

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

AGENDA
April 9, 2009

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 of the Education Center. 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 – 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: Three (3) potential cases

- 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. – 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.
- 5. **Consideration of Proposed Amendments to Agenda**
- 6. **Board Special Recognition(s)**
 - 6.01 Special Recognition of Staff
 - Certificated
 - Classified
 - Administration
 - 6.02 National Merit Finalists
- 7. **Student Board Liaisons**
 - 7.01 Jeanelle Ajel, ASB President – Mt. Pleasant High School
 - 7.02 Amanda Cord, ASB President - Santa Teresa High School
- 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. **Superintendent/Board of Trustees - Operational Items/Board Discussion and/or Action**
 - 9.01 Adopt Resolution #2007/2008–32 Declaring May 3-9, 2009, as California Teacher Appreciation Week and May 13, 2009, as California Day of the Teacher – Bob Nuñez, Superintendent – Bob Nuñez, Superintendent
 - 9.02 Adopt Resolution #2008/2009–33 Declaring May 17-23, 2009, as Classified School Employees Week – Bob Nuñez, Superintendent
- 10. **Instructional Services - Operational Items/Board Discussion and/or Action**
 - 10.01 Hold Public Hearing at 6:30 p.m. to consider Downtown College Prep Charter School Petition – Dan Moser, Associate Superintendent of Instruction and Human Relations
 - 10.02 Andrew Hill High School Presentation – Dan Moser, Associate Superintendent of Instruction and Human Relations and Bettina Lopez, Principal of Andrew Hill High School
 - 10.03 Evergreen Valley High School Presentation - Dan Moser, Associate Superintendent of Instruction and Human Relations and Cari Vaeth, Principal of Evergreen Valley High School
 - 10.04 Accept Valenzuela/CAHSEE Williams First Quarter Report – Dan Moser, Associate Superintendent of Instruction and Human Relations
 - 10.05 Approve the Community-Based English Tutoring (CBET) Program – Dan Moser, Associate Superintendent of Instruction and Human Relations

11. Student Services - Operational Items/Board Discussion and/or Action

- 11.01 Approve New Board Policy #5353 Pertaining to Student Lockers – Alan Garofalo, Associate Superintendent of Student Services and Facilities
- 11.02 Approve Renewal Application and Local Plan for the 2009-2010 Carl D. Perkins Vocational and Technical Education Grant – Alan Garofalo, Associate Superintendent of Student Services and Facilities

12. Human Resources - Operational Items/Board Discussion and/or Action

- 12.01 Approve Second Reading of 4000 Board Policy Series and Adopt 4000 Board Policy Series – Dan Moser, Associate Superintendent of Instruction and Human Relations
- 12.02 Ratify and Approve Tentative Agreement with East Side Teachers Association/CTA/NEA, August 31, 2009 – August 31, 2010 – Dan Moser, Associate Superintendent of Instruction and Human Relations

13. Business Services - Operational Items/Board Discussion and/or Action

- 13.01 Approve Purchase Orders Presented on April 9, 2009 – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 13.02 Approve Contracts for Professional Services - Jerry Kurr, Associate Superintendent of Administration and Business Services - **ATTACHMENT B**
- 13.03 Receive First Reading Board Policies 3000 Series – Jerry Kurr, Associate Superintendent of Administration and Business Services
- 13.04 Approve Budget Adjustments – Jerry Kurr, Associate Superintendent of Administration and Business Services

14. Facilities - Operational Items/Board Discussion and/or Action

None

15. Adult Education - Operational Items/Board Discussion and/or Action

- 15.01 Adult Education Program Presentation – Alan Garofalo, Associate Superintendent of Student Services and Facilities and Rich Uribe, Director of Adult Education

16. Attachment A - Consent Calendar Items

See Attachment A – Administration recommends approval of the consent items shown on Attachment A.

17. Written Reports/Recommendation

None

18. Board of Trustees/Superintendent Communications/Comments

- 18.01 Board of Trustees
- J. Manuel Herrera, Vice President
 - Frank Biehl, Clerk
 - MetroED Board Update
 - Lan Nguyen, Member
 - Eddie Garcia, Member
 - Patricia Martinez-Roach, President
- 18.02 Bob Nuñez, Superintendent
- Board Policy – Use of Facilities
 - Goals
 - Classroom Design Competition
 - Donation Update

19. **Report Closed Session Action(s)**

20. **Adjournment**

Attachment A - Consent Calendar

- 16. 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.**
- 16.01 Ratify and Approve Classified Personnel Actions Presented April 9, 2009
- 16.02 Ratify and Approve Certificated Personnel Actions Presented April 9, 2009
- 16.03 Ratify and Approve Student Aide Personnel Actions Presented April 9, 2009
- 16.04 Approve School Field Trips
- 16.05 Approve CAHSEE Local Waivers for Special Education Students
- 16.06 Acceptance of Donations, Grants and Awards
- 16.07 Award of Bids
- 16.08 Approve Change Order #1 for Restroom Modification Project at James Lick, Yerba Buena and Piedmont Hills High Schools (Roldan Builders, Inc.)
- 16.09 Notice of Completion for James Lick High School New Restroom Building Project (Zolman Construction Development Inc.)