Add POS System, to P25 per request by the District.	\$ 1,846.00
10	(PCO#10) Add IT scope- FCD 7 Item 1 - Rejected, too costly \$10, 148.00	\$0.00
11	(PCO#11) Add 1" FA Conduit - FCD 7 Item 2, per request of the District.	\$ 1,618.00
12	(PCO#12R3) North Driveway - Concrete & Irrigation: Grade of adjoining area required higher curb. Irrigation main needed to be relocated.	\$ 10,123.00
13	(PCO#13R1-Reconciled) Clocks to be provided by the contractor per request by the District	\$ 1,617.00
14	(PCO#14) Fence required protecting the electrical equipment/students by request of the District.	\$ 2,068.00

15	(PCO#15) Modify Gates at Parking Lot: Gates need to be made wider to span the full width of the driveway.	\$ 2,965.00
16	(PCO#16R1-Reconciled) Install Wider Gate at North Entrance: Wider gate needed in order to avoid water line	\$ 1,251.00
17	(PCO#17) Install Fence Fabric along rear side of portables, fence fabric was not on the 'new work' page of drawings. It was only on the 'code analysis' page.	\$ 1,345.00
18	(PCO#18R1) Install Signs - FCD 11R1, Signs were shown on Details page but not called out as new work.	\$ 1,039.00
19	(PCO#19) Add 200 Amp Breaker -Submittal 19: Breaker was requested by the EE during the submittal process.	\$ 961.00
20	(PCO#20) Add PIV-Tamper Switch Conduit - RFI 7, Tamper switch is required but wasn't in the drawings	\$ 673.00
21	(PCO#21) Mount IDF Cabinet in P1 - FCD 2R1, Cabinet installation was in the drawings but the mounting scheme was missing.	\$ 409.00
22	(PCO#22) Install LB Connectors between portables- RFI 15-A, Conduit could not be installed per the drawing detail because portables were too close together.	\$ 746.00
23	(PCO#23) <i>Not Used</i>	---
24	(PCO#25) Rotate Cabinet in P1; Drawings for POS locations were incorrect. Need to be relocated.	\$ 2,040.00
25	(PCO#24) Relocate POS outlets in P25, Drawing for Cabinet was incorrect, need to rotate cabinet	\$ 446.00
26	(PCO#26) Install Plywood at IDF to support Additional District requested equipment	\$ 174.00
27	(PCO#27R1) Install Misc. Low Voltage items: District requested cable protectors, moving of equip in IDF rack, re-terminating KIPP to be connected all on one PA system.	\$ 5,805.00
28	(PCO#28) 30A outlet in P1 for existing IDF rack	\$741.00
29	(PCO#29) <i>Not Used</i>	---
30	(PCO#30) Add Ground Rods at P1 7 P26. Rejected by District, too costly \$ 5478.00	\$ 0.00

Total PCO's submitted to date	\$56,325.00
Original 10% Allowance	\$54,418.00
Original Contract Price	\$598,598.00
Add to Contract for this change order #1	\$1,907.00
Revised Contract Amount	\$600,505.00

FISCAL IMPACT: \$600,505.00

FUNDING SOURCE: Measure G

RECOMMENDATION: It is recommended that the Board of Trustees approve Change Order #1 for Independence High School KIPP Relocatable Classrooms and Restroom Project (Beals Martin).

Agenda Item Details

Meeting May 10, 2012 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133

Category 16. ATTACHMENT A - CONSENT CALENDAR

Subject 16.06 Approve Contracts for Professional Services At or Below \$50,000

Access Public

Type Action (Consent)

Recommended Action It is recommended that the Board of Trustees approve the contracts for professional services at or below \$50,000 as listed in the attachment and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT**Item: 16.06**

TO: Board of Trustees

FROM: Dan Moser, Superintendent

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

SUBJECT: Approve Contracts for Professional Services At or Below \$50,000

The attached list of Contracts for Professional Services at or below \$50,000, is being recommended for Board approval and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

FISCAL IMPACT:

As indicated in the attachment

FUNDING SOURCE:

As indicated in the attachment



RECOMMENDATION:

It is recommended that the Board of Trustees approve the contracts for professional services at or below \$50,000 as listed in the attachment and to delegate authority to the Superintendent or designee to amend said contracts and purchase orders on an as needed basis, including funding.

[16.06 Contract Under \\$50k 5-10-12 FINAL.pdf \(33 KB\)](#)

Executive Content

**EAST SIDE UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
APPROVED May 10, 2012**

Item: 16.06

EAST SIDE UNION HIGH SCHOOL DISTRICT PROFESSIONAL CONTRACT SERVICES At or Below \$50,000 Board Meeting of May 10, 2012

A. SCHOOL SITES/EDUCATION CENTER

Contractor Name	Reviewed By	Contract Period	Cost/ Funding	School/Dept. Manager	Purpose
1 Mark M. Okuda	R. Ibarra J. Cruz D. Bertrand	May 31, 2012 – May 31, 2013	\$1,700.00 Title II Funds	Mt. Pleasant High School/Professional Development Teresa Marquez, Principal Robert Ibarra, Coordinator	Provide consulting services to Mt. Pleasant High School's Science Department in the development of a new forensic science course. Service includes curriculum development, course planning, monthly site visitations, and serves as a guest speaker.
2 Mark M. Okuda	A. Lomas J. Cruz D. Bertrand	January 1, 2012 – June 30, 2012	\$1,500.00 General Fund	Evergreen Valley High School Ana Lomas, Principal	REQUEST FOR RATIFICATION Provide consulting services to assist in the development & implementation of the forensics program at Evergreen Valley High School.
3 Mitch J. Weathers	A. Lomas J. Cruz D. Bertrand	January 1, 2012 – June 30, 2012	\$5,000.00 General Fund	Evergreen Valley High School Ana Lomas, Principal	Provide full copyright permission of "the Organized Binder" which is a simple hands-on tool that establishes a system to optimize learning for the modern classroom. The Consultant will provide implementation training in May and in August 2012.
4 Santa Clara County Office of Education	R. Ibarra J. Cruz D. Bertrand	May 15, 2012 – May 15, 2013	\$6,000.00 Title II Funds	Education Center / Professional Development Robert Ibarra	To provide up to five (5) days of design and facilitation of professional development activities for ESUHS's Administrator Leadership Community. All materials are included.
5 Santa Clara County Office of Education	R. Ibarra J. Cruz D. Bertrand	June 6, 2012 – June 8, 2012	\$7,200.00 Title II Funds	Education Center / Professional Development Robert Ibarra	To provide professional development on the Common Core State Standards in a three-day institute (June 6-8). Participants will include site administrators from each site, teacher representatives from CORE departments at each site, SACs, selected TOSAS and district leaders. All materials are included.
6 YWCA Silicon Valley, Rape Crisis Center Prevention Services	T. Marquez D. Bertrand	Oct. 24, 2011 – Oct. 26, 2011	\$300.00 General Fund	Mt. Pleasant High School Teresa Marquez, Principal	REQUEST FOR RATIFICATION Contractor provided teen empowerment program to Mt. Pleasant High School-Health/CPL/DR.ED. classes.

B. FACILITIES

	Contractor Name	Reviewed By	Contract Period	Cost/ Funding	School/Dept. Manager	Purpose
1	C2G	K. Lanford M. Battle D. Bertrand J. Unger	May 11, 2012 – June 30, 2012	\$6,500.00 (Not to exceed) Measure E	Evergreen Valley High School/ Facilities Ana Lomas, Principal Kathy Lanford, Assistant Director	Perform a topographic survey required by Architect at Evergreen High School for the Paving, Fencing and Site Improvements Project at Evergreen Valley, Silver Creek and Yerba Buena High Schools, Project No.: E-075-005, E-055- 006, and E-060-006.
2	Cor-O-Van, Inc.	K. Lanford M. Battle D. Bertrand J. Unger	May 11, 2012 – December 31, 2012	\$10,700.00 (Not to exceed) Measure E	Mt. Pleasant High School/Facilities Teresa Marquez, Principal Kathy Lanford, Assistant Director	Provide moving services related to the Mt. Pleasant High School Classroom Modernization Project, Project No.: E-035- 002.
3	Cleary Consultants, Inc.	K. Lanford M. Battle D. Bertrand J. Unger	May 11, 2012 – June 30, 2012	\$5,400.00 (Not to exceed) Measure E	Evergreen Valley High School/ Facilities Ana Lomas, Principal Kathy Lanford, Assistant Director	Perform geotechnical investigation testing at Evergreen High School for the Paving, Fencing and Site Improvements Project at Evergreen Valley, Silver Creek and Yerba Buena High Schools, Project No.: E-075-005, E-055-006, and E-060-006.
4	MatriScope Engineering Laboratories, Inc.	K. Lanford M. Battle D. Bertrand J. Unger	May 11, 2012 – June 30, 2013	\$16,250.00 (Not to exceed) Measure E	Mt. Pleasant High School/ Facilities Teresa Marquez, Principal Kathy Lanford, Assistant Director	Provide DSA required Testing/Inspection Services for the Mt. Pleasant High School Gym Modernization – Increment 2 Project, Project No.: E-035-002. Eight testing/inspection companies were solicited; MatriScope Engineering Laboratories, Inc. submitted the lowest responsive proposal. The selection was based on hourly rates.
5	Subdynamic Locating Services, Inc.	K. Lanford M. Battle D. Bertrand J. Unger	May 11, 2012 – June 30, 2012	\$5,400.00 (Not to exceed) Measure E	Evergreen Valley High School/ Facilities Ana Lomas, Principal Kathy Lanford, Assistant Director	Perform an underground survey required by Architect at Evergreen High School for the Paving, Fencing and Site Improvements Project at Evergreen Valley, Silver Creek and Yerba Buena High Schools, Project No.: E-075-005, E-055- 006, and E-060-006.