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Agenda Item Details

Meeting Jun 22, 2017 - ESUHSD REGULAR BOARD MEETING - 4:00 P.M., DISTRICT OFFICE - BOARD ROOM, 830 N. CAPITOL AVENUE, SAN JOSE, CA 95133 -- AMENDED

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

Subject 16.04 Approve Minutes of May 4, 2017, Special Board Meeting

Access Public

Type Action

Recommended Action It is recommended that the Board of Trustees approve the May 4, 2017, Special Board Meeting minutes as presented.

Public Content

EAST SIDE UNION HIGH SCHOOL DISTRICT

TO: Board of Trustees

FROM: Chris D. Funk, Superintendent

SUBJECT: Approve Minutes of May 4, 2017, Special Board Meeting

Attached are the minutes of the May 4, 2017, Special Board Meeting for review and approval by the Board of Trustees.

FISCAL IMPACT:
None

FUNDING SOURCE:
None

RECOMMENDATION:
It is recommended that the Board of Trustees approve the May 4, 2017, Special Board Meeting minutes as presented.

[BA_2017_05_04_Special_Mtg_Minutes.pdf \(266 KB\)](#)

Executive Content

East Side Union High School District
ADOPTED

Board of Trustees

mgwillen 6-22-17



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

1. CALL TO ORDER/ROLL CALL

1.01 Roll Call

Board President Frank Biehl called the Special Board meeting to order at 4:00 PM.

Present for roll call:

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

Member Lan Nguyen arrived at 4:15 PM.

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

Board President Frank 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.

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 4:50 p.m.) See item 2 on agenda (Closed Session).

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

2. CLOSED SESSION

2.01 Mindfulness

2.02 Public Employee Performance Evaluation (Government Code Section 54957)

- Superintendent

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

- Principal (2)
- Associate Principal (2)

Motion #1

Motion by President Frank Biehl, second by Clerk Pattie Cortese, to approve the appointment of Chantal Chatman as Principal at Silver Creek High School.

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

Vote: 5/0; Motion carries

Motion #2

Motion by Vice President J. Manuel Herrera, second by Member Van Le, to approve the appointment of Kelly Daugherty as Associate Principal (APED) at Piedmont Hills High School.

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

Vote: 5/0; Motion carries

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

- One (1) Potential Cases

Motion by President Frank Biehl, second by Vice President J. Manuel Herrera, to approve the joinder of the East Side Union High School District as a petitioner in the pending action, San Diego Unified School District versus Betty Yee in her official capacity as State Controller, Case #37-2016-00042334 pending in San Diego Superior Court.

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

Vote: 5/0; Motion carries

3. RESUME OPEN SESSION AT APPROXIMATELY 4:50 P.M. – EDUCATION CENTER - BOARD ROOM

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

3.01 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 of the Board Room.

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

There were no changes to the agenda.

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

Any person may address the Board on any item on the meeting agenda. Persons wishing to address the Board must fill out a speaker request form, which is located at the entrance of the Board Room. When your name is called, please come to the podium, state your name for the record, and limit your remarks to three (3) minutes.

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

7.01 Discussion and/or Action to Adopt Resolution #2016/17-31 Mitigated Negative Declaration for the Escuela Popular School Site Expansion Project in Compliance with the California Environmental Quality Act and Adopt Resolution #2016/2017-32 Charter School Location Amendment and Full Cost Recovery Agreement – Marcus Battle, Associate Superintendent of Business Services, and Julio Lucas, Interim Director of Capital Planning and Design

Motion #1

Motion by Vice President J Manuel Herrera, second by Member Van Le, to adopt Resolution #2016/2017-31 Mitigated Negative Declaration for the Escuela Popular School Site Expansion Project in Compliance with the California Environmental Quality Act. This Resolution confirms and states that the project has been reviewed in compliance with CEQA and that the environmental effects from the proposed project, as mitigated, will not result in a significant effect on the environment.

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

Vote: 5/0; Motion carries

Motion #2

Motion by Member Van Le, second by Member Lan Nguyen, to adopt Resolution #2016/2017-32 Charter School Location Amendment and Full Cost Recovery Agreement. This Resolution confirms the Board's approval of the Escuela Popular School Site Expansion Project in Compliance with the California Environmental Quality Act, and implements the Board's Charter School Location Amendment and Full Cost Recovery Agreement.

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

Vote: 5/0; Motion carries

7.02 Discussion and/or Action to Ratify Board President Frank Biehl's Attendance and Participation at the April 19, 2017, MetroED Board Meeting Due to the Board Representative's and Board Alternate's Inability to Attend Meeting – Chris D. Funk, Superintendent

Motion by Board Member Van Le, second by Vice President J. Manuel Herrera, to approve ratify Board President Biehl's attendance and participation at the April 19, 2017, as a representative of the ESUHSD pursuant to the Joint Powers Agreement and in place of members Le and Herrera due to their respective inability to attend that meeting.

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

Vote: 5/0; Motion carries

7.03 Discussion and/or Action to Ratify/Approve Superintendent's Lawful Expenses/Mileage to Conferences/ Workshops/Meetings – Chris D. Funk, Superintendent

Motion by Member Lan Nguyen, second by Clerk Pattie Cortese, to ratify/approve the Superintendent's attendance and lawful expenses to conferences/workshops/meetings as presented.

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

Vote: 5/0; Motion carries

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

Motion by Member Lan Nguyen, second by Member Van Le, to ratify/approve Board Member(s) lawful expenses/mileage report(s)/reimbursement(s) to conferences/workshops/meetings as presented.

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

Vote: 5/0; Motion carries

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

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

See section 2.0 for reporting out of Closed Session items.

9. **ADJOURNMENT**

9.01 **President adjourns the meeting.**

President Frank Biehl adjourned the meeting at 5:16 PM.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "Patricia A.", written in a cursive style.

Board Clerk