

EAST SIDE UNION HIGH SCHOOL DISTRICT
Regular Meeting of the Board of Trustees
830 N. Capitol Avenue, San Jose, CA 95133

AGENDA
January 15, 2009

Amended

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meeting of the Board of Trustees, please contact the office of the District Superintendent at (408) 347-5010. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.

Closed Session will begin at 4:00 P.M.

The Regular Board Meeting will begin at 4:00 p.m. in the Board Room. Anyone wishing to address the Board regarding Closed Session items may speak at this time. The Board will then adjourn to Closed Session in the Superintendent's Conference Room.

1. Call to Order/ Roll Call

- 1.01 Roll Call
- 1.02 Announcement and Public Comment regarding Items to be discussed in Closed Session
(*Government Code §54957.7*)
- 1.03 Recess to Closed Session (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 EXPULSIONS – STUDENT A-D
- 2.02 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
(*Government Code §Section 54957*)
- 2.03 CONFERENCE WITH LABOR NEGOTIATORS
(*Government Code §Section 54957.6*)

Agency Designated Representatives:

Bob Nuñez, Superintendent
Jerry Kurr, Associate Superintendent of Administration and Business Services
Dan Moser, Associate Superintendent of Instruction and Human Relations
Cathy Giammona, Director of Human Resources
Vida Branner-Siders, Director of Compensation and Classified Employee Relations

Employee Organizations:

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

- 2.04 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code: One (1) potential case
- 2.05 CONFERENCE WITH REAL PROPERTY NEGOTIATORS

- 2.06 PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code §Section 54957)
- 2.07 PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT
(Government Code §Section 54957)

Open Session 6:00 P.M. – 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.
5. **Consideration of Proposed Amendments to Agenda**
6. **Board Special Recognition(s)**
- 6.01 Sindura Reddy, Student Ambassador at Johnson & Johnson’s Annual Alliance Building & Training Session in Washington, D.C.
- 6.02 Special Recognition of Student
- 6.03 Special Recognition of Staff
- Certificated
 - Classified
 - Administration
7. **Student Board Liaisons**
- 7.01 Ana Avila, ASB President – James Lick High School
- 7.02 Dahlia Zapata, Student Representative – Latino College Preparatory Academy
8. **Public Members Who Wish to Address the Board of Trustees**
Persons wishing to address the Board must fill out a “gold” request form, which is located at the entrance of the Board Room.
9. **Operational Items/Board Discussion and/or Action**
- 9.01 Accept Audit Report for 2007-2008 – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 9.02 Approve Purchase Orders Presented January 15, 2009
- 9.03 Approve Contracts for Professional Services – Jerry Kurr, Associate Superintendent of Administration and Business Services – **Attachment B**
- 9.04 Approve Memoranda of Understanding – Jerry Kurr, Associate Superintendent of Administration and Business Services – **Attachment C**
- 9.05 Measure G and Measure E Citizens’ Bond Oversight Committee Report – John Moore, Chairperson of Measure G and Measure E Citizens’ Bond Oversight Committee
- 9.06 Hold Public Hearing at Approximately 7:30 p.m. regarding the Approval of the General Waiver Request – CAHSEE Apportionment - Dan Moser, Associate Superintendent of Instruction and Human Relations
- 9.07 Approve General Waiver Request – CAHSEE Apportionment – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 9.08 Accept Amendment to the Valenzuela/CAHSEE Williams Quarterly Report – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 9.09 Receive First Reading of 4000 Series Board Policies – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 9.10 Approve Variable Term Waiver Request for Certificated Employee - Dan Moser, Associate Superintendent of Instruction and Human Relations - **Attachment D**
- 9.11 Adopt Resolution #2208/2009-15 California Budget Crisis – Bob Nuñez, Superintendent

- 9.12 Adopt Resolution #2008/2009-16 Special Education Mandate Cost Settlement – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 9.13 Review, Discuss and Take Action on Letter from MetroED dated January 6, 2009
- 9.14 Action regarding Change of 2009 Board Meeting Dates – Bob Nuñez, Superintendent
 - February 19, 2009
 - Academic Master Plan

10. Attachment A - Consent Calendar Items

See Attachment A

11. Written Reports/Recommendation

- 11.01 Receive Budget Adjustments
- 11.02 Receive Summary of General Obligation Bond Sale

12. Board of Trustees/Superintendent Communications/Comments

- 12.01 Board of Trustees
 - J. Manuel Herrera, Vice President
 - Frank Biehl, Clerk
 - MetroED Board Update
 - Lan Nguyen, Member
 - Patricia Martinez-Roach, President
 - Board Policy: Revolving Door Prohibition
 - Board Retreat
 - Board Agenda Format
- 12.02 Bob Nuñez, Superintendent

13. Report Closed Session Action(s)

14. Adjournment

Attachment A - Consent Calendar

- 10. Superintendent asserts that the attached 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.**

- 10.01 Ratify and Approve Classified Personnel Actions Presented January 15, 2009
- 10.02 Ratify and Approve Certificated Personnel Actions Presented January 15, 2009
- 10.03 Ratify and Approve Student Aide Personnel Actions Presented January 15, 2009
- 10.04 Approve School Field Trips
- 10.05 Approve Notice of Completion for Andrew Hill High School Kitchen Modernization Project (KMS, Inc.)
- 10.06 Approve Notice of Completion for Apollo High School Phase II Project (William G. Blomquist, Inc.)
- 10.07 Approve Minutes of December 11, 2008, Special Board Meeting