



Preparing every student to thrive in a global society.

Agenda Item Details

Meeting Jun 21, 2018 - ESUHS D 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 16.07 Approve Minutes of May 3, 2018, Special Board Meeting

Access Public

Type Action, Minutes

Recommended Action It is recommended that the Board of Trustees approve the May 3, 2018, 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 3, 2018, Special Board Meeting

Attached are the minutes of the May 3, 2018, 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 3, 2018, Special Board Meeting minutes as presented.

[BA_2018_05_03_SPECIAL_MEETING_Minutes.pdf \(129 KB\)](#)

Executive Content

East Side Union High School District
APPROVED
 Board of Trustees
Signature 6-21-18



Each student graduates prepared for college and career,
empowered to thrive in a global society.

EAST SIDE UNION HIGH SCHOOL DISTRICT

**SPECIAL MEETING
OF THE
BOARD OF TRUSTEES
East Side Union High School District
Board Room
830 N Capitol Avenue, San Jose, CA 95133
May 3, 2018
5:00 PM**

1. CALL TO ORDER / ROLL CALL

1.01 Roll Call

President J. Manuel Herrera called the meeting to order at 5:00 PM

Present for roll call:

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

1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session (Government Code 54957.7). Persons wishing to address the Board on Closed Session items or any subject not on the agenda must fill out a speaker request form, which is located at the entrance of the Board Room.

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

2. CLOSED SESSION

2.01 Mindfulness

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

- Principal
- Associate Principal

**2.03 Conference with Legal Counsel – Anticipated Litigation:
Significant exposure to litigation pursuant to paragraph (2) or (3) of
subdivision (d) of Section 54956.9**

- **Two (2) Potential Cases**

Motion #1

Motion to approve settlement agreement and general release of claims between the District and M. Turner. The terms of which include the agreement to rescind a notice of non-reelection in exchange for an irrevocable letter of resignation and also mutual releases. Each party to bear their own costs in attorney fees.

Motion by Van Le, second by Pattie Cortese

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

Motion #2

Motion to approve settlement agreement between the District and certificated teachers, S. Rodriguez, M. Leza, and Y. Rivas-Bejerano. The terms of which include the withdrawal are respective of the other party's respective request for hearings that the District will move forward with layoffs by issuing final notices by May 15. The District will provide one extra month of health and welfare benefits. Each educator will receive one day of paid leave to be taken before the end of the school year.

Motion by Pattie Cortese, second by Frank Biehl

Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le

Vote: 5/0; Final Resolution: Motion Carries

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

- **Superintendent**

3. RESUME OPEN SESSION

3.01 Open Session resumes at approximately 6:00 PM – Education Center Board Room.

4. WELCOME AND EXPLANATION TO AUDIENCE

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

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.

There were no changes to the agenda.

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

6.01 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 Approve Use of Carnival Equipment at Mt. Pleasant High School for Annual Block Party - Marcus Battle, Associate Superintendent of Business Services, Martha Guerrero, Principal, and Marcus Mosqueda, Activities Director, Mt. Pleasant High School

Motion to approve the request for the use/rental of the requested carnival equipment subject to the conditions as presented.

Motion by Frank Biehl, second by Pattie Cortese
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

7.02 Discussion and/or Action to Accept Superintendent's Recommendation to Dismiss Employees Due to Reduction in Particular Kinds of Service and Direct Superintendent to Issue Final Termination Notices in Accordance with the Requirements of the Education Code - Chris D. Funk, Superintendent and Cari Vaeth, Associate Superintendent of Human Resources

Motion to approve the certificated non-reemployment list for the 2018-2019 school year.

Motion by Van Le, second by Frank Biehl
Yea: J Manuel Herrera, Pattie Cortese, Lan Nguyen, Frank Biehl, Van Le
Vote: 5/0; Final Resolution: Motion Carries

8. REPORT CLOSED SESSION ACTION(S)

9. ADJOURNMENT

9.01 President Adjourns the Meeting

Board President J. Manuel Herrera adjourned the meeting at 6:17 PM.

10. NEXT MEETING

May 17, 2018: Regular Board Meeting

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lawfuyen", written in a cursive style.

Board Clerk