



Preparing every student to thrive in a global society.

### Agenda Item Details

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|                    |  |
|--------------------|--|
| Meeting            | May 14, 2015 - ESUHSD REGULAR BOARD MEETING - 4:30 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 |
| Category           | 16. BOARD OF TRUSTEES/SUPERINTENDENT - CONSENT/ACTION CALENDAR   |
| Subject            | 16.04 Approve Minutes of March 19, 2015, Regular Board Meeting   |
| Access             | Public   |
| Type               | Action   |
| Recommended Action | It is recommended that the Board of Trustees approve the March 19, 2015, Regular Board Meeting minutes as presented.             |

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 16.04**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**SUBJECT:** Approve Minutes of March 19, 2015, Regular Board Meeting

Attached are the minutes of the March 19, 2015, 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 March 19, 2015, Regular Board Meeting minutes as presented.

**EAST SIDE UNION HIGH SCHOOL DISTRICT  
BOARD OF TRUSTEES  
APPROVED May 14, 2015**



**Executive Content**

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

**Meeting Held at Education Center – Board Room**

**March 19, 2015**

**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 4:00 PM by President Le. Present for roll call:*

- *President Le*
- *Vice President Nguyen*
- *Clerk Biehl*
- *Member Cortese*

*Member Herrera arrived at 4:45 PM.*

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

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

*There were no public speakers.*

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

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

**2. CLOSED SESSION**

**2.01 Expulsion(s): A-B**

***Student A***

*Motion by Clerk Biehl, second by Vice President Nguyen, to approve the expulsion of Student A*

*Vote: 4/0; Motion Carries*

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

***Student B***

*Motion by Clerk Biehl, second by Vice President Nguyen, to approve the expulsion of Student B.*

*Vote: 5/0; Motion Carries*

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

**2.02 Public Employee Performance Evaluation (Government Code Section 54957)**

- **Superintendent**

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

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

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to approve the authorization of the issuance and service of a notice of intent to dismiss and statement of charges to one (1) Special Education Teacher in the District.*

*Vote: 4/0; Motion Carries*

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

*Motion by Clerk Frank Biehl, second by Vice President Lan Nguyen, to approve the authorization of the issuance and service of a notice of intent to suspend without pay and a statement of charges to one (1) Physical Education Teacher in the District.*

*Vote: 4/0; Motion Carries*

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

**2.05 Conference with Labor Negotiators (Government Code Section 54957.6)**

Agency Designated Representatives:

*Chris D. Funk, Superintendent*

*Marcus Battle, Associate Superintendent of Business Services*

*Juan Cruz, Assistant Superintendent of Educational Services*

*Cari Vaeth, Associate Superintendent of Human Resources*

Employee Organizations:

*American Federation of Teachers (AFT)*

*California School Employees Association (CSEA)*

*East Side Teachers Association (ESTA)*

*Administrator Collaborative of East Side (ACES)*

Unrepresented Organizations:

*Administrators*

*Managers*

*Confidential Employees*

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

- *Claim for Damages of Y. Nguyen, and*
- *Two (2) Potential Cases*

*Motion by Member J. Manuel Herrera, second by Clerk Frank Biehl, to reject the claim for damages of Y. Nguyen.*

*Vote: 5/0; Motion Carries*

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

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

- *Two (2) Potential Cases*

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

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

**5. ADOPTION OF AGENDA**

**5.01 For consideration by the Board of Trustees**

*Item 11.04 was pulled from the agenda.  
Item 25.01 will be heard after item 7.02.  
Item 12.01 will be heard after item 8.07.*

**6. BOARD SPECIAL RECOGNITION(S)**

**6.01 McKinney-Vento Student Donations**

- Celeste Dearmore & Doug Harney - Family Giving Tree
- Lisi Bettencourt - Hilton Hotels
- Sheri Manii - Kohl's Department Store
- Tej Gundavelli - Touch a Life Foundation
- Priscilla Sanchez, Laurencka Jones and Dyanna Banderas –
- Wal-Mart Neighborhood Market - Evergreen Village

**7. STUDENT BOARD LIAISONS (5 MINUTES EACH)**

**7.01 Andrew P. Hill High School**

- Kevin Kelly Nguyen, ASB President
- Brittany Nguyen, ASB Vice President
- Daniel Huynh, ASB Treasurer
- Christine Huynh, ASB Secretary
- Kathy Nguyen, ASB Spirit Leader

**7.02 Calero High School & Calero Post Senior Program**

- Jake Wall, Student Representative
- Carla Vargas, Student Representative
- Scarlett Rodriguez, Student Representative

**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, Discussion and/or Action to receive the Fixed Assets and Inventory Report - Marcus Battle, Associate Superintendent of Business Services, André Bell, Assistant Director of Capital Accounting and Purchasing, and Duggan Kerney, President, CPRS**

*Presentation item; no action taken*

**8.03 Discussion and/or Action to Approve Final Proposition 39 Facilities Use Agreement with ACE Charter High School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel**

*Motion by Member J Manuel Herrera, second by Clerk Frank Biehl, to approve the form of Memorandum of Understanding regarding the Proposition 39 Facilities Use Agreement 2015-2016 between the District and ACE for a one year term and authorize administration to enter into such agreement in substantially the form presented.*

*Vote: 5/0; Motion Carries*

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

**8.04 Discussion and/or Action to Approve Final Proposition 39 Facilities Use Agreement with Downtown College Prep Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel**

*Motion by Member J Manuel Herrera, second by Clerk Frank Biehl, to approve the form of Memorandum of Understanding regarding the Proposition 39 Facilities Use Agreement 2015-2016 between the District and DCP for a one year term and authorize administration to enter into such agreement in substantially the form presented.*

*Vote: 5/0; Motion Carries*

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

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

*Motion by Vice President Lan Nguyen, second by Member J Manuel Herrera, to approve the form of Memorandum of Understanding regarding the Proposition 39 Facilities Use Agreement 2015-2016 between the District and LVLA for a one year term and authorize Administration to enter into such agreement in substantially the form present.*

*Vote: 5/0: Motion Carries*

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

**8.06 Discussion and/or Action to Approve Final Proposition 39 Facilities Use Agreement with Summit Public School: Rainier Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel**

*Motion by Clerk Frank Biehl, second by Member J Manuel Herrera, to approve the form of Memorandum of Understanding regarding the Proposition 39 Facilities Use Agreement 2015-2016 between the District and Rainier for a one year term and authorize Administration to enter into such agreement in substantially the form presented.*

*Vote: 5/0: Motion Carries*

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

**8.07 Discussion and/or Action to Approve Final Proposition 39 Facilities Use Agreement with Summit Public School: Tahoma Charter School - Marcus Battle, Associate Superintendent of Business Services, Linda da Silva, Director of Construction, Maintenance and Facilities, and Rogelio M. Ruiz, Esq., Legal Counsel**

*Motion by Member J Manuel Herrera, second by Vice President Lan Nguyen, to approve the form of Memorandum of Understanding regarding the Proposition 39 Facilities Use Agreement 2015-2016 between the District and Tahoma for a one year term and authorize Administration to enter into such agreement in substantially the form presented.*

*Vote: 5/0: Motion Carries*

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

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

**No Items on Calendar Under this Section**

**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.**

Anyone wishing to address the Board from either the teleconference location or the Board Room meeting location regarding Closed Session items may speak at this time. Persons present in the Board Room wishing to address the Board on Closed Session items or any subject not on the agenda must fill out a gold request form, which is located at the entrance of the Board Room. Persons wishing to address the Board from the teleconference location should state his/her name before speaking.

*Public speakers:*

- Cortney Grunder
- Sarina Fernando
- Monisha Devi

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

### **11.01 Discussion and/or Action to Appoint Two Board Members to Review 2015 Citizens Bond Oversight Committee (CBOC) Applications – Van T. Le, Board President**

*Motion by Vice President Lan Nguyen, second by Member J Manuel Herrera, to appoint Board Clerk Frank Biehl and Board Member Pattie Cortese to serve on the committee to review the 2015 Citizens Bond Oversight Committee (CBOC) applications.*

*Vote: 5/0; Motion Carries*

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

### **11.02 Discussion and/or Action to Adopt Schedule of Regular Board Meetings and Annual Organizational Meeting from August 2015 through June 2016 – Chris D. Funk, Superintendent**

*Motion by Clerk Frank Biehl, second by Member J Manuel Herrera, to approve the schedule of regular meetings and annual organizational meeting from August 2015 through June 2016, as presented.*

*Vote: 5/0; Motion Carries*

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

### **11.03 Discussion and/or Action to Approve Compensation to Staff Not Represented by a Bargaining Unit - Cari Vaeth, Associate Superintendent of Human Resources**

*Motion by Vice President Lan Nguyen, second by Member J Manuel Herrera, to approve the compensation to staff not represented by a bargaining unit. The 5% salary increase, plus any equivalent 2014-2015 increase given, consistent with bargaining unit salary considerations granted will be effective retroactive to July 1, 2014.*

*Vote: 5/0; Motion Carries*

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



- 11.04 Discussion and/or Action to Approve 5% Base Salary Increase to Superintendent Chris Funk; Associate Superintendents Marcus Battle, Juan Cruz and Cari Vaeth; and Senior Manager of Internal Controls Kelly Kwong consistent with Bargaining Unit Salary Considerations Granted – Van T. Le, Board President**

*Item pulled from the agenda*

- 11.05 Discussion and/or Action to Receive and Adopt Third Reading of Amended Board ByLaw #9270 Conflict of Interest and Revolving Door Restrictions and Reauthorize Resolution #2014/2015-06 – Chris D. Funk, Superintendent**

*Motion by Clerk Frank Biehl, second by Member J Manuel Herrera, to receive and adopt the third reading of amended Board ByLaw #9270 as presented, and reauthorize Resolution #2014/2015-06 adopting the Conflict of Interest Code.*

*Vote: 5/0; Motion Carries*

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

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

- 12.01 Presentation and Discussion regarding Academic Report - Juan Cruz, Associate Superintendent of Educational Services, and Kirsten King, Director of Assessment and Accountability**

*Public speakers:*

- *Vitaliano Caballero*
- *Socorro McCord*
- *Mulugeta Habtegabriel*
- *Susan Williams*

*Presentation item; no action taken*

- 12.02 Presentation and Discussion regarding Instructional Coaching Initiative – Juan Cruz, Associate Superintendent of Educational Services**

*Presentation item; no action taken*

- 12.03 Discussion and/or Action to Approve Distribution of "Go For It" Scholarship Funds - Juan Cruz, Associate Superintendent of Educational Services**

*Motion by Clerk Frank Biehl, second by Member J Manuel Herrera, to approve the distribution of the "Go For It" Scholarship Funds.*

*Vote: 5/0; Motion Carries*

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

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

**13.01 Discussion and/or Action to Receive and Approve Second Interim Financial Report for Fiscal Year 2014/15 - Marcus Battle, Associate Superintendent of Business Services, and Karen Poon, Director of Finance**

*Motion by Member J Manuel Herrera, second by Clerk Frank Biehl, to receive and approve the Second Interim Financial Report revisions to the operating budget as presented for fiscal year 2014/15.*

*Vote: 5/0; Motion Carries*

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

**13.02 Discussion and/or Action to Approve the Contract(s) for Professional Services Over \$25,000 - Marcus Battle, Associate Superintendent of Business Services, and André Bell, Assistant Director of Capital Accounting and Purchasing**

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

*Vote: 5/0; Motion Carries*

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

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

**No Items on Calendar Under this Section**

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

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

*Motion by Clerk Frank Biehl, second by Member J Manuel Herrera, to ratify the CUPCCAA informal project(s) as presented.*

*Vote: 5/0; Motion Carries*

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

## **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 Member J. Manuel Herrera, second by Vice President Lan Nguyen, to approve the entire consent/action calendar as presented.*

*Vote: 5/0 Motion Carries*

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

### **16. Board of Trustees / Superintendent - Consent / Action Calendar**

**16.01 Ratify/Approve Board Member(s) Lawful Expenses/Mileage to Conferences/ Workshops/Meetings**

**16.02 Approve Minutes of February 12, 2015, Regular Board Meeting**

### **17. Educational Services / Student Services - Consent / Action Calendar**

**17.01 Approve School Field Trips**

### **18. Business Services - Consent / Action Calendar**

**18.01 Approve Memoranda of Understanding**

**18.02 Accept Report of Credit Card Purchases for Statement Dated January 22, 2015**

**18.03 Approve Purchase Orders**

**18.04 Approve Change Orders to Purchase Orders**

**18.05 Adopt Resolution #2014/2015-19 Itemized List of Surplus/Obsolete Equipment for Sale and/or Disposal per Education Code Sections 17545 and 17546**

**18.06 Approve Facilities Use Agreements**

**18.07 Approve Budget Transfers**

**18.08 Accept Warrant Register for the Month of February, 2015**

**18.09 Ratification of Contract(s) for Professional Services At or Below \$25,000**

**19. Human Resources - Consent / Action Calendar**

**19.01 Ratify/Approve Classified Personnel Actions Presented March 19, 2015**

**19.02 Ratify/Approve Certificated Personnel Actions Presented March 19, 2015**

**19.03 Ratify/Approve Student Aide Personnel Actions Presented March 19, 2015**

**20. Facilities - Consent / Action Calendar**

**20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000**

**21. WRITTEN REPORTS/RECOMMENDATION**

Items under section 21 are written reports that are received into the public record. No action is taken by the Board. A Board Member or the Superintendent may request an item to be placed on the agenda for discussion and/or action at a future meeting.

**21.01 Receive Silicon Valley Community Foundation Quarterly Statement for the Go For It! Scholarship Fund as of December 31, 2014**

*Report received*

**21.02 Receive Self-Insured Schools of California (SISC) GASB 45 Quarterly Report Ending December 31, 2014**

*Report received*

**21.03 Receive Information Regarding Health Care Reform: Excise Tax on High-Cost Employer Health Plans**

*Report received*

**21.04 Receive Information Regarding ESUHSD Workers' Compensation Program from Santa Clara County School's Insurance Group**

*Report received*

**22. FUTURE AGENDA ITEMS**

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

*No items requested to be added to the future agenda items list*

**22.02 Future Items**

**Board President Van Le**

| <b>Item</b>                      | <b>Date (tentative)</b> | <b>Type</b> |
|----------------------------------|-------------------------|-------------|
| Failed Courses                   | Quarterly               | Report      |
| Independent Study Program Report | April 16, 2015          | Report      |
|                                  |                         |             |

**Board Vice President Lan Nguyen**

| <b>Item</b>                              | <b>Date (tentative)</b> | <b>Type</b>             |
|--|-------------------------|-------------------------|
| International Baccalaureate (IB) Program | April 23, 2015          | Presentation/Discussion |
|  |                         |                         |

**Board Clerk Frank Biehl**

| <b>Item</b>   | <b>Date (tentative)</b> | <b>Type</b>             |
|---|-------------------------|-------------------------|
| Special Education Program Update (County & District Wide) | April 16, 2015          | Presentation/Discussion |
| Luis Valdez Leadership Academy                            | April 16, 2015          | Presentation            |
| Teach for America   | April 16, 2015          | Presentation/Discussion |
|   |                         |                         |

## 22.03 Annual Governance Calendar

| <b>July</b>                               |
|---|
| Summer School Program (concludes session) |
| Summer School Graduation                  |

| <b>August</b>                     |
|-----------------------------------|
| Board Retreat                     |
| Expulsion Hearing Panel Committee |
| First Day of School               |
| Williams Quarterly Report         |

| <b>September</b>  |
|---|
| Board Study Session/Workshop                              |
| College Night   |
| Conflict of Interest/Board Policy (updates)               |
| Public Hearing and Adoption: Gann Spending Limit          |
| Public Hearing: Sufficiency or Insufficiency of Textbooks |
| Receive Annual Developer Fees Report                      |
| Unaudited Actuals   |

| <b>October</b>                     |
|------------------------------------|
| Bond Program Presentation          |
| Solar Energy Presentation          |
| Student Achievement Presentation   |
| Superintendent's Annual Evaluation |
| Williams Quarterly Report          |

| <b>November</b>                            |
|--|
| Board Study Session/Workshop               |
| Election Orientation for New Board Members |

| <b>December</b>                            |
|--|
| Annual Organizational Board Meeting        |
| CSBA Annual Conference                     |
| Election Orientation for New Board Members |
| End of First Semester                      |
| First Interim Report                       |
| Superintendent's Mid-Year Evaluation       |

| <b>January</b>   |
|--|
| 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 |
| Policies & ByLaws (Begin Review by Series)                                     |
| Sports Recognitions (Fall)   |
| Technology Report  |
| Williams Quarterly Report  |

| <b>February</b>                              |
|--|
| African American Students Achievement Awards |
| Audit Committee Charter Amendment(s)         |
| CSBA Delegate Assembly Election              |
| Non-Re-Elects                                |
| Safety Plan Goals for Each Site              |

| <b>March</b>  |
|---|
| Cesar Chavez Writing, Art & Multi-Media Awards Luncheon |
| March 15 Notices  |
| Second Interim Report                                   |
| SJPD Secondary Employment Application                   |
| Vietnamese Students Achievement Awards                  |

| <b>April</b>  |
|---|
| Board Study Session/Workshop  |
| Form 700 – Statement of Economic Interests Due to Santa Clara County (filing) |
| Honor Nights  |
| Latino Student Awards Recognition Ceremony                                    |
| Migrant Education Awards Night  |
| NSBA Annual Conference  |
| Williams Quarterly Report   |

| <b>May</b>                              |
|---|
| Board Self-Evaluation                   |
| Budget (Preliminary/Draft) Presentation |
| Employee Recognition Event              |
| Graduations                             |
| Honor Nights                            |
| Last Day of School                      |
| Sports Recognitions (Winter/Spring)     |

| <b>June</b>  |
|--|
| Budget (Preliminary) with May Revisions Public Hearing (first June Board Meeting)  |
| Budget Adoption (second June Board Meeting)  |
| Budget Advisory Committee:<br>Nominate and Appoint Board Representatives (2) and Alternative Board Representative (1) (2 year term, fiscal year) |
| Employee Retirement Celebration  |
| ESTA Safety Survey   |
| Master Contracts for Capital Projects  |
| Plan for Expelled Youth (due every three years – 2015)   |
| Program Improvement Update   |
| Safety Plan Assessment for Each School   |
| Single Plan for Student Achievement (SPSA) for Each School   |
| Summer School Program (session begins)   |
| Superintendent's Annual Evaluation   |

**23. BOARD OF TRUSTEES/SUPERINTENDENT COMMUNICATIONS/COMMENTS**

**23.01 Board of Trustees**

**Board Member J. Manuel Herrera** (no comments made)

**Board Vice President Lan Nguyen** (no comments made)

**Board Member Pattie Cortese** (no comments made)

**Board Clerk Frank Biehl**

*The Audit Committee will be meeting next Tuesday. I will have a report at our next meeting.*

**Board President Van Le**

*I attended the State of the City address this past Saturday. Independence High School looked very nice; it was very clean. I wanted to share that with Superintendent Funk, the administration and staff.*

*I also attended a Work2Future meeting. I learned that Santa Clara County provides more than \$1 million in helping students to find summer jobs. We need to get funding to connect our students for summer jobs. The City of San Jose is also interested in funding summer jobs for our youth. It is my hope that we can receive funding and reach out to our students.*

*This Saturday, March 22, we will have the Vietnamese Student Awards Ceremony. Board Members, I hope you will have time to attend the event. We do have a session for parents to attend prior to the awards ceremony.*

*On April 30 we will have Coming to America event. We will be awarding the winners of the essay, art and multi-media contest. We will be commemorating the 40<sup>th</sup> anniversary of the Fall of Saigon. Mr. Nguyen and I are part of that time period.*

**23.02 Chris D. Funk, Superintendent** (no comments made)

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

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

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

**25. ADJOURNMENT**

**President adjourns the meeting.**

*President Van Le adjourned the meeting at 9:50 PM.*

*Respectfully submitted,*



Board Clerk



Preparing every student to thrive in a global society.

### Agenda Item Details

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|                    |  |
|--------------------|--|
| Meeting            | Mar 19, 2015 - 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, and André Bell, Assistant Director of Capital Accounting and Purchasing  |
| Access             | Public   |
| 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. |

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 13.02**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, and André Bell, Assistant Director of Capital Accounting and Purchasing

**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.



[3-19-2015 Contracts over \\$25k.pdf \(101 KB\)](#)

## **Executive Content**

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### **Motion & Voting**

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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.

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

Final Resolution: Motion Carries

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

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services Over \$25,000**  
 Board Meeting of March 19, 2015; Item 13.02

**1. Agape Foundation and 180 Degrees Program**

| <b>Reviewed by:</b>     | <b>Contract Period</b>             | <b>Fiscal Impact/<br/>Funding Source</b>   | <b>School/Department/<br/>Manager</b>  |
|-------------------------|------------------------------------|--|--|
| Juan Cruz<br>André Bell | August 13, 2014 –<br>June 30, 2015 | \$260,200 Total Program<br>Costs for Second<br>Semester<br><br>(\$215,200 Revenue from<br>Agape Foundation)<br><br>\$45,000 ESUHSD's<br>contribution to the Program<br><br>Various | Oak Grove, Martha Brazil<br><br>Yerba Buena, Tom Huynh<br><br>Piedmont Hills, Traci<br>Williams<br><br>Andrew Hill, Bettina Lopez<br><br>Independence, Grettel<br>Castro-Stanley<br><br>Silver Creek, Adolfo Laguna<br><br>Calero, Robert Ibarra |

East Side Union High School District (ESUHSD) Administration is requesting authorization from the Board of Trustees to approve the acceptance of grant funds from Agape Foundation and approve the ratification of the Agreement with 180 Degrees Program LLC for the second semester of the 2014 – 15 school year.

180 Degree's continued mission is to passionately help youth enhance their lives by accepting personal accountability and to continuously strive toward the goal of achieving their full potential, "one degree" at a time. They utilize comprehensive, research-based and measurable approaches of intense instructional, participatory and interactive character and life skills education that is based upon 180 Degree's "Core Values." They will always deliver these services in the most professional, innovative, and highly effective manner.

**Selection Process**

No solicitation process took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees accept the grant from Agape Foundation and ratify the Agreement with 180 Degrees Program LLC, for the second semester of the 2014/2015 school year in the amount of \$215,200.

**2. Vavrinek, Trine, Day & Co., LLP**

| <b>Reviewed by:</b>                       | <b>Contract Period</b>                               | <b>Fiscal Impact/<br/>Funding Source</b>  | <b>School/Department/<br/>Manager</b>                               |
|---|--|---|---|
| Marcus Battle<br>Karen Poon<br>André Bell | January 19, 2012 -<br>January 30, 2017<br>(extended) | \$144,000 (increased estimated<br>expense)<br><br>General Fund - \$57,000 / year<br>Measure E - \$5,000 / year<br>Measure G - \$5,000 / year<br>Measure I - \$5,000 / year<br><br>\$330,000 (total estimated<br>contract value) | Business Services<br><br>Marcus Battle, Associate<br>Superintendent |

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to extend the current Agreement with Vavrinek, Trine, Day & Co., LLP for an additional two years and the funding to cover the extended term.

At the January 19, 2012, Board meeting, the Board of Trustees awarded a three-year agreement to Vavrinek, Trine, Day & Co., LLP after Administration had conducted a formal Request for Proposals process (RFP-07-11-12) for Professional Auditing Services to perform independent audit services regarding the performance of the required annual District audit of General Fund, Measure E, and Measure G.

At the April 17, 2014, Board meeting, the Board of Trustees amended the approved agreement with Vavrinek, Trine, Day & Co., LLP to increase their contract for 2013 – 14 by \$5,000 to cover the cost of adding Measure I to the annual audit.

**Selection Process**

See above

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the extension of the Agreement with Vavrinek, Trine, Day & Co., Inc. for the auditing services through January 30, 2017, for an estimated increased amount of \$144,000, and to execute change orders in accordance with Board Policy 3312.1.

**3. Quintessential School Systems (QSS)**

| <b>Reviewed by:</b>                    | <b>Contract Period</b>          | <b>Fiscal Impact/<br/>Funding Source</b> | <b>School/Department/<br/>Manager</b>                              |
|--|---------------------------------|--|--|
| Randy Phelps<br>Helen Wu<br>André Bell | July 1, 2015 –<br>June 30, 2016 | \$82,266<br><br>General Fund             | Instructional Technology<br>Services<br><br>Randy Phelps, Director |

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve the Service and Software Support Agreement with Quintessential School Systems (QSS) for the continued use of their business software system.

The QSS software allows instant access to modules used by ESUHSD staff for Base Financial, Personnel, Position Control, Payroll Interface, Budget Development, Fixed Assets, Stores Inventory, Invoicing & Billing Management (IBM), Benefits Management, Version H PDF Interface, ESS and membership in LEAP.

**Selection Process**

No solicitation process took place for this service.

**RECOMMENDATION**

It is recommended that the Board of Trustees approve the Service and Software Support Agreement with Quintessential School Systems for the use of their software for the contract term of July 1, 2015, through June 30, 2016, for an estimated amount of \$82,266 and to execute change orders in accordance with Board Policy 3312.1.

#### 4. Seneca Family of Agencies (Change Order No. 1)

| Reviewed by:                             | Contract Period                                    | Fiscal Impact/<br>Funding Source  | School/Department/<br>Manager  |
|--|--|---|--|
| Juan Cruz<br>Toby Hopstone<br>André Bell | October 20, 2014 –<br>June 30, 2015<br>(no change) | \$95,000 (estimated annual<br>expenditure)- Tuition<br><br>(increased amount) | Special Services<br><br>Toby Hopstone, Director of<br>Special Services |

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees approve Change Order No. 1 to the Agreement with Seneca Family of Agencies for the provision of Non-Public School (NPS) services for ESUHSD special education students for the 2014 – 15 school year.

Change Order No. 1 is issued due to the increase in the number of ESUHSD special education students requiring placement at this facility. Seneca Family of Agencies provides specialized educational services to students who present severe emotional disturbance. These students may be challenged with auditory or visual hallucinations, psychotic breaks with reality, assaultive or self-harming behavior, and/or multiple psychiatric hospitalizations.

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

There are no changes to the services or other terms and conditions being requested at this time.

Original contract amount (Board approved 11/20/14) \$25,000 + Change Order No. 1 for \$95,000 = new contract total of \$120,000.

#### Selection Process

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

#### RECOMMENDATION

It is recommended that the Board of Trustees approve Change Order No. 1 to the Agreement with Seneca Family of Agencies for the provision of Non-Public School (NPS) services for special education students for the increased amount of \$95,000 and authorize Administration to execute change orders in accordance with Board Policy 3312.1. All other contractual terms and conditions remain unchanged at this time.

#### 5. Santa Clara County Office of Education

| Reviewed by:   | Contract Period                                | Fiscal Impact/<br>Funding Source                  | School/Department/<br>Manager   |
|--|--|---|---|
| Juan Cruz<br>Chris D. Funk<br>Deborah Barnes<br>André Bell | May 1, 2012 –<br>April 30, 2015<br>(no change) | \$20,668.92<br>(REVENUE)<br><br>(Increase amount) | Child Development Program<br><br>Deborah Barnes, Program<br>Coordinator |

East Side Union High School District (ESUHSD) Administration is requesting the Board of Trustees to approve Change Order No.1 to the Standard Contracts Agreement with Santa Clara County Office of Education, Children's Services Department – Head Start Program, for the contract term May 1, 2012, through and terminates on April 30, 2015, and to delegate authority to the Superintendent or designee to amend said contract, including funding as needed.

Change Order No. 1 is issued due to the increased revenue amount to fund the 2014 Summer Pilot Program. This Pilot Program allows for the expansion of the school year for children and staff during the summer months.

**Purpose of the Grant**

ESUHSD shall administer and operate a full-day comprehensive early childhood care and education service program to children whose families meet the Federal Income guidelines and other eligibility requirements of the Federal Head Start Program as outlined in the Federal Head Start Performance Standards, which is available for inspection at the County Office of Education (COE).

ESUHSD is to provide Full Day Head Start Program enhancement services as outlined in the "Description of Enhancement Services" to 40 Federal Head Start eligible children, ages six weeks to 3.0 years, currently enrolled in ESUHSD's existing part-day childcare program. Program services shall be provided up to 10 hours per day.

There are no changes to the services or other terms and conditions being requested at this time.

Original contract amount (Board approved 4/19/12) \$146,844 + Change Order No. 1 for \$20,668.92 = new contract total of \$167,512.92.

**Selection Process**

Not Applicable

**RECOMMENDATION**

It is recommended that the Board of Trustees approve Change Order No. 1 to the Standard Contracts Agreement with Santa Clara County Office of Education, Children's Services Department – Head Start Program, for the increased revenue amount of \$20,668.92 and authorize Administration to execute change orders in accordance with Board Policy 3312.1. All other contractual terms and conditions remain unchanged at this time.

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### Agenda Item Details

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Meeting Mar 19, 2015 - 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 18.09 Ratification of Contract(s) for Professional Services At or Below \$25,000

Access Public

Type Action, Discussion

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.

### Public Content

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## EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 18.09**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

**PREPARED BY:** Marcus Battle, Associate Superintendent of Business Services, and André Bell, Assistant Director of Capital Accounting and Purchasing

**SUBJECT:** Ratification of 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.

[3-19-15 Prof Serv Contract under \\$25K.pdf \(83 KB\)](#)

## **Executive Content**

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### **Motion & Voting**

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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.

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

Final Resolution: Motion Carries

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

**EAST SIDE UNION HIGH SCHOOL DISTRICT**  
**Contract(s) for Professional Services Under \$25,000**  
 Board Meeting of March 19, 2015 - Item 18.09

| <b>Consultant</b>                   | <b>Contract Period</b>            | <b>Contract Amount</b> | <b>Contract Number</b> | <b>Location of Services</b> | <b>Description of Services</b>   | <b>Date Contract Assigned</b> |
|-------------------------------------|-----------------------------------|------------------------|------------------------|-----------------------------|--|-------------------------------|
| Alfredo Castaneda                   | February 11, 2015                 | \$450.00               | 502271                 | Silver Creek High School    | Provide a one day training through the Early Outreach Parent Program for Migrant Ed parents and students for academic success.   | February 4, 2015              |
| Franklin-McKinley School District   | July 1, 2014 - June 30, 2015      | \$21,750.00            | 502457                 | Yerba Buena High School     | Provide services for the College Connection Academy (CCA) to students and parents of grades 7 to 12 helping them to achieve the program goals for attending a university program after high school. This contract was entered into an agreement with Franklin-McKinley School District and ESUHSD. | February 25, 2015             |
| Jerome P. Dixon                     | January 5, 2015 - May 28, 2015    | \$300.00               | 502358                 | Santa Teresa High School    | Provide motivational speaking on juvenile justice, racial profiling and self identity.   | February 11, 2015             |
| Montalvo Arts Center                | February 3-5, 2015                | \$1,000.00             | 502244                 | Oak Grove High School       | Provide a three-day Jazz Reach Sittin in & Grove out w/Metta Quintet workshop for students.  | January 30, 2015              |
| Multimedia Consulting Services Inc. | March 1, 2015 - June 30, 2015     | \$1,870.00             | 502441                 | James Lick High School      | Provide and install VGS, RCA cables, new wall plates, correct and/or rewire audio connections as needed so that existing speakers function correctly in the Fire Academy Room.   | February 26, 2015             |
| Off-Site Records Management         | December 16, 2014 - June 30, 2015 | \$300.00               | 502436                 | Oak Grove High School       | Provide on-site shredding of confidential documents at school site.  | February 25, 2015             |
| School Services of California       | March 6, 2015 - October 31, 2015  | \$10,000.00            | 502565                 | Education Center            | Provide consulting services in issues regarding school finance, budgeting, and general fiscal issues.  | March 10, 2015                |



**EAST SIDE UNION HIGH SCHOOL DISTRICT**

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

Board Meeting of March 19, 2015 - Item 18.09

| <b>Consultant</b>            | <b>Contract Period</b>                | <b>Contract Amount</b> | <b>Contract Number</b> | <b>Location of Services</b> | <b>Description of Services</b>   | <b>Date Contract Assigned</b> |
|------------------------------|---------------------------------------|------------------------|------------------------|-----------------------------|--|-------------------------------|
| TransAct Communications Inc. | February 17, 2015 - February 16, 2016 | \$9,750.00             | 502414                 | Education Center            | Provide a web-based management system tools for a business metric.   | February 24, 2015             |
| Zaretta Hammond              | February 11, 2015                     | \$4,500.00             | 502273                 | Education Center            | Provide facilitation services of teaching racially sensitive literature workshop rights to the workshop structure. | February 4, 2015              |



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### Agenda Item Details

|                    |   |
|--------------------|---|
| Meeting            | Mar 19, 2015 - 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            | 20.01 Ratification of Bond/Capital Projects Contract(s) for Professional Services At or Below \$50,000  |
| Access             | Public  |
| 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. |

### Public Content

## EAST SIDE UNION HIGH SCHOOL DISTRICT

**Item: 20.01**

**TO:** Board of Trustees

**FROM:** Chris D. Funk, Superintendent

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

**SUBJECT:** Ratification of 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.

[Prof Serv Contract under \\$50K -Ratified.pdf \(101 KB\)](#)

## **Executive Content**

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### **Motion & Voting**

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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.

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

Final Resolution: Motion Carries

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

**East Side Union High School District  
Construction Related Professional Services Contracts under \$50,000 for Ratification  
Board Meeting of March 19, 2015 - item 20.01**

| <b>Project Number &amp; Name</b>                              | <b>Project Description</b>   | <b>Contract Number</b> | <b>Contract Period</b>           | <b>Consultant</b>   | <b>Contract Amount</b> | <b>Date Purchase Order Assigned</b> |
|---|--|------------------------|----------------------------------|---|------------------------|-------------------------------------|
| E-040-004 / WC Overfelt HS Bldg. L Modernization              | Provide megger testing for the main electrical feed to Bldg. L   | 502157                 | February, 2015 to completion     | Pacific Power Testing                                       | \$600.00               | 1/28/2015                           |
| Z-060-601 / Yerba Buena HS Student Union & Quad Modernization | Provide inspection and sampling for the pre-renovation inspection of Bldg. 100   | 502258                 | February 3, 2015 to completion   | HAZMAT.DOC Environmental Consulting and Management Services | \$12,510.00            | 2/2/2015                            |
| Z-060-601 / Yerba Buena HS Student Union & Quad Modernization | Provide topographic survey services  | 502287                 | February 16, 2015, to completion | Brio Engineering Associates, Inc.                           | \$16,350.00            | 2/13/2015                           |
| Z-060-601 / Yerba Buena HS Student Union & Quad Modernization | Provide geological hazards study and geotechnical investigation, environmental soil sampling & testing and utility locating services | 502377                 | February 13, 2015, to completion | Earth Systems Pacific                                       | \$16,250.00            | 2/13/2015                           |