

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

# AGENDA

SPECIAL MEETING – MAY 31, 2023 – 3 P.M.

## BOARD OF EDUCATION

KATE BISHOP • DELIA DOMINGUEZ CERVANTES •  
CESAR T. FERNANDEZ • FRANCISCO TAMAYO • LUCY UGARTE

EDUARDO REYES, Ed.D.  
SECRETARY/SUPERINTENDENT



### THIS MEETING IS BEING RECORDED

In accordance with the Brown Act, all public Board meeting recordings are available for review for 30 days following the meeting, after which they are recycled. Audio recordings are available on the District website at [www.cvesd.org](http://www.cvesd.org).

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### IF YOU WISH TO ADDRESS THE BOARD OF EDUCATION

Persons wishing to address the Board of Education on any special meeting agenda item must 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. No action or discussion shall be undertaken on any item not appearing on the posted agenda, except the Board of Education or District staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Government Code Section 54954.3. Speakers must limit remarks to items on the special meeting agenda and to three minutes (generally, statements of 390 words may be spoken out loud within 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 presentation depending on the subject and the number of persons wishing to be heard. The meeting will also be livestreamed. For access to the livestream, [please click here \(English\)](#) and [click here \(Spanish\)](#) or on the links at the bottom of this page.

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### AGENDA AND DISTRIBUTION OF WRITINGS TO MEMBERS OF THE PUBLIC

In compliance with Government Code Section 54957.5, nonexempt writings that are distributed to a majority or all of the Board of Education in advance of a meeting may be reviewed on our website by clicking on the following link:

[http://cvesd.org/board\\_of\\_education/board\\_meetings](http://cvesd.org/board_of_education/board_meetings).

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### EQUAL OPPORTUNITY EMPLOYER

The Chula Vista Elementary School District prohibits discrimination, harassment, intimidation and bullying based on race, color, ancestry, nationality, national origin, immigration status, ethnic group identification, ethnicity, age, religion, marital status, pregnancy, parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, gender expression, or genetic information; the perception of one or more of such characteristics, or association with a person or group with one or more of these actual or perceived characteristics in any program, practice or activity it conducts. The Chula Vista Elementary School District is committed to providing equal educational, contracting, and employment opportunity to all in strict compliance with all applicable State and Federal laws and regulations. Any individual who believes they have been a victim of unlawful discrimination in employment, contracting or in an education program or activity may file a formal complaint.

To watch the livestream of the Special Board Meeting in English click on the link below or cut and paste it into your browser:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NDU4MDMzYTEtZDg3NS00NDMxLWlxZGIhNTg5M2ZmN2ZkMDUx%40thread.v2/0?context=%7B%22Tid%22%3A%22e87a6e0c-c08e-46b2-bb73-45dd072baa33%22%2C%22Oid%22%3A%22af92a27c-ab25-47cd-bce4-2b08102509e6%22%2C%22IsBroadcastMeeting%22%3Atrue%2C%22role%22%3A%22a%22%7D&btype=a&role=a](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDU4MDMzYTEtZDg3NS00NDMxLWlxZGIhNTg5M2ZmN2ZkMDUx%40thread.v2/0?context=%7B%22Tid%22%3A%22e87a6e0c-c08e-46b2-bb73-45dd072baa33%22%2C%22Oid%22%3A%22af92a27c-ab25-47cd-bce4-2b08102509e6%22%2C%22IsBroadcastMeeting%22%3Atrue%2C%22role%22%3A%22a%22%7D&btype=a&role=a)

To watch the livestream of the Special Board Meeting in Spanish click on the link below or cut and paste it into your browser:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_N2MzZjExMDUtNWU5Ni00NmI4LWJmN2YtOGE5MGQwNzU1NmE3%40thread.v2/0?context=%7B%22Tid%22%3A%22e87a6e0c-c08e-46b2-bb73-45dd072baa33%22%2C%22Oid%22%3A%22af92a27c-ab25-47cd-bce4-2b08102509e6%22%2C%22IsBroadcastMeeting%22%3Atrue%2C%22role%22%3A%22a%22%7D&btype=a&role=a](https://teams.microsoft.com/l/meetup-join/19%3ameeting_N2MzZjExMDUtNWU5Ni00NmI4LWJmN2YtOGE5MGQwNzU1NmE3%40thread.v2/0?context=%7B%22Tid%22%3A%22e87a6e0c-c08e-46b2-bb73-45dd072baa33%22%2C%22Oid%22%3A%22af92a27c-ab25-47cd-bce4-2b08102509e6%22%2C%22IsBroadcastMeeting%22%3Atrue%2C%22role%22%3A%22a%22%7D&btype=a&role=a)

**CHULA VISTA ELEMENTARY SCHOOL DISTRICT**

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

**AGENDA**  
**BOARD OF EDUCATION**

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**NOTICE OF SPECIAL MEETING**

Written notice is hereby given, in accordance with Education Code Section 35144 and Government Code Section 54956, that a special meeting of the Board of Education of the Chula Vista Elementary School District will be held as follows:

MAY 31, 2023

3 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

B. Roll Call

Members Present:

Members Absent:

Others Present:

C. Pledge of Allegiance

**2. ORAL COMMUNICATIONS**

*Approve Agenda*

The Oral Communications portion of this special meeting provides the public with information regarding addressing the Board, as follows: The public has the opportunity to be heard on any items included in the agenda. Speakers are requested to limit their remarks to items on the special meeting agenda and to three minutes (approximately 390 words) and speak in a respectful and professional manner. Community members wishing to comment must attend the meeting in person, complete a "Request to Be Heard" card, and submit it to the Recording Secretary before the start of the meeting. 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 presentation depending on the subject and the number of persons wishing to be heard. No Board action can be taken.

**3. ADMINISTRATIVE ACTION ITEMS***Administrative  
Action Items*

- A. Adopt a Resolution to support equality for all students in Chula Vista Elementary School District.

*Motion:*\_\_\_\_\_, *Second:*\_\_\_\_\_, *Vote:*\_\_\_\_\_

**4. ADJOURN TO CLOSED SESSION***Closed Session*

Government Code Sections 3549.1(d) and 54957.6: Collective Bargaining/Employee Negotiations; Agency Negotiators: Fagen Friedman & Fulfroft, 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 Appointment/  
Employment:

Title:

- Principal

**5. RECONVENE TO OPEN SESSION***Reconvene to  
Open Session*

- A. Call to Order

- B. Roll Call

Members Present:

Members Absent:

Others Present:

**6. ADJOURNMENT***Adjournment*

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Lucy Ugarte, President  
Board of Education

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Student Services

**ITEM TITLE:**

Adopt a Resolution to support equality for all students in Chula Vista Elementary School District.

    X     Action

                     Information

**BACKGROUND INFORMATION:**

The Chula Vista Elementary School District, models, advocates and promotes the inclusive and respectful treatment of all our students and staff; and it is the right of every child, regardless of gender identity, gender expression, or sexual orientation, to access a free public K-12 education and the District welcomes and supports all students.

**ADDITIONAL DATA:**

The FAIR Education Act of 2012 called for positive inclusion of the contributions of LGBTQIA+ Americans in social studies curriculum; and the Student Success and Opportunity Act of 2013 strengthened protections for transgender students and affirmed that all students should be recognized and participate in activities by their gender of identity. Creating a welcoming and safe school environment for our LGBTQIA+ students, staff, families, and caregivers makes our school community more welcoming and safer to all.

**FISCAL IMPACT/FUNDING SOURCE:**

None.

**STAFF RECOMMENDATION:**

Recommend adoption.

**CHULA VISTA ELEMENTARY SCHOOL DISTRICT**

**RESOLUTION NO. \_\_\_\_\_**

Resolution To Support Equality                    )  
For All Students                                            )

On motion of Member \_\_\_\_\_, seconded by Member  
\_\_\_\_\_, the following resolution is adopted:

WHEREAS, the Chula Vista Elementary School District, models, advocates and promotes the inclusive and respectful treatment of all our students and staff; and

WHEREAS, it is the right of every child, regardless of gender identity, gender expression, or sexual orientation, to access a free public K-12 education and the District welcomes and supports all students; and

WHEREAS, the District has a responsibility to ensure that all students who reside within its boundaries, regardless of gender identity, gender expression, or sexual orientation, can safely access a free public K-12 education; and

WHEREAS, the District recognizes that there are employees and educators of the highest caliber who are gay, lesbian, and transgender, and that all employees are valued members of the school community regardless of their gender identity, gender expression, or sexual orientation; and

WHEREAS, the Chula Vista Elementary School Board stands in solidarity with LGBTQIA+ CVESD students, staff and families; and

WHEREAS, acts of hatred against LGBTQIA+ members of our community will not be tolerated; hate and discrimination have no part in our community; and

WHEREAS, May 22nd is Harvey Milk Day designated by the State of California in 2009 and Education Code 37222 encouraging educational institutions to observe said day; and

WHEREAS, according to the Library of Congress the month of June is a time to celebrate our dynamic Lesbian, Gay, Bisexual, Transgender, Questioning, Intersex and Asexual (LGBTQIA+) community, raise awareness of quality services, and foster a dialogue to promote healthy, safe, and prosperous school climates and communities for all; and

WHEREAS, the foundational belief that homophobia thrives in an atmosphere of silence and ignorance and October is recognized as LGBTQIA+ History Month; and

WHEREAS, all children and youth should be able to attend school in a safe and inclusive environment free from discrimination, and civil rights laws and California Education Code sections 200-220 contribute to such environments; and

WHEREAS, the lack of awareness and understanding of issues facing LGBTQIA+ children and youth has contributed to higher rates of school dropout, academic failure, suicide and school disengagement; and

WHEREAS, education regarding LGBTQIA+ issues increases understanding and cultivates respect for LGBTQIA+ students and cultivates a culture of allyship; and

WHEREAS, policies that specifically mention sexual orientation, gender identity and gender expression are associated with: students feeling safer; lower levels of bullying; decreased incidents of harassment related to sexual orientation; increased teacher/staff interventions; and a greater reporting of incidents in a safe, accessible, and accountable process under California Ed Code; and

WHEREAS, creating a welcoming and safe school environment for our LGBTQIA+ students, staff, families, and caregivers makes our school community more welcoming and safer to all; and

WHEREAS, Board Policy 0410 prohibits discrimination in its programs and activities based on sexual orientation, gender identity, and gender expression among other characteristics; and

WHEREAS, the FAIR Education Act of 2012 called for positive inclusion of the contributions of LGBTQIA+ Americans in social studies curriculum; and

WHEREAS, the Student Success and Opportunity Act of 2013 strengthened protections for transgender students and affirmed that all students should be recognized and participate in activities by their gender of identity; and

WHEREAS, flying the progress rainbow flag on May 22nd Harvey Milk Day, the month of June and the month of October during LGBTQIA+ History Month, further symbolizes the District's celebration of diversity and support for the Lesbian, Gay, Bisexual, Transgender community.

NOW, THEREFORE, BE IT RESOLVED, that the Chula Vista Elementary School District recognizes the month of June as LGBTQIA+ Pride Month and will begin the implementation of flying the progress rainbow flag at its District building during June, Harvey Milk Day May 22nd and during October, recognizing LGBTQIA+ History Month, to inspire equity, create alliances, celebrate diversity, and establish a safe environment in our schools and community; and that this resolution be distributed to every school in the District.

BE IT FURTHER RESOLVED, that the District prohibits discrimination against all persons, whether student, family/caregiver of a student, or District employee, on the basis of actual or perceived sexual orientation, gender identity, or gender expression, or the actual or perceived sexual orientation, gender identity, or gender expression of their associates; and

BE IT FURTHER RESOLVED, that the school board directs the Superintendent to create a working group with staff and students that would raise the LGBTQIA+ voices of our students and staff in our District and to identify additional instructional supports that would benefit all students in inclusivity, and equality; and

BE IT FURTHER RESOLVED, that the Board declares the District to be a Safe Space for its students, meaning that the District is a place for students to learn, to thrive, and to seek assistance, information, and support free from discrimination and bullying; and

BE IT FURTHER RESOLVED, that the superintendent shall implement measures across the District to prevent hate and threats to all students, staff, and families.

PASSED AND ADOPTED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, this 31<sup>st</sup> day of May 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Chula Vista Elementary School District  
Resolution No.  
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STATE OF CALIFORNIA )  
 ) ss  
COUNTY OF SAN DIEGO)

I, Eduardo Reyes, Secretary to the Board of Education of the Chula Vista Elementary School District of San Diego County, California, do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly adopted by said Board at a regular meeting thereof on the date and by the vote above stated, which resolution is on file and of record in the Office of said Board.

Secretary to the Board of Education