



Board of Education  
**Minutes of Regular Board Meeting**  
**July 26, 2016**  
(UNADOPTED)

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*Open Session*

**1. CALL MEETING TO ORDER**

Board President Gunawan Alisantosa called the meeting to order at 6:00 p.m.

**2. ROLL CALL**

All Board members were present. Student Board representative Alan Pham was also present.

Also present were Interim Superintendent Cheryl Jordan, Assistant Superintendent Wendy Zhang and Executive Assistant Charito Cabantac .

**3. APPROVAL OF THE AGENDA**

**Motion: Approve the agenda for the July 26, 2016 Board meeting**  
**M/S Nuñez/Bobay Vote: 5-0**

**4. COMMENTS FROM THE PUBLIC**

None.

**5. CLOSED SESSION**

The meeting moved to closed session at 6:02 p.m. to discuss/or take action on items on its closed session agenda.

**6. CLOSED SESSION ANNOUNCEMENT**

The Board reconvened in open session. The Board president announced the actions taken in closed session:

**Actions:**

**The Board voted 5-0 to accept the Interim Superintendent's recommendation for the positions of**

- 1) Coordinator I, Early Childhood Development, and**
- 2) Assistant Superintendent, Learning and Development (on contract)**

**The Board also voted 5-0 to provide the Interim Superintendent with a salary of \$215,929 (retroactive to June 15, 2016); to pay her membership dues to participate in up to three Milpitas service groups; and to provide her a coach at a cost not to exceed \$16,000.00.**

**7. COMMENTS FROM THE PUBLIC**

Toni Charlop of Milpitas Office of Energy Services invited the public to learn how to prepare for an emergency by attending free classes on August 13 and 20 – 8 am to 5:00 pm in hourly intervals and again on August 27 at Milpitas Fire Station 1, 777 S. Main Street. Call her at

(408) 586-2801.

**8. BOARD GROUP AGREEMENTS**

The Board Group Agreements was on the agenda for easy reference for members of the Board. There was no discussion.

**9. SUPERINTENDENT'S REPORT**

Interim Superintendent, Cheryl Jordan, led the Board introducing Dr. Gerardo Lopez, the newly appointed Coordinator of Early Childhood Development, and Norma Rodriguez, the newly appointed Superintendent of Learning and Development.

**10. REPORTS**

**A. 45-DAY BUDGET UPDATE FOR 2016-17 FISCAL YEAR**

On June 27, 2016 Governor Brown signed the State Budget Act of 2016-17. Education Code 42127 requires the District to disclose any revisions to its adopted 2016-17 budget within 45 days after the State budget is signed.

Assistant Superintendent Wendy Zhang reported on the major changes that will impact the District General Fund balance:

- LCFF funding gap percentage decrease from 54.84% to 54.18%, which is <\$42,617> decrease in Revenue
- One time discretionary funds increase from \$150/ADA to \$214/ADA, which is \$650,000 increase in Revenue

The updated Multi-Year Projection was shared with the Board to review.

Two new grants were introduced to the State Budget:

- College Readiness Block Grant
- Classified School Employee Teacher Credentialing Program

Ms. Zhang said these will be included in the budget once more detailed information is released by the State.

**B. WILLIAMS SETTLEMENT COMPLIANCE**

Ms. Jordan reported that for the period April 1, 2016 to June 30, 2016, no complaints were received under the Williams Settlement.

## 11. ACTION/DISCUSSION ITEMS

### A. RESOLUTION RATIFYING CONTRACT WITH INTERSTATE GRADING AND PAVING COMPANY

On April 5<sup>th</sup>, the Board approved the contract for MHS' track and field turf replacement during the summer of 2016. Demolition and removal of damaged areas of the track commenced on June 27<sup>th</sup>. When heavy equipment was moved onto the existing track surface ruts were immediately created. It was found that the asphalt was only approximately 1.5" thick in selected areas. For tracks such as ours there is typically a compacted base rock layer of 6" to 9" depth, then a layer of asphalt of 2.5" or more.

Due to these circumstances the damaged areas are beyond repair. Staff, along with the contractor, decided that the field should be re-done correctly. The entire existing rubber track surface will need to be removed to rebuild the base properly before the new rubber track is applied.

The current contractor, Beynon, is unable to perform the work. They recommended Interstate Grading and Paving Company for the pavement work. The cost is \$350,300 for 2.5" asphalt concrete & 6" recycled class 2 base rock. Due to this unforeseen situation, we consulted with our attorney on this issue and confirmed we can forego a formal bid process per Resolution #2017.02. The resolution states that public agencies may forego competitive bidding if competitive bidding would be futile or would not otherwise produce an advantage. Instead, we will need to obtain three quotes from different vendors and to negotiate a reasonable price for the job.

The ratification of this contract follows Board approval to delegate the Superintendent's authority to execute contracts on June 28, 2016.

**Motion: Adopt Resolution 2017.02 ratifying the contract with Interstate Grading and Paving Company authorizing staff to negotiate directly for concrete services work at MHS track**

**M/S Nuñez/Bobay Vote: 5-0**

### B. ADDITIONAL SUPPORT FOR STUDENT SERVICES, SPECIAL EDUCATION, FAMILY ENGAGEMENT, AND CENTRALIZED ENROLLMENT

Staff presented a detailed report supporting their need for additional personnel. After hearing the report, Mr. Alisantosa clarified that what staff is really asking for is, in order to provide optimum support for students and families, the Board needs to approve the addition of a senior staff secretary and a special education program manager. Mr. Nuñez stated that they got sidetracked by the wording on agenda on what they need to do.

The Board thanked the report presentors on the detailed information they provided that brought light on a number of challenging student and family conditions. However, the Board wanted to focus on the subject before them.

**Motion: Approve the senior staff secretary and a special education program manager positions.**

**M/S**

**Nuñez/Bobay**

**Vote: 5-0**

**12. CONSENT CALENDAR**

**Motion: Adopt the entire consent calendar, except Item 13.1 (Minutes of the June 14, 2016 meeting), thereby approving the following items:**

**M/S**

**Nuñez/Bobay**

**Vote: 5-0**

**13.**

1. Item Tabled per Mr. Alisantosa's request. (Board Reports section is missing)

2. Review and approve the Personnel Report of July 26, 2016

3. Review and approve the District's Purchase Order Report of July 26, 2016

4. Authorize staff to accept the proposal from Jack Schreder & Associates to prepare a Facilities Needs Assessment for the Developer Fee Justification Study - Level II

5. Approve the agreement with American Fidelity Assurance for Worxtime Program

6. Accept Bid#157-2014 from the Bay Area School Nutrition Cooperative (BASNC) for food and paper supplies in 2016-1

7. Award Bid 16.1 to Crystal Creamery for dairy products for the 2016-2017 school year

8. Ratify contract for O'Grady Paving at Zanker School

9. Ratify the contract for Ramcon Engineering & Environmental Contracting, Inc. for McCandless site transportation of imported clean fill soil

10. Approve the addendum for Admiral Security Services, Inc. Contract

11. Declare the equipment listed on the attached list as obsolete

12. Approve the contract with the California School Boards Association for Governance Leadership Workshop

13. Approve the Agreement with Littler Mendelson Agreement for Legal Services for

the 2016-2017 school year

14. Board Resolution #2017.3 Approve the Cooperative Agreement between Milpitas Unified School District and the California Department of Rehabilitation (DOR) Promoting the Readiness of Minors in Supplemental Security Income (CaPROMISE) Program, October 1, 2016, through September 30, 2017

15. Approve Contract for Nonpublic School, Pacific Autism Center for Education (PACE), Student A

16. Approve Contract with Center for Hearing Health (CHH)

17. Approve Contract with Maxim Healthcare Services to provide Licensed Medical Services to students with Special and Medical Needs located at Santa Clara County Office of Education (SCCOE) Special Day Class Program

18. Approve the Contract for Nonpublic School, Beacon, Student A

19. Approve Contract for Nonpublic School, AchieveKids - Student

20. Approve Contract for Nonpublic School, AchieveKids - Student B

21. Approve Contract for Nonpublic School, AchieveKids - Student C

### **13. BOARD COMMUNICATIONS/REQUESTS**

Student Board representative Alan Pham had no report.

Board member Chris Norwood had no report.

Board member Danny Lau had no report, but thanked Alan Pham for his Math tutoring work every Friday at Milpitas High School.

Board member Bobay reported attending the summer high school graduation.

Board member Nuñez reported attending the summer school graduation, and announced the Rotary S.T.E.A.M. program dinner on September 17. Cost is \$75 per person. Next Thursday is National Night Out, and he invited members of the community to participate.

Board President Alisantosa reported that his neighborhood is also holding a National Night Out and he, also, invited his colleagues to attend.

### **14. ANNOUNCEMENTS/DATES OF FUTURE BOARD MEETINGS**

Mr. Alisantosa read future meetings dates for the Board.

**15. ADJOURNMENT**

The meeting adjourned at 10:30 p.m.

Respectfully submitted,

Attested:

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Cheryl Jordan  
Interim Superintendent and  
Board Secretary

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Daniel Bobay, Clerk of the Board

*Minutes prepared by Charito Cabantac*

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