



METROPOLITAN EDUCATION DISTRICT
760 Hillsdale Avenue
San Jose, California 95136

November 14, 2012
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.

MetroED Governing Board Meetings are tape recorded (audio only).

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

REGULAR MEETING

Date: November 14, 2012
Time: 6:00 p.m.

LOCATION

CCOC Auditorium
760 Hillsdale Avenue
San Jose, CA 95136

I. CALL TO ORDER/ROLL CALL

(Cynthia Chang)

Daniel Bobay
Cynthia Chang
J. Manuel Herrera

Jim Canova
Diane Gordon
Veronica Grijalva Lewis (alt)

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 Negotiator Pursuant to Government Code: 54957.6(f)

District Negotiator

- Tom Mullin

Employee Organizations

- AFT
- CSEA
- CTA
- Unrepresented Employees

C. Conference with Legal Counsel—Anticipated Litigation:
Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: one case.

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 for individuals or five minutes for a group.

III. PUBLIC COMMENTS REGARDING CLOSED SESSION ITEMS

IV. ADJOURN TO CLOSED SESSION

Time: 6:02 pm
Location: CCOC, RM 819

V. REGULAR MEETING
Reconvene from Closed Session

Time: 7:00 p.m.
Location: CCOC Auditorium

VI. REPORT OF CLOSED SESSION ACTIONS (Cynthia Chang)

VII. PLEDGE OF ALLEGIANCE (Cynthia Chang)

VIII. ADOPT AGENDA (Cynthia Chang)

IX. RECOGNITIONS (Cynthia Chang)

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

X. STUDENT REPORTS (5 Minute limitation) (Cynthia Chang)

- A. CCOC Student
- B. MAEP Student

XI. 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.

XII. PUBLIC COMMENTS

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 for individuals or five minutes for a group.

XIII. APPROVAL OF MINUTES (Cynthia Chang)

1. **Action Item:** [Approval of Minutes](#) from the Regular Board Meeting of October 10, 2012.

XIV. CONSENT/ACTION CALENDAR (ACTION)

All matters listed under the Consent/Action 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 *2 through *10.

BUSINESS AND FINANCIAL FUNCTIONS

*2. **Action Item: [Approve October Warrants Approval List \(Keiko Mizuno\)](#)**

Recommendation: That the Governing Board approve the Board Warrant Approval List as presented.

*3. **Action Item: [Accept Donations Offered to the District \(Keiko Mizuno\)](#)**

Recommendation: That the Governing Board accept the donations on behalf of the District.

*4. **Action Item: [Agreement of Terms and Conditions with San Jose Police Department for Secondary Employment of Off-Duty San Jose Police Officers \(Keiko Mizuno\)](#)**

Recommendation: That the Governing Board approve the service agreement with the San Jose Police Department.

*5. **Action Item: [Authorization to File Notice of Completion: CCOC Building 600-General Contractor: Swenson & Associates \(Paul Hay\)](#)**

Recommendation: That the Governing Board ratify the District's filing with the County of Santa Clara with the attached Notice of Completion of the building 600 project, with a completion date of October 25, 2012.

*6. **Action Item: [Approve Agreement for Professional Inspection and Testing Services \(Offsite\), Proposition 1D Fire Tower Prop Construction-HP Inspections, Inc. \\$9,660 \(Paul Hay\)](#)**

Recommendation: That the Governing Board approve the agreement for professional services with HP Inspections.

*7. **Action Item: [Revised GASB Actuarial Study as of July 1, 2011 \(Keiko Mizuno\)](#)**

Recommendation: That the Governing Board review the revised information and direct the administration to continue funding retiree benefits on a "pay-as-you-go" basis.

*8. **Action Item: [Approve Consultant Services Contract for a Superintendent Recruitment-Leadership Associates, \\$19,500 \(Tom Mullin\)](#)**

Recommendation: That the Governing Board approve the contract with Leadership Associates in the amount of \$19,500.

PERSONNEL FUNCTIONS

*9. **Action Item: [Classified Personnel \(Tom Mullin\)](#)**

Recommendation: That the Governing Board approve two new hires and nine reduction in hours for instructional assistant positions.

INSTRUCTIONAL AND STUDENT FUNCTIONS

- *10. **Action Item:** [Medical Apprenticeship Agreement MAEP \(Suzi Glass\)](#)

Recommendation: That the Governing Board approve the agreement with Fred and Mary Mansubi, M.D' s, Inc.

END OF CONSENT ITEMS

XV. INFORMATION ITEMS

--None--

END OF INFORMATION ITEMS

XVI. ACTION ITEMS AND REPORTS

BOARD AND ADMINISTRATIVE FUNCTIONS

11. **Action Item:** [Meet with Search Firm Advisors, Leadership Associates, to Discuss the Search Process and to Identify the Qualifications and Characteristics Sought in the Superintendent \(Tom Mullin\)](#)

Recommendation: That the Governing Board meet with Leadership Associates and provide direction and input on the Superintendent search.

BUSINESS AND FINANCIAL FUNCTIONS

12. **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 10/31/2012.

Public Hearing Open

13. **Action Item:** [Public Hearing & Resolution #06-11-14-12; Tier III Categorical Flexibility Transfer and approval of Memorandum of Understanding with Santa Clara County Office of Education \(Keiko Mizuno\)](#)

Recommendation: That the Governing Board hold a public hearing and adopt Resolution #06-11-14-12, authorizing transfers of Tier III funds as presented, approve the attached MOU with the County Office of Education to serve as fiscal agent on behalf of MetroED.

Public Hearing Closed

PERSONNEL FUNCTIONS

Public Hearing Open

- 14. **Action Item:** [Public Hearing:](#) Disclosure of Financial Implications of Collective Bargaining Agreement with California School Employees Association-CSEA (Keiko Mizuno)

Recommendation: That the Governing Board hold a public hearing and disclose the cost of the proposed settlement with California School Employees Association (CSEA) as required by AB 1200.

Public Hearing Closed

- 15. **Action Item:** [Ratification of the CSEA Contract for 2011-12 \(Tom Mullin\)](#)

Recommendation: That the Governing Board approve the CSEA tentative agreement for 2011-12.

- 16. **Action Item:** [San Jose Federation of Teachers \(AFT\) Sunshine Proposals for 2012-13 \(Tom Mullin\)](#)

Recommendation: That the Governing Board review and make public (“sunshine”) the San Jose Federation of Teachers (AFT) proposals.

INSTRUCTIONAL AND STUDENT FUNCTIONS

--None--

XVII. 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. (3 Minute limitation)

- Oral Report: MAEP Principal Suzi Glass
- Oral Report: CCOC Director John Fox
- Oral Report: MetroED Superintendent Paul Hay

XVIII. BOARD COMMENTS

(Cynthia Chang)

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.

XIX. OTHER MEETINGS

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|------------------------------------|----------------|---------|
| Regular Meeting, December 12, 2012 | Closed Session | 6:00 pm |
| | Open Session | 7:00 pm |

XX. ADJOURNMENT

(Cynthia Chang)

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