

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

84 EAST "J" STREET • CHULA VISTA, CALIFORNIA 91910 • (619) 425-9600
EACH CHILD IS AN INDIVIDUAL OF GREAT WORTH

MINUTES BOARD OF EDUCATION

Regular Meeting – September 13, 2023

Closed Session – 3 P.M.

Open Session – 6 P.M.

Dr. Lowell J. Billings Board Room, Education Service and Support Center
Streamed Online

ORDER OF BUSINESS

1. OPENING PROCEDURES

Opening Procedures

A. Call to Order

President Ugarte called the meeting to order at 3:05 P.M.

B. Roll Call

Members Present:

Ms. Lucy Ugarte, President

Mr. Francisco Tamayo, Vice President

Mr. Cesar T. Fernandez, Clerk

Ms. Kate Bishop, Member

Ms. Delia Dominguez Cervantes, Member

Members Absent:

None.

Others Present:

Dr. Eduardo Reyes, Superintendent

Mr. Oscar Esquivel, Deputy Superintendent

Ms. Sharon Casey, Asst. Supt. Student Services

Ms. Jessica Morales, Area Asst. Supt., Innovation and Instruction

Mr. Jason Romero, Asst. Supt. Human Resources

Ms. Lisa Riggs, Area Asst. Supt., Innovation and Instruction

Ms. Rochelle Carroll, Executive Director of Curriculum and
Instruction Services and Support

Ms. Giovanna Castro, Director of Communications

Ms. Araceli Guzman, Supt. and Board of Education Administrative
Manager

2. APPROVE AGENDA (Action)

Approve Agenda

Motion: BISHOP, Second: FERNANDEZ,

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

3. ORAL COMMUNICATIONS ON CLOSED SESSION ITEMS

*Oral Communications
on Closed Session
Items*

The Oral Communications section provides the public with an opportunity to address the Board on closed session items only. Persons wishing to be heard may attend in person and should complete a "Request to Be Heard" card and submit it to the Recording Secretary before the start of the meeting or call 619-679-9001 prior to the start of the meeting. Telephone line opens one hour prior to the start of the meeting. Speakers are requested to limit their remarks to three minutes and speak in a respectful and professional manner. The Board shall limit the total time for public input on each topic to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public comments depending on the number of persons wishing to be heard. No Board action can be taken.

No speakers.

4. ADJOURN TO CLOSED SESSION

Closed Session

President Ugarte adjourned to closed session at 3:08 P.M. in accordance with the following:

Government Code Sections 3549.1(d) and 54957.6: Collective Bargaining/Employee Negotiations; Agency Negotiators: Fagen Friedman & Fulfroost, LLP and Adams Silva & McNally LLP; Employee Organizations: Chula Vista Classified Employees Organization (CVCEO); Chula Vista Educators (CVE); Nonrepresented Employees; Administrators Association of Chula Vista (AACV)

Government Code Section 54957: Public Employee Discipline/Dismissal/Release

Government Code Section 3549.1(d) and 54957.6: Settlement Agreements

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023040715

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023050023

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023050917

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023070337

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023080040

5. RECONVENE TO OPEN SESSION

*Reconvene to
Open Session*

President Ugarte reconvened to open session at 6:05 P.M. with all Board Members present.

Clerk Fernandez announced that in closed session the Board:

Government Code Sections 3549.1(d) and 54957.6: Collective Bargaining/Employee Negotiations; Agency Negotiators: Fagen Friedman & Fulfroth, LLP and Adams Silva & McNally LLP; Employee Organizations: Chula Vista Classified Employees Organization (CVCEO); Chula Vista Educators (CVE); Nonrepresented Employees; Administrators Association of Chula Vista (AACV)

Approved Grievance Settlement Agreement Article 10.3.1., Number 22-23:4.

Motion: FERNANDEZ, Second: BISHOP

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

Approved Grievance Settlement Agreement Transitional Kindergarten MOU Number 22-23:4.

Motion: BISHOP, Second: FERNANDEZ

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023040715

Approved.

Motion: FERNANDEZ, Second: TAMAYO

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2023050023

Approved.

Motion: TAMAYO, Second: BISHOP

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

Approved.

Government Code Section 54956.9(d)(1): Conference with Legal
Counsel – Existing Litigation in Office of Administrative Hearings, Case
No. 2023050917

Approved.

Motion: BISHOP, Second: DOMINGUEZ CERVANTES

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

Government Code Section 54956.9(d)(1): Conference with Legal
Counsel – Existing Litigation in Office of Administrative Hearings, Case
No. 2023070337

Approved.

Motion: BISHOP, Second: FERNANDEZ

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

Government Code Section 54956.9(d)(1): Conference with Legal
Counsel – Existing Litigation in Office of Administrative Hearings, Case
No. 2023080040

Approved.

Motion: TAMAYO, Second: DOMINGUEZ CERVANTES

*Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, FERNANDEZ,
TAMAYO, UGARTE*

Absent: NONE; Noes: NONE; Abstain: NONE

A. Call to Order

President Ugarte reconvened to open session at 6:08 P.M. with all
Board Members present.

B. Roll Call

Members Present:

Ms. Lucy Ugarte, President

Mr. Francisco Tamayo, Vice President

Mr. Cesar T. Fernandez, Clerk

Ms. Kate Bishop, Member

Ms. Delia Dominguez Cervantes, Member

Members Absent:

None.

Others Present:

Dr. Eduardo Reyes, Superintendent

Mr. Oscar Esquivel, Deputy Superintendent

Ms. Sharon Casey, Asst. Supt. Student Services

Ms. Jessica Morales, Area Asst. Supt., Innovation and Instruction

Ms. Lisa Riggs, Area Asst. Supt., Innovation and Instruction

Mr. Jason Romero, Asst. Supt. Human Resources

Ms. Rochelle Carroll, Executive Director of Curriculum and
Instruction Services and Support

Ms. Giovanna Castro, Director of Communications

Ms. Araceli Guzman, Supt. and Board of Education Administrative
Manager

C. Pledge of Allegiance

President Ugarte asked Ms. Lisa Riggs to lead the Pledge of
Allegiance.

President Ugarte requested a moment of silence for former student from
Liberty Elementary and Eastlake High School, Julian Blasing.

6. APPROVE AGENDA (Action)

Approve Agenda

Motion: TAMAYO, Second: BISHOP, Vote: UNANIMOUS

7. SPECIAL RECOGNITION, AWARDS, AND HONORS

*Special Recognition/
Awards, Honors*

A. Recognition of 2023 Positive Behavior Intervention and Support
Award Recipient

Executive Director of Curriculum and Instruction Ms. Rochelle Carroll
was proud to announce that thirty-eight sites received Positive
Behavior Intervention and Support (PBIS) recognition from the
California PBIS Coalition in 2023. Ms. Carroll provided a background
of the program and shared the rigorous requirements to meet the
criteria for this recognition. She recognized schools with Gold,
Silver, and Bronze recognition.

This is the first time we had schools receive Platinum recognition:
Halecrest, Heritage, Lilian J. Rice, and Loma Verde.

Board Members presented Certificates of Acknowledgement to the
Platinum recipients to acknowledge their accomplishments.

8. COMMUNICATIONS TO THE BOARD OF EDUCATION

*Communications
to the Board*

A. Chula Vista Classified Employees Organization

President Angela Reed stated that classified employment is in a
crisis. For too long, the District has relied on staff with minimum

training to educate our students with the highest needs. Rather than investing in proactive solutions like competitive pay, professional development, and ensuring adequate staffing levels, once again the District fails to meet immediate crisis.

Staff is burned out and begging for help. We end up in scenarios such as all staff in an SDC classroom taking a personal day on the same day due to stress. Leadership took acknowledgement of the dire circumstances and added behavioral staff to the classroom.

We cannot fill vacancies, and we need to keep our staff. It is time to take CVCEOs demands seriously for additional training days, adequate compensation, and robust professional development.

B. Chula Vista Educators

President Rosi Martinez thanked the Board and Dr. Reyes for taking a more active role in negotiations and transfer language.

CVE looks forward to negotiating next month on wages and compensation. Out of 47 districts in the county, we rank 33 in compensation. The cost of health benefits is already outrageous and are expected to increase next year. This represents about a 10% pay cut in comparison to neighboring districts with full coverage for benefits.

A few issues affecting our working conditions include VAPA teachers treated as substitutes, the learning curve of new curriculum in which material arrived just last week and condensed professional development.

The largest barrier to student learning continues to be behaviors. Tier I support contains no plan on what to do with a violent students in crisis. No response despite numerous attempts to address these concerns with District staff. Meanwhile, staff continue to get hurt, children are afraid to come to school, and learning is interrupted.

9. ORAL COMMUNICATIONS

Oral Communications

The Oral Communications section provides the public with an opportunity to address the Board on non-agenda items. Persons wishing to be heard may attend in person and should complete a "Request to Be Heard" card and submit it to the Recording Secretary before the start of the meeting or call 619-679-9001 prior to the start of the meeting. Telephone line opens one hour prior to the start of the meeting. Speakers are requested to limit their remarks to three minutes and speak in a respectful and professional manner. The Board shall limit the total time for public input on each topic to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public comments depending on the number of persons wishing to be heard. No Board action can be taken.

There were four speakers.

- Parent Robin Alcoba shared concerns regarding her son being bullied and injured in class.
- Parent and Volunteer Parisa Hill shared concerns with lack of supervision and safety in TK and Kindergarten classes at Sunnyside.
- Community Member Tanya Williams inquired about the feasibility of parents volunteering in classrooms.
- Staff Member Kathy Rodriguez spoke regarding classified staff and the lack of substitutes, coverage, and safety in special education classrooms.
- Staff Member Jessica Brown expressed lack of staffing and low pay for classified substitutes.
- Staff Member Sara Wahlroos-Donetto shared concerns regarding students not receiving quality speech and language services due to staff shortages.

10. ORAL PRESENTATIONS AND WRITTEN REPORTS

*Oral Presentations/
Written Reports*

A. District Safety/Health Update

Mr. Jason Romero provided an update on safety.

43 schools have been assessed by the Sobel Group and CVESD Security Manager, resulting in 87% completion. 41 Schools have had lockdown drills resulting in 81% completion. WeTip 2.0 Anonymous Crime Reporting will be available to staff, students, and parent community and will launch in October. Focus on Security includes DOJ security camera grant, school vulnerability and security assessments by the Sobel Group, standardization and revision of security procedures, active shooter professional development training, parent safety forums, investment in SRO program, and programs designed to keep schools safe including Raptor, WeTip2.0, AEGIX, IREMX, AI, and Safe Haven.

There were two speakers.

- Parent Ms. E. at Liberty requested additional assistance for Jose Cortez, security manager to perform security concerns that have been pending.
- Parent Cara Good at Liberty supports the request addressed by Ms. E.

Board Members had an opportunity to comment and ask questions and Mr. Romero responded:

WeTip levels of notifications depend on the type of tip. WeTip has a dedicated support line to branch out each tip.

Magnetic locks and lockblocks requested by parents and staff. They will be part of the standardized equipment for each school.

Annual Audit is due to the County in March, and the single site safety plan report is due to the Board in January.

Proper functioning and supplies are needed to ensure emergency readiness. Maintaining supplies and equipment up-to-date is a three-step process.

There are concerns regarding violent students in crisis. Report on internal safety requested by Board Member Bishop and seconded by President Ugarte. Also requested is District-wide staff development on how to manage students in crisis.

Vice President Tamayo requested an additional staff member to support the security manager. President Ugarte suggested a TOSA (Teacher on Special Assignment) for safety. HR will look at establishing a position for support and bring to Board in October.

Parent Safety Forum is being planned for October.

B. Report on Site Social Workers and Counselor Support Efforts

Ms. Sharon Casey introduced Coordinator Andrew Falconer. He and the MTSS (Multi-Tiered Systems of Support) Team presented on social emotional support at the sites.

There are 34 school site-based counselors/social workers- 25 with fulltime support and nine with 2.5 days of support. This was an increase from 30 school site-based counselors/social workers in 2021- 10 with 5 days of support and 31 with 2.5 days of support. Their scope of work includes referral to outside agencies, facilitate Tier III/individual counseling, monitor Tier II and III behavior and SELD interventions, provide Tier II/small group counseling, and model SEL lessons and consult with teachers. Mr. Falconer explained that counselors and social workers both serve in the same role. They only difference is their credential.

The MTSS model for social emotional learning includes Tiered Approach: Tier 1 in classrooms, Tier 2 in small groups, and Tier 3 individualized counseling. Multiple Data Points: support referral forms, other schoolwide data, and behavior referrals.

A typical day of the site counselor/social worker includes greet students and check in with families, consult with teams, support students, 2nd grade anxiety group, 5th grade friendship group, K/1st emotional regulation group, 3rd/4th social skills group, lunch bunch (open session for walk-ins), individual counseling, and end the day with student checkout and meet with families.

During the first six weeks of the 2023/24 school year, the counselor/social worker impact has been 350 crisis interventions and serving 700 students. Student support requires parent consent.

Board Members had an opportunity to comment and ask questions.

Board Member Dominguez Cervantes read out an email she received from a teacher regarding unusual behavioral issues that staff is exposed to.

Dr. Reyes acknowledged that teachers and classified staff need support to better assist students with escalated behaviors. These behaviors increased as a result of Covid-19.

Ms. Casey added that a student with violent behavior cannot be transferred to another school or removed from class. Ed Code prohibits this. She explained and gave examples of the processes in place to address these types of situations.

There is a two-day crisis prevention intervention training for de-escalation strategies, offered to anyone, once a month, every month. School sites send teams to these trainings every month.

President Ugarte requested a break at 8:15 P.M. and meeting reconvened at 8:28 P.M.

11. APPROVE CONSENT CALENDAR (Action)

Consent Calendar

The following items listed under Consent Calendar are considered by the Board in one action. There will be no discussion on these items prior to the time the Board votes on the motion unless members of the Board, staff, or public request specific items to be discussed and/or removed from the Consent Calendar.

Items 11.A., and 11.B. were pulled by Board Member Dominguez Cervantes; Item 11.C. was pulled by Board Member Bishop; Item 11.E. and 11.N pulled by Clerk Fernandez; and Item 11.B. Subsection K was pulled by Vice President Tamayo.

Motion: TAMAYO, Second: BISHOP, Vote: UNANIMOUS

A. Adopt Board of Education Meeting Minutes: Regular Meeting August 9, 2023

Board Member Dominguez Cervantes stated that 'tutoring' should be added to Item 10.D. Report on the YMCA Programs. Also, on Board Communications, page 31, 'Palomar' should be added to the Community Schools Grand Opening she attended.

Motion: FERNANDEZ, Second: TAMAYO, Vote: UNANIMOUS

B. Approve and/or Ratify Human Resources Items A Through K Subsection C. JOB DESCRIPTIONS.

Board Member Dominguez Cervantes stated that the Coordinator of ELOP job description is lacking education and experience under minimum qualifications. Clerk Fernandez motioned to add "minimum one year experience in youth development activities".

Approved.

Motion: FERNANDEZ, Second: BISHOP, Vote: UNANIMOUS

Board Member Dominguez Cervantes expressed that the essential job functions of the Equity and Access Coordinator job description are very extensive.

Board Member Dominguez Cervantes pointed out there is no timeframe for the position of Teacher on Special Assignment – Early Childhood Education. Additionally, she feels that the two-year experience requirement is too low. Mr. Romero explained that Early Childhood has been in existence for only two years. President Ugarte clarified a timeframe is not included in job descriptions because these are not contracts. Dr. Reyes added that timeframes are not added because of changes in funding, needs for the assignment, and other similar factors.

Board Member Dominguez Cervantes inquired about the pay rate for the position of District Community School Director, Range E. Dr. Reyes stated it starts at \$508/daily rate, up to \$589, on a 223-day calendar year.

Subsection K: CONSULTANTS:

Board Member Bishop requested clarification on the Regional Intervention Program training. Ms. Casey explained it is for the PIP Program.

Vice President Tamayo inquired on APEX Fun Run South California, LLC being free of charge. Mr. Romero said this is a fundraiser-type company which makes money from sales. It is like a service charge on a candy sale fundraiser. Mr. Tamayo requested a report on how much money these types of companies make from districtwide sales.

Vice President Tamayo requested clarification on Dudek, Inc. Mr. Esquivel shared it is to request approval for environmental services on a potential school site property at Millenia.

Board Member Dominguez Cervantes questioned the Vincent Pompei \$40,600 contract. The services overlap the duties in the new job description of Equity and Access Coordinator. Ms. Casey shared that Vincent Pompei specializes in providing professional training and coaching to support LGBTQ community/youth based on education code and federal guidelines. Board Member Bishop stated Vincent Pompei is a subject matter expert in this area. She supports the contract.

Approved.

Motion: FERNANDEZ, Second: TAMAYO

Vote: Ayes: BISHOP, FERNANDEZ, TAMAYO, UGARTE

Absent: NONE; Noes: DOMINGUEZ CERVANTES; Abstain: NONE

- C. Adopt Resolution Acknowledging and Establishing the Second Monday of October as Indigenous Peoples' Day 2023-24.018

Board Member Bishop read out the entire resolution to emphasize the importance of Indigenous Peoples' Day.

Board Member Dominguez Cervantes commented that she had suggested to name the new school Kumeyay.

Approved.

Motion: TAMAYO, Second: FERNANDEZ, Vote: UNANIMOUS

- D. Approve Memorandum of Understanding with Chula Vista Educators Regarding Transitional Kindergarten and Individual Class Size
- E. Ratify Memorandum of Understanding with Sweetwater Union High School District on Behalf of Arroyo Vista, Chula Vista Learning Community, Discovery, Mae L. Feaster, and Mueller Charter Schools for Participation in Middle School Sports League for the 2023-24 School Year

Clerk Fernandez recused himself from this item.

Motion: TAMAYO, Second: BISHOP

Vote: Ayes: BISHOP, DOMINGUEZ CERVANTES, TAMAYO, UGARTE

Absent: NONE; Noes: NONE; Abstain: FERNANDEZ

- F. Adopt Resolution Proclaiming October 8-14, 2023, as *Week of the School Administrator* in the Chula Vista Elementary School District 2023-24.019
- G. Ratify First Amendment to Memorandum of Understanding with Casey Family Programs for the Collaboration Project
- H. Ratify Subrecipient Agreement with South Bay Community Services Corporation for Community Assessment Team Services for the Period of July 1, 2023, Through June 30, 2024
- I. Adopt Resolution Endorsing the 2023 *RED RIBBON CAMPAIGN* 2023-24.020
- J. Ratify Nonpublic, Nonsectarian Individual Services Agreement with ACES for Student No. 308005 for the 2023-24 School Year
- K. Ratify Agreement with Scripps Health Services from August 1, 2023, Through June 30, 2024
- L. Ratify Agreement with Expatiate Communications for iTAAP Software for the 2023-24 School Year
- M. Adopt Resolution Establishing Appropriations Limits for Fiscal Years 2022-23 and 2023-24 Pursuant to Article XIIIB (Gann Amendment) of the California State Constitution 2023-24.021

- N. Approve Award of Request for Proposal No. 23/24-8 for Meal and Snack Services for the Extended Learning Opportunities Program to El Tapatio and One Kitchen Collaborative for the Period of September 14, 2023, Through June 30, 2024

Clerk Fernandez inquired on the yearly threshold for vendors requiring a request for proposal. Mr. Esquivel said it's typically \$109,000 but changes each year based on public contract code and inflation index.

Approved.

Motion: FERNANDEZ, Second: TAMAYO, Vote: UNANIMOUS

- O. Approve Amendment to Agreement for Maintenance and Operation of Energy Generation and Resilience Systems with ENGIE Services, Inc., and Authorizing Related Actions

- P. Ratify Award of Bid 22/23-11, Bread Products, to Galasso's Bakery and Gold Star Foods for the Period of August 14, 2023, Through August 13, 2024

- Q. Ratify Award of Bid 22/23-10, Produce Products, to Gold Star Foods; Food 4 Thought, and Sunrise Products for the Period of August 14, 2023, Through August 13, 2024

- R. Adopt Resolution Authorizing Utilization of the Hemet Unified School District Bid No. PUR2023-01, Furniture Bid for the Period of September 14, 2023, Through March 15, 2024 2023-24.022

- S. Adopt Resolution Authorizing Utilization of the San Bernardino County Superintendent of Schools Bid No. 23/24-0005 to Purchase Furniture: System and Stand-Alone from Office Solutions dba Bluespace Interior; Canam Ergonomics, Inc.; Culver-Newlin School & Office Solutions, Inc.; Hertz Furniture Systems, LLC; Lakeshore Learning Materials, LLC; McDowell & Craig Office Systems, Inc.; Nexus Office Environments, Inc.; Office & Ergonomic Solutions, Inc.; School Outfitters; School Specialty, LLC; Sierra School Equipment Company; Tangram Interiors; and Virco, Inc. for the 2023-2024 School Year 2023-24.023

- T. Adopt Resolution Authorizing Utilization of Sourcewell Contract No. 091521-NAF for Automobiles, SUV's, Vans, and Light Trucks with Related Equipment and Accessories Through 72 Hour, LLC, dba National Auto Fleet Group for the Period of September 14, 2023, Through November 8, 2025 2023-24.024

- U. Approve Consultants for As-Needed Division of the State Architect Inspection Services

- V. Approve Consultants for As-Needed Geotechnical, Materials Testing, and Special Inspection Services
- W. Approve Consultants for As-Needed Industrial Hygiene and Environmental Services
- X. Approve Consultants for As-Needed Architectural Services
- Y. Approve Consultants for As-Needed Construction Management Services
- Z. Approve Overnight Study Trip for Fourth Grade Students from Palomar Elementary School to the Star of India on April 12-13, 2024
- AA. Ratify Purchase Orders, Warrants, and Checks Written/Issued Through August 31, 2023
- BB. Approve and/or Ratify Inservice/Travel Requests

Prior to continuing to the Public Hearings section, President Ugarte called on Assistant Superintendent of Human Resources Mr. Jason Romero.

Mr. Romero proudly announced newly hired employees and promoted employees. He feels great pride to be able to promote employees who have grown with the District.

12. PUBLIC HEARINGS

Public Hearings

The Public Hearings section provides the public with an opportunity to address the Board on specific items. Persons wishing to address the Board on any public hearing items must complete a "Request to Be Heard" card and submit it to the Recording Secretary start of the meeting or call 619-679-9001 prior to the start of the meeting. Telephone line opens one hour prior to the start of the meeting. Speakers are requested to limit their remarks to three minutes and speak in a respectful and professional manner. The Board shall limit the total time for input on each public hearing item to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public comments on each public hearing item depending on the topic and the number of persons wishing to be heard.

- A. (1) Conduct Public Hearing Regarding Sufficiency of Instructional Materials and the *Williams* Class Action Settlement; and

President Ugarte opened the public hearing and asked if anyone wished to address this item.

No speakers.

- (2) Adopt Resolution for the 2023-24 School Year Regarding Sufficiency of Instructional Materials and the *Williams* Class Action Settlement with the State of California 2023-24.027

Ms. Morales was happy to report no findings or complaints this year. Ms. Rochelle Carroll provided a background of the *Williams Class Action Settlement*. It was filed as a class action in 2000 in San Francisco County Superior Court. It stipulated that lower income community schools had decrepit buildings, insufficient instructional materials, and unqualified teachers.

The San Diego County Office of Education conducted site visits to Harborside and Lauderbach. Both schools met all requirements.

The resolution ensures every student has sufficient core subject textbooks/instructional materials consistent with the content and cycles of the state framework. Ms. Carroll pointed out a correction to page two of the resolution to reflect TWIG Science and iReady Math.

Approved with revisions.

Motion: BISHOP, Second: FERNANDEZ, Vote: UNANIMOUS

13. ADMINISTRATIVE ACTION ITEMS

*Administrative
Action Items*

- A. Approve Submittal of 2022-23 Year-End Summary of Revenues, Expenditures, and Changes in Fund Balances

Mr. Oscar Esquivel presented a report on the 2022-23 estimated actuals budget and unaudited actuals financials where the District closed the books. He provided information on the changes in the General Fund, including estimated actuals budget, unaudited actuals, increases/decreases, restricted designations, reserve for economic uncertainties, unrestrictive revenue and expenditures, contribution changes, and unrestricted designation changes.

Board Members had the opportunity to comment and ask questions.

Board Member Bishop asked about the savings with the solar panels. Mr. Esquivel said the credits were over \$1 million for the year. She also inquired about special education decrease. Mr. Esquivel said that the actual cost of full employment of special education positions was overestimated and there were many unfilled positions totaling an approximate \$800,000 decrease.

Approved.

Motion: BISHOP, Second: FERNANDEZ, Vote: UNANIMOUS

14. FIRST AND SECOND READINGS, BOARD POLICIES, ADMINISTRATIVE REGULATIONS, AND BOARD BYLAWS

*First and Second
Readings*

- A. First Reading/Possible Revision: Administrative Regulation 4012.4, All Personnel, Occupational Health Services (Pre-Employment Physical Exams)

Mr. Romero explained that with California legalizing marijuana, we do not want to limit employment by restricting something that is legal in our state. Except for drivers and bus drivers, if a candidate tests

positive during pre-employment, the individual will be permitted to obtain employment in our District.

Board Member Dominguez Cervantes expressed concern allowing us to hire employees testing positive. Mr. Romero clearly stated that under no circumstances is an employee permitted to be under the influence during work hours. Dr. Reyes added this is a Zero Tolerance District. Immediate disciplinary action will be taken with any employee under the influence during work hours.

Motion: BISHOP, Second: FERNANDEZ

Vote: Ayes: BISHOP, FERNANDEZ, TAMAYO, UGARTE

Absent: NONE; Noes: DOMINGUEZ CERVANTES; Abstain: NONE

B. First and Second Reading/Possible Revision: Proposed Revisions to Board Policy and Administrative Regulation 5111.1, District Residency

This is an update to align with current state legislation. Students will not have to reestablish residency on an annual basis unless they move.

Motion: FERNANDEZ, Second: BISHOP, Vote: UNANIMOUS

15. GENERAL INFORMATION ITEMS/REPORTS

*Information Items/
Reports*

A. Report Calendar to Board of Education

Board Member Dominguez Cervantes requested a report on tutoring services provided at each school. In a Board update, she would like information on 1) what impact the attendance coordinator has made; 2) an organizational chart; and 3) procedures followed for employee retention. She also requested information on the funding impact for bilingual pay and would like to see an anonymous reporting system mechanism for students, parents, and staff. Lastly, she asked Ms. Casey to share information on additional funding provided to special education classrooms for supplies.

Board Member Bishop referenced Resolution To Support Equality For All Students approved by the Board in May. Ms. Casey shared that a consultation group was formed for stakeholders as stipulated in the resolution and added that Vinney Pompey is part of consultation.

Clerk Fernandez requested a report from the Pupil Services Department on what services and support they provide to school sites.

Vice President Tamayo requested the following information in a Board update: 1) teacher compensation study with neighboring districts, 2) substitute compensation study and the challenges we face, 3) literacy reading levels per site, 4) the number of registered behavior technicians and the plan with the group, 5) what happened to PIP; and 6) how do we handle situations when teachers take recess away

from students. He also requested a report on bonds for 2024, and President Ugarte seconded the request.

President Ugarte requested in a Board Update, 1) the process of parent volunteers and how parents are informed; and 2) how often are school websites updated.

16. BOARD COMMUNICATIONS

*Board
Communications*

Board Member Dominguez Cervantes attended Harborside Community School Grand Opening, Fahari Jeffers One Year Anniversary Celebration, Casillas' 25 Year Anniversary Celebration. She also attended a SANDAG Workshop.

Board Member Bishop attended the Harborside Community School Grand Opening, Fahari Jeffers One Year Anniversary Celebration, Casillas' 25 Year Anniversary Celebration, and Sound Station Grand Opening. Last week she went to Sacramento with Quality California lobbying for LGBTQ youth. Today she met with SDCOE's mental health staff regarding the suicide prevention toolkit. She gave a shoutout to Clearview regarding the book fair where she spent time chairing the event and thanked all the staff still at this meeting.

Clerk Fernandez attended the Harborside Community School Grand Opening, Fahari Jeffers One Year Anniversary Celebration, and DAC/DELAC Parent Meeting in August. He congratulated the District and Mr. Bruder for the Sound Station Grand Opening, and thanked VP Alexis Avina and CEO Nancy Sasaki with United Way for distributing 1,400 backpacks to our students in over eight schools. He shared he has office hour appointments via the website on a new Outlook App called Bookings.

President Ugarte attended Harborside Community School Grand Opening and was happy to see several dignitaries, Fahari Jeffers One Year Anniversary Celebration, Sound Station Grand Opening and seeing Hedenkamp students participate, and along with Dr. Reyes got to celebrate our District Teachers of the Year who moved on to the Cox Salute Teachers of the Year.

17. SUPERINTENDENT'S COMMUNICATION

*Supt's
Communication*

Dr. Reyes thanked the Board for their support and leadership. He is grateful for his amazing Executive Cabinet, and teachers and classified staff. He said what distinguishes our District is the genuine care and commitment from our staff for focusing on our students every single day. He wished everyone a safe and relaxing, well-deserved fall break.

18. ADJOURNMENT

Adjournment

President Ugarte adjourned the meeting at 10:03 P.M.

Motion: FERNANDEZ; Second: TAMAYO; Vote: UNANIMOUS

THE NEXT REGULAR MEETING OF THE BOARD OF EDUCATION OF THE CHULA VISTA
ELEMENTARY SCHOOL DISTRICT IS SCHEDULED ON WEDNESDAY, OCTOBER 18,
2023, AT 4 P.M. CLOSED SESSION AND 6 P.M. OPEN SESSION



Eduardo Reyes, Ed.D. Secretary



Cesar T. Fernandez, Clerk