Regular Meeting
October 16, 2019
6 P.M.
Dr. Lowell J. Billings Board Room
Education Service and Support Center

ORDER OF BUSINESS

1. OPENING PROCEDURES

A. Call to Order

President Humphrey called the meeting to order at 6 P.M.

B. Roll Call

Members Present:
Mrs. Laurie K. Humphrey, President
Mr. Armando Farías, Vice President
Dr. Eduardo Reyes, Clerk (Arrived at 6:03 P.M.)
Mrs. Leslie Ray Bunker, Member
Mr. Francisco Tamayo, Member

Members Absent:
None.

Others Present:
Dr. Francisco Escobedo, Superintendent
Mr. Oscar Esquivel, Deputy Superintendent
Dr. Matthew Tessier, Asst. Supt., Innovation and Instruction
Mr. Anthony Millican, Director, Communications and Community Development
Mr. Jorge Mora, Director, Human Resources
Mrs. María Mayela Couturier, Translator/Interpreter
Mrs. Soreli M. Norton, Asst. to the Supt. and Board of Education
Mrs. Araceli Vargas, Administrative Assistant II

C. Pledge of Allegiance Led by Students from The Learning Choice Academy Charter School

Students Annika Barr, Paul Carey, and Monserrat Blanco led the Pledge of Allegiance. Monserrat shared her experiences with the school.
School administrators accompanied the students to the meeting. The artwork displayed in the Dr. Lowell J. Billings Board Room was prepared by The Learning Choice Academy.

President Humphrey thanked and congratulated the students, said they did a great job, and presented each with a Certificate of Appreciation and a stylus pen with the District's name.

President Humphrey noted that Clerk Reyes arrived at 6:03 P.M. She also acknowledged and welcomed National School District Board of Education Member Brian Clapper, who was in the audience.

2. **APPROVE AGENDA** (Action)  
   Motion: TAMAYO, Second: BUNKER, Vote: UNANIMOUS

3. **SPECIAL RECOGNITION, ORAL PRESENTATIONS, WRITTEN REPORTS, AWARDS, AND HONORS**

   A. Presentation of Newly Hired and Promoted Employees

   There were no introductions.

   B. Recognition of Visual and Performing Arts Resource Teachers for Efforts Related to the Sri Chinmoy Oneness-Home Peace Run

   Dr. Escobedo introduced Visual and Performing Arts teachers who represented the District at a worldwide event celebrating peace. The teachers, Stacy Clemetson (Finney) and Joanna Estrada (Camarena/Hedenkamp) went to the Colosseum in Rome, Italy, to display student artwork created for the Peace Run. Dr. Escobedo introduced the teachers and presented a PowerPoint featuring pictures of the artwork, the teachers, and the event.

   President Humphrey thanked both teachers. The Board presented them with Certificates of Recognition.

   C. Report on The Learning Choice Academy Charter School for the 2018-19 School Year

   Dr. Tessier introduced The Learning Choice Academy Executive Director Debi Gooding. Ms. Gooding, Assistant Director Mary Leeds, Principal Ana Knudsen, and English Learner Coordinator/Educational Partner Laura Moreno gave an overview of the school's Choice Programs. They touched on the school's mission and vision, choice programs, middle and high school programs, facility, Smarter Balanced summative assessment results, accomplishments, demographics, teacher retention, English Learner students, parent
and family engagement, board of directors, and budget. The presenters also answered a variety of questions from Board Members. President Humphrey thanked the presenters.

D. Report on Results of 2018-19 California Assessment of Student Performance and Progress in English-Language Arts and Math and the English Language Proficiency Assessments for California

Dr. Tessier said that every year, the California Assessment of Student Performance and Progress (CAASPP) is administered to District students and the English Language Proficiency Assessment for California (ELPAC) is administered to District students who speak a language other than English. He introduced Curriculum and Instruction Executive Director Dr. Gloria Ciriza and Language Development and Instruction Executive Director Keith Malcom.

Dr. Ciriza gave an overview of the Smarter Balanced Assessments Consortium (SBAC) and explained their achievement level descriptors. She also provided multiyear results in English Language Arts and Math; compared results with neighboring districts, the county, the state, and with the other states who also take the SBAC; and showed the District's and District schools' positions on the academic indicator grid. Dr. Ciriza also shared Local Measures Reading and Math scores and provided information on the District's continuous improvement efforts. Mr. Malcom shared information on ELPAC results and District support for English Learners. The presenters also answered questions from the Board.

Board Members thanked the presenters and commented on the information provided.

President Humphrey moved Item 3.G., Report on Chula Vista Host Lions Club, to take place before Item 3.E.

After the presentation was completed, President Humphrey recessed for a short break at 8:07 P.M. and reconvened at 8:18 P.M.

E. Report on Results of California School Dashboard Local Indicators

Dr. Tessier commented that, as the last component of the 2018-19 California Dashboard, the local indicators give all districts and county offices of education the ability to self-assess on specific criteria. He added that after reporting, the District would be able to submit the information to the California Department of Education by the November 1 deadline. Dr. Tessier listed the four indicators the District is responsible for: Priority 1, Basic Conditions at School; Priority 2, Implementation of State Academic Standards; Priority 3, Parent
Engagement; and Priority 6, Local Climate Survey. He said the District met all priorities, shared the self-reflection and evaluation tools, and explained how the District made the "met" determination. Dr. Tessier also answered questions from the Board. President Humphrey thanked Dr. Tessier for the report.

F. Report on Target River’s Enrollment Marketing, Attendance Awareness, and Brand Engagement Campaign

Dr. Tessier introduced Mr. Millican and Target River Chief Executive Officer Brian Epperson, who reported on the District’s enrollment marketing, attendance awareness, and brand engagement campaign. They provided information on enrollment trends and challenges, digital media impressions, and brand engagement and awareness; showed two video clips and several display and Facebook ads; and touched on the program’s success, addressed supplemental efforts, and shared next steps. The presenters also answered questions from the Board. President Humphrey thanked Mr. Millican and Mr. Epperson for the report.

G. Report on Chula Vista Host Lions Club

Dr. Escobedo introduced Mr. Clapper, who is the Lions District 4L6 First Vice District Governor, and Past District Governors Rick Hannum and Neil Seefeldt. The presenters reported on the services the Lions Club provides to the community and stressed the importance of service organizations. Mr. Clapper said the Chula Vista Host Lions Club is at risk of shutting down due to dwindling membership and asked the Board to encourage everyone to get involved in the club and in other service groups. They encouraged the District to reach out to them for assistance with projects and answered questions from the Board. Mr. Clapper also congratulated the District on the CAASPP results.

Board Members thanked Mr. Clapper, Mr. Hannum, and Mr. Seefeldt. They also asked some questions that were answered by the presenters.

4. COMMUNICATIONS TO THE BOARD OF EDUCATION

A. Chula Vista Classified Employees Organization

Chula Vista Classified Employees Organization (CVCEO) President Peter Zeitler said he was proud about the District achievement and said it comes down to teachers, classified, and administrators. He shared that the District has a lot of money in reserves and that although the District needs to save money, it also needs to provide reasonable raises to teachers and classified employees. Mr. Zeitler
shared there are 20 open Noon Duty Supervisor positions, who are vital to the schools; said he hopes the Board increases the substitute custodian pay; and stated he is fighting to encourage people to apply for the substitute custodian positions. He also gave kudos to Kellogg Elementary for improved scores and said he believes these were in part due to the school's modernization.

B. Chula Vista Educators

Chula Vista Educators (CVE) President Susan Skala thanked CVE members and Arroyo Vista Charter School teachers who were in attendance in support of the bargaining process. She said CVE cannot take the latest package deal offered by the District to its members because the organization believes the District has the resources to make a much better offer. Ms. Skala stated that “deficit spending” is only the spending of the accumulation of one-time moneys that should not have been saved. She provided the Board with over 1,800 post cards from teachers sharing how their thoughts on the ongoing negotiations and invited Board Members to sit with CVE leadership for them to see how their proposal is sustainable and how a shift in priorities will ensure that every student in the District always has access to highlight qualified teachers.

5. ORAL COMMUNICATIONS

Oral Communications provides the public with an opportunity to address the Board on non-agenda items. Speakers are requested to limit their remarks to five minutes. The Board shall limit the total time for public input on each agenda item to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public presentation depending on the topic and the number of persons wishing to be heard. No Board action can be taken.

Teacher Ruby Baker (Silver Wing) requested Board support for the Schools and Communities First Act of 2020, which could potentially bring about $12 billion back to schools and communities.

Teacher Lisandra Cazares de Gomez (Liberty) spoke regarding gender equity, especially as it relates to the area of income equality. She also requested Oral Communications be moved to the beginning of the agenda.

Teacher Courtney Green shared financial challenges she encounters, especially related to childcare and health insurance costs and said other teachers experience the same issues. She urged the Board to ensure the District recruits and retains the highest quality teachers by providing a fair compensation package.
Ms. Corinne Izigzon (Arroyo Vista Charter) thanked the Board for their support and requested assistance with the health benefits open enrollment period so Arroyo Vista Charter teachers are able to switch from Self-Insured Schools of California to the Voluntary Employees Beneficiary Association (VEBA). Teacher Lauren Shepherd (Arroyo Vista Charter) addressed the school's petition to unionize. She said a material revision to the charter petition will be presented at the November Board meeting and asked the Board to work expeditiously to recognize their unionization.

6. APPROVE CONSENT CALENDAR (Action)

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.

Prior to approval of the Consent Calendar, President Humphrey pulled Item 6.B. to be discussed and voted on separately.

Motion: TAMAYO, Second: FARIAS, Vote: UNANIMOUS

A. Adopt Board of Education Meeting Minutes: Regular Meeting September 11, 2019

B. Adopt Resolution Regarding Absence of Board Member Francisco Tamayo from the September 11, 2019, Regular Board Meeting Due to Another District Commitment

Motion: BUNKER, Second: FARIAS

Vote: Ayes: BUNKER, FARIAS, HUMPHREY, REYES
Abstain: TAMAYO

C. Approve and/or Ratify Human Resources Items A Through G

D. Review and Accept Quarterly Report to the San Diego County Office of Education on Williams Complaints for the Period of July Through September 2019

E. Ratify Agreement with United Way of San Diego County for the California Complete Count Census 2020 Outreach and Education Project for the 2019-20 School Year

F. Ratify Memorandum of Understanding with Managed Health Network Government Services for Counseling Services for the Period of August 15, 2019, Through August 14, 2020

G. Ratify Memorandums of Understanding with National University, Sanford College of Education, to Conduct Research Studies at
Thurgood Marshall and Valle Lindo Elementary Schools on the Harmony and Inspire Social-Emotional Learning Platforms for the 2019-20 School Year

H. Approve Agreement with the San Diego County Office of Education for Participation and Services in the Outdoor Education Program for Karl H. Kellogg Elementary School for the Period of April 20 Through April 24, 2020

I. Approve Agreement with San Diego Healthcare Quality Collaborative for a Community Navigator Model Pilot for the Period of October 17, 2019, Through December 31, 2020

J. Approve Purchase Contract with Imagine Learning, Inc., for 1,806 District Annual Cloud Version Licenses for the Period of October 17, 2019, Through June 30, 2020

K. Approve Report on Annual Community Facilities Districts Activity for Fiscal Year 2018-19


M. Authorize District to Enter Into Agreement with Ruhnau Clarke Architects for Architectural and Engineering Services for Proposed Otay Ranch Village 2, Site 2, School Site

N. Authorize District to Enter Into Agreement with Balfour Beatty Construction for Preconstruction and Construction Management Services for Proposed Otay Ranch Village 2, Site 2, and Otay Ranch Village 3, Village of Escaya, School Sites

O. Ratify Purchase Orders, Warrants, and Checks Written/Issued Through September 30, 2019

P. Approve and/or Ratify Inservice/Travel Requests

7. PUBLIC HEARINGS

A. (1) Conduct Public Hearing on a General Waiver Request to Provide a Reduced-Day Extended School Year Program; and

Dr. Tessier said the District wishes to submit a general waiver request to the California Department of Education to modify the mandated 20-day Extended School Year (ESY) for students enrolled in special education. He explained the waiver would allow the District to provide a 15-day program from June 8 through June 26, 2020, that would include the required number of
instructional hours. Dr. Tessier said traditional ESY programs are 20 school days long; however, the District's year-round calendar limits the number of weeks available. He added that, in consultation with CVE, it was determined that offering the 15-day program increases retention and improves attendance.

President Humphrey opened the public hearing and asked if anyone wished to be heard.

Ms. Skala said she worked closely with Special Education and Instruction Executive Director Sharon Casey on this waiver. She commented that it will not only provide the students with the required minutes but also allow the teachers to have a break. Ms. Skala added CVE strongly supports it.

President Humphrey closed the public hearing.

(2) Authorize Application for the General Waiver Request to Provide a Reduced-Day Extended School Year Program from June 8 Through June 26, 2020

Motion: FARÍAS, Second: HUMPHREY, Vote: UNANIMOUS

8. ADMINISTRATIVE ACTION ITEMS

None.

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

A. First Reading/Possible Adoption/Approval: Board Policy and Administrative Regulation 1114 (New), Community Relations, District-Sponsored Social Media

Dr. Tessier said this Board Policy (BP) and Administrative Regulation (AR) relate to District-sponsored social media accounts. He added it was given to CVE on September 4.

Ms. Skala said the BP and AR are included in CVE bargaining and asked the Board to table them until they are negotiated.

President Humphrey motioned to table the Board Policy and Administrative Regulation to allow for CVE review.

Motion: HUMPHREY, Second: FARÍAS, Vote: UNANIMOUS

B. Second Reading/Possible Adoption/Approval: Board Policy and Administrative Regulation 3250 (New), Business and Noninstructional Operations, Transportation Fees
Mr. Esquivel said this was the second reading of the BP and AR and that adopting these would provide the District with the ability to assess transportation fees. He explained assessing fees would only take place if necessary and only after following a process that includes Board approval. He added that specific student students would be exempted (low income and specific special education students). Answering a question from a Board member, Mr. Esquivel said that the California School Boards Association recommends adoption of the BP and AR.

Clerk Reyes expressed concerns with the BP and AR, saying that if the District does not plan to establish fees, these are not necessary. Mr. Esquivel emphasized the District would only establish fees if absolutely crucial and that the Board would need to approve not only levying fees but also an appropriate fee schedule.  

Motion: TAMAYO, Second: BUNKER  
Vote: Ayes: BUNKER, FARÍAS, HUMPHREY, TAMAYO  
Noes: REYES

C. First Reading/Possible Revision: Administrative Regulation 3514.2, Business and Noninstructional Operations, Integrated Pest Management

Mr. Esquivel said the revisions update the procedure section on definition of a “school,” information on integrated pest management training guidelines, record keeping, and requirements from the Department of Pesticide Regulations.  

Motion: BUNKER, Second: FARÍAS, Vote: UNANIMOUS

D. First Reading/Possible Revision: Board Policy 3515.5, Business and Noninstructional Operations, Sex Offender Notification

Mr. Esquivel said the major revision to the BP is to add language that the Superintendent or designee may annually notify parents regarding availability of information on registered sex offenders on the California Department of Justice website—known as Megan’s Law website. He added that the information is already included on the annual notification to parents.  

Motion: FARÍAS, Second: TAMAYO, Vote: UNANIMOUS

E. First Reading/Possible Adoption: Board Policy 3515.7 (New), Business and Noninstructional Operations, Firearms on School Grounds

Mr. Esquivel said this is a new BP that includes language regarding the prohibition of firearms on or within 1,000 feet of campus—except under limited circumstances that are specified under Penal Code
Section 626.9. He said the BP states that this prohibition of firearms on school grounds can also be included in the District’s Comprehensive School Safety Plan.

Motion: FARIÁS, Second: TAMAYO, Vote: UNANIMOUS

F. First Reading/Possible Revision: Board Policy and Administrative Regulation 3516, Business and Noninstructional Operations, Emergency Procedures Plan

Mr. Esquivel revisions include language that a disaster preparedness plan encompass routine disaster procedures and adaptations for individuals with disabilities in accordance with the Americans with Disabilities Act. Additionally, it includes language regarding collaboration with District staff at all levels, law enforcement, fire safety emergency, medical health and mental health professionals, and parents.

Ms. Skala asked the Board to postpone action on revisions to the BP and AR, so CVE can review them more thoroughly. The BP and AR will return to the Board for second reading and possible revision.

G. First Reading/Possible Approval: Administrative Regulation 3516.1 (New), Business and Noninstructional Operations, Fire Drills and Fires

Mr. Esquivel said this is a new AR, which provides clarification on the required number of fire drills—once a month—and the sounding of the fire alarm—again once a month.

Motion: FARIÁS, Second: REYES, Vote: UNANIMOUS

H. First Reading/Possible Approval: Administrative Regulation 3516.2 (New), Business and Noninstructional Operations, Bomb Threats

Mr. Esquivel explained this is a new AR that requires the District Emergency Operations Plan and each school’s Comprehensive Safety Plan to include procedures dealing with bomb threats. He added the AR provides guidance for when a bomb threat is received as well as the appropriate response procedures.

Ms. Skala asked the Board to postpone approval of the AR in order to ascertain if it includes anything that requires negotiating. The AR will return to the Board for second reading and possible approval.

I. First Reading/Possible Approval: Administrative Regulation 3516.3 (New), Business and Noninstructional Operations, Earthquake Emergency Procedures System

Mr. Esquivel said the new AR provides that earthquake emergency procedures will be established in the Comprehensive Safety Schools
Plan and be in accordance with the standardized emergency system and national incident management system. He said the AR specifies that the Comprehensive Safety Schools Plan will include what actions need to be taken during an earthquake when indoors at school sites, when outdoors on school grounds, and while on the school bus. Mr. Esquivel commented that the AR also provides guidance on the procedures to be followed after an earthquake.

Ms. Skala asked the Board to postpone revisions to the AR, so CVE has additional time to review it more thoroughly. The AR will return to the Board for second reading and possible revision.

J. First Reading/Possible Revision: Board Policy 3516.5, Business and Noninstructional Operations, Emergency Schedules

Mr. Esquivel said revisions to the BP add language regarding the proper forms to be filed with the State Superintendent of Public Instruction after an emergency. These forms are used when emergencies cause a school closure, a reduction in attendance, or a change in the school schedule that prevents the school from meeting the required number of instructional minutes or instructional days.

Motion: BUNKER, Second: TAMAYO, Vote: UNANIMOUS

K. (1) First Reading/Possible Revision: Board Policy 3553, Business and Noninstructional Operations, Free and Reduced Price Meals; and

(2) First Reading/Possible Approval: Administrative Regulation 3553 (New), Business and Noninstructional Operations, Free and Reduced Price Meals

Mr. Esquivel explained revisions to the BP adds language that specifies that no individual indicators of participation in the Free and Reduced-Price Meal program are maintained in the permanent record and that there is no public release of the information. He added it also authorizes designated District employees to use program information only for disaggregation of academic data and identification of students eligible for services under the federal Every Student Succeeds Act. Mr. Esquivel said the new AR provides guidance on application, eligibility, confidentiality, release of records, nondiscrimination plans, and also prices.

Motion: REYES, Second: BUNKER, Vote: UNANIMOUS

L. First Reading/Possible Revision: Board Policy and Administrative Regulation 3554, Business and Noninstructional Operations, Other Food Sales
Mr. Esquivel said revisions add language primarily for middle school student organizations regarding what food items may be approved to be sold during or after school if specific conditions are met.

After the vote was taken, it was noted that Ms. Skala had requested to speak. She said she intended to ask for additional time to review the BP and AR but instead would put in a Demand to Bargain if needed.

**Motion: REYES, Second: TAMAYO, Vote: UNANIMOUS**

**M. First Reading/Possible Adoption: Board Policy 3555 (New), Business and Noninstructional Operations, Nutrition Program Compliance**

Mr. Esquivel explained revisions include language on nutrition program compliance with state and federal nondiscrimination laws, and the designation of a compliance coordinator and complaint procedures under AR 1312.3, Uniform Complaint Procedures.

**Motion: TAMAYO, Second: REYES, Vote: UNANIMOUS**

**10. GENERAL INFORMATION ITEMS/REPORTS**

**A. Report Calendar to Board of Education**

Board Member Tamayo requested a report via the update on the shortage of substitute custodians. He asked the report include how pervasive the issue is and if the District is encountering the same kind of problems for other personnel classifications.

Vice President Farias requested information on the Noon Duty Supervisor issues, saying he believes their service is crucial.

President Humphrey requested information on how many District employees serve in any branch of the military reserve force and asked what type of employment rights they are afforded. She also said she would like to recognize these individuals at a future Board meeting.

Board Member Tamayo asked about Arroyo Vista Charter teacher’s request regarding an extension of the health benefits open enrollment as they work through the material revisions to the charter. Dr. Escobedo said there are deadlines that need to be followed; however, the District will work with the teachers and assist them in this matter. Answering another question from Board Member Tamayo, Dr. Escobedo explained that, if the material revisions are approved by the Board and teachers at the site unionize, the change from Self-Insured Schools of California to VEBA will be compulsory; and teachers will not have a choice between the two. He also said that becoming union members will trigger the change.
11. BOARD COMMUNICATIONS

Mrs. Bunker:
• Said she was sad teachers had left, as she wanted to welcome them back from the break.
• Thanked Ms. Baker for the push and reminder about the Schools and Communities first. Remarked that the effort is a good example of when the District and CVE work together to get the rest of the community to support schools.
• Thanked everyone on the negotiating teams—for the District, CVE, and CVCEO. Said the relationships are strong and that a good process is in place. Remarked that she thinks everyone involved is thinking of the students first, listening to each other, and trying to come to a fair settlement. Added that the process is long and frustrating to everyone but that in the long run, a fair contract will be reached.

Mr. Farías:
• Thanked all District employees and wished everyone an amazing year.

Mrs. Humphrey:
• Said she visited Castle Park and helped distribute shoes and socks. Remarked it was very cool that the organization (she could not remember the name) provides this service for the students.
• Shared that she attended the Sunnyside Ribbon Cutting ceremony and that it was awesome to be involved in it.
• Congratulated Purchasing Manager Ann Pering on the birth of her second granddaughter.

Dr. Reyes:
• Thanked all staff—classified employees, teachers, and administrative—for their commitment to the District and to students.

Mr. Tamayo:
• Remarked that he also wanted to recognize the negotiating teams. Commented that, thanks to the opportunity provided by the Board, he has been able to sit at the bargaining table to observe. Said the commitment of the District’s bargaining team is to be fair and open minded, and to work diligently on a fair settlement that works for both sides. Shared that when he hears both sides, he believes both are using similar language, but that there are minor disagreements that will be worked out eventually. Said he knows it is a painful road, as he has been on both sides of the table, but that when misunderstandings regarding the financials can be resolved, an agreement will be reached. Emphasized his appreciation for negotiating teams’ members for their efforts, time commitment, and passion. Said he knows the administration wants to offer better conditions, but the question is how to do it with the resources available.
12. SUPERINTENDENT'S COMMUNICATION

Dr. Escobedo:

- Shared that the previous Sunday, Former District Teacher of the Year Melissa Moreno joined him at the KUSI News station for a plug for the Parent Academy. Tony Sablan could not believe how teachers, parents, and administrators come together to enhance parent skills. He said the Parent Academy would take place the following Saturday, starting at 7:30 am, at Vista Square.

13. ADJOURN TO CLOSED SESSION

President Humphrey adjourned to closed session at 9:56 P.M. in accordance with the following:

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

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

14. RECONVENE TO OPEN SESSION

President Humphrey reconvened to open session at 10:50 P.M. with all Board Members present.

15. ADJOURNMENT

President Humphrey adjourned the meeting at 10:50 P.M.

Francisco Escobedo, Ed.D., Secretary

Eduardo Reyes, Ed.D., Clerk

THE NEXT REGULAR MEETING OF THE BOARD OF EDUCATION OF THE CHULA VISTA ELEMENTARY SCHOOL DISTRICT IS SCHEDULED ON WEDNESDAY, NOVEMBER 13, 2019, AT 6 P.M.