



METROPOLITAN EDUCATION DISTRICT
 760 Hillsdale Avenue
 San Jose, California 95136

January 20, 2010
Governing Board Meeting Agenda

If you would like to address the Board on any item on this agenda, please complete the **Request of Visitors** form located near the entrance of the meeting room and hand it to the Superintendent. On the form, please list the agenda item(s) you would like to speak to. When your name is called, please come to the podium, state your name and address for the record, and limit your remarks to two minutes. Those speaking on items **not** on the agenda will be recognized by the Chair under **Public Comments**. The Board shall limit the total time for public input on each item to 20 minutes (BB 9323).

Special Accommodations

Individuals who require special accommodation should contact the Superintendent's Office at (408) 723-6464 at least two business days before the meeting date.

This agenda and approved minutes of Board meetings may be viewed and printed from the Internet: www.metroed.net

REGULAR MEETING

Date: January 20, 2010
 Time: 6:00 p.m.

LOCATION

CCOC, Rm 810
 760 Hillsdale Ave.
 San Jose, CA 95136

I. CALL TO ORDER/ROLL CALL

(Rich Garcia)

Frank Biehl
 Cynthia Chang
 Diane Gordon

Jim Canova
 Richard Garcia
 Marsha Grilli

II. DISCLOSURE OF "CLOSED SESSION" DISCUSSION ITEMS

All meetings of the Governing Board are open to the general public, with the exception of those items which are specifically exempt under the Ralph M. Brown Act.

- A. Superintendent's Evaluation: Pursuant to Government Code: 54957.
- B. Conference with Labor Negotiators. Government Code section 54957.6. District Designated Representative: Attorney Adam Fiss. Unrepresented employee: Superintendent

Members of the public may address the Board on any subject not on tonight's agenda; however, provisions of the Brown Act (Government Code 54954.2(a) and .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 and address for the record, and limit your remarks to two minutes.

III. PUBLIC COMMENTS REGARDING CLOSED SESSION ITEMS

IV. ADJOURN TO CLOSED SESSION

Time: 6:02 pm
Location: CCOC, RM 810

V. **REGULAR MEETING** **Time: 7:00 p.m.**
Reconvene from Closed Session **Location: CCOC Auditorium**

VI. **REPORT OF CLOSED SESSION ACTIONS** (Rich Garcia)

VII. **PLEDGE OF ALLEGIANCE** (Rich Garcia)

VIII. **ADOPT AGENDA** (Rich Garcia)

IX. **ORGANIZATIONAL MEETING** (Paul Hay)

- 1 A. [Election of Officers:](#) President, Vice President, and Clerk
- 1 B. [Choose a representative](#) for the County School Boards Association
- 1 C. [Approval of Calendar](#) of Regular Board Meetings for February 2010-January 2011

X. **RECOGNITIONS** (President)

- A. Acknowledgement of Visitors
- B. Acknowledgement of Honors and Awards
 - Recognition of Individuals who have "Raised the Bar!"

XI. **STUDENT REPORTS** (President)

- A. CCOC Student
- B. MAEP Student

XII. **SPECIAL ORDER OF BUSINESS** (Paul Hay)

The Superintendent will update the Board on special projects or may request that individuals be allowed to present an item out of order on the agenda to accommodate their schedules.

XIII. **PUBLIC COMMENTS**

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XIV. **APPROVAL OF MINUTES** (President)

- 2. Action Item: [Approval of Minutes](#) of Regular Board Meeting on December 9, 2009.

XV. **CONSENT CALENDAR (ACTION)**

All matters listed under the Consent Calendar and marked with an *asterisk are considered by the Governing 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 Calendar.

Recommendation: The Superintendent recommends approval of Consent Calendar items *3 through *13.

BUSINESS AND FINANCIAL FUNCTIONS

- *3. **Consent Item: [Approve Monthly Warrant](#) Approval List (Daniel Gilbertson)**

Recommendation: That the Governing Board approve the following warrant registers: #62004661-#62004694, dated December 2, 2009; #62004695-#62004734, dated December 7, 2009; #62004735-#62004782, dated December 9, 2009; #62004783-#62004826, dated December 15, 2009; #62004827-#62004871, dated December 16, 2009; #62004872-#62004899, dated December 17, 2009.

- *4. **Consent Item: [Approve Contract with School Services](#) of California, Inc. for Legislative Advocacy, CY 2010 (\$27,958 plus expenses) (Paul Hay)**

Recommendation: That the Governing Board approve a contract for legislative advocacy with School Services of California from January 1, 2010 through December 31, 2010 for an annual fee of \$27,958 plus expenses.

- *5. **Consent Item: [Approve Change Order #001](#), Hillsdale Campus Paving Contract (Galeridge Construction, Inc-\$8,579.61)(Daniel Gilbertson)**

Recommendation: That the Governing Board approve Change Order #001 between MetroED and Galeridge Construction, Inc. in the amount of \$8,570.61.

- *6. **Consent Item: [Approve Change Order #001](#), CCOC Building 300 Building Arts Project (Coulter Construction, Inc-\$1,207.00) (Daniel Gilbertson)**

Recommendation: That the Governing Board approve Change Order #001 between MetroED and Coulter Construction in the amount of \$1,207.

- *7. **Consent Item: [Approve Change Order #002](#), MC Village Relocatable Classroom Project (Guerra Construction, Inc \$5,166.00) (Daniel Gilbertson)**

Recommendation: That the Governing Board approve Change Order #002 between MetroED and Guerra Construction in the amount of \$5,166.

PERSONNEL FUNCTIONS

- *8. **Consent Item: [Certificated Personnel](#) (Daniel Gilbertson)**

Recommendation: That the Governing Board approve the hiring of two (2) new AFT teachers for the 2009-10 school year.

- *9. **Consent Item: [Administrative Personnel](#) (Daniel Gilbertson)**

Recommendation: That the Governing Board approve the one appointment and one reclassification.

INSTRUCTIONAL AND STUDENT FUNCTIONS

- *10. **Consent Item: [Medical Apprenticeship](#) Agreement (Sylvia Karp)**

Recommendation: That the Governing Board approve the agreement with Body Dynamic Physical Therapy, Pilates and Wellness to provide on-the-job clinical training to MAEP medical students.

- *11. **Consent Item: [Approval of Agreement](#) with San Jose Job Corps for Instructional Aide Support, 2009-2010 (Sylvia Karp)**
- Recommendation: That the Governing Board approve the agreement with San Jose Job Corps for Instructional Aide support, for the period of August 24, 2009 to June 1, 2010.
- *12. **Consent Item: [Williams Uniform Complaint](#) Procedures Report (Daniel Gilbertson)**
- Recommendation: That the Governing Board approve the quarterly report on the Williams Uniform Complaint Procedures.
- *13. **Consent Item: [Approve Agreement](#) with Sacred Heart Community Service (Sylvia Karp)**
- Recommendation: That the Governing Board approve the Agreement with Sacred Heart Community Services for the period of July 1, 2009 to June 30, 2010.

END OF CONSENT ITEMS

XVI. INFORMATION ITEMS

14. **Information Item: [Quarterly Investment](#) Report as of 9/30/09 (Keiko Mizuno)**
- Recommendation: That the Governing Board review the MetroED Board Investment Report.
15. **Information Item: [Progress Report: 2009-2010 District Goals](#) (Daniel Gilbertson)**
- Recommendation: That the Governing Board review the 2009-2010 MetroED District Goals Progress Report.
16. **Information Item: [Update on Governor's Budget](#) Proposal for 2009-10 Mid-year Reductions & 2010-11 Budget Proposal (Paul Hay)**
- Recommendation: That the Governing Board receive the information regarding the Governor's Budget Proposals for 2009-10 and 2010-11.
17. **Information Item: [Update on Race to the Top](#) (RTTT) and Education Reform Legislation (Paul Hay)**
- Recommendation: That the Governing Board review and discuss the information on Race to the Top (RTTT) and Education Reform Legislation.
18. **Information Item: [Campbell Adult Education Program; Take-back by Campbell Union High School District](#) (Paul Hay)**
- Recommendation: That the Governing Board consider the information contained in the board item.

END OF INFORMATION ITEMS

XVII. ACTION ITEMS AND REPORTS

BOARD AND ADMINISTRATIVE FUNCTIONS

19. **Action Item: [San Jose 2010 Compact to Eliminate the Achievement Gap; Approve Resolution #04-01-20-10 Supporting the Compact \(Paul Hay\)](#)**

Recommendation: That the Governing Board approve resolution #04-01-20-10 supporting the SJ2010 Initiative to Eliminate the Achievement Gap.

BUSINESS AND FINANCIAL FUNCTIONS

20. **Action Item: [Fiscal Year 2009-09 Audit Report \(Daniel Gilbertson\)](#)**

Recommendation: That the Governing Board accept the audit report for fiscal year 2008-09.

21. **Action Item: [MetroED General Obligation Bond \(Paul Hay\)](#)**

Recommendation: That the Governing Board discuss the options for a General Obligation Bond and provide direction to the Superintendent.

22. **Action Item: [Monthly Budget Update \(Keiko Mizuno\)](#)**

Recommendation: That the Governing Board approve the budget changes included in the Monthly Budget Update for the period ended 12/31/09.

23. **Action Item: [Appointment of Independent Audit Firm for Fiscal Year 09-10 and Authorization to Bid for Audit Services for Fiscal Year 10-11, 11-12, and 12-13 \(Daniel Gilbertson\)](#)**

Recommendation: That the Governing Board appoint the firm of Vavrinek, Trine, Day and Company, LLC (VTD) as the district's independent auditor for the fiscal year 2009-10; approve the Agreement to Provide Professional Services between MetroED and VTD, authorize the staff to solicit proposals for audit services for the fiscal year 2010-11, 2011-12, and 2012-13.

PERSONNEL FUNCTIONS

--None--

INSTRUCTIONAL AND STUDENT FUNCTIONS

--None--

XVIII. EXECUTIVE REPORT/ADMINISTRATIVE REPORTS

Superintendent Paul Hay and the MAEP and CCOC Program Directors will have recent **significant** information to present to the Governing Board on topics not on the agenda.

- Oral Report: CCOC Director John Fox
- Oral Report: MAEP Director Sylvia Karp
- Oral Report: Interim CBO, Daniel Gilbertson
- Oral Report: MetroED Superintendent Paul Hay

XIX. BOARD COMMENTS

(President)

Individual Board members may report on: visits to schools, programs, conferences, meetings attended and/or items of interest to the public. A board member may wish to express a concern

or observation about a topic not appearing on the agenda, or request items to be scheduled on a future agenda.

XX. OTHER MEETINGS

Regular Meeting, February 10, 2010*

Closed Session
Open Session

6:00 pm
7:00 pm

XXI. ADJOURNMENT

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(President)

*Pending Board approval at Organizational meeting