CHULA VISTA ELEMENTARY SCHOOL DISTRICT

A G E N D A

REGULAR MEETING – OCTOBER 20, 2021 – 6 P.M.

BOARD OF EDUCATION

KATE BISHOP • LESLIE RAY BUNKER •
CESAR T. FERNANDEZ • FRANCISCO TAMAYO • LUCY UGARTE

OSCAR ESQUIVEL
INTERIM 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.

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IF YOU WISH TO ADDRESS THE BOARD OF EDUCATION

Persons wishing to address the Board of Education on any 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 three minutes (generally, statements of 390 words may be spoken out loud within three minutes). 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.

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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 Board Meeting click on the link below or cut and paste it into your browser:

hhttps://teams.microsoft.com/l/meetup-join/19%3ameeting_NGZlN2RkYTktYzNkNC00MjMxLWIyZjEtYzQ3ZWRjNmJiMTky%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%7d&btype=a&role=a

To watch the livestream of the 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_ZTI2YjBmMGYtZTEwOS00NGNjLWFmM2UtODhlYmZiNzdhNjFm%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%7d&btype=a&role=a

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

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AGENDA
BOARD OF EDUCATION

Regular Meeting
October 20, 2021
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

B. Roll Call
Members Present:
Members Absent:
Others Present:

C. Pledge of Allegiance

2. APPROVE AGENDA (Action) *Approve Agenda*

Motion:_____, Second:_____, Vote:_____

A. Elect Officers and Appoint Interim Superintendent as Secretary

Motion:_____, Second:_____, Vote:_____

3. SPECIAL RECOGNITION, AWARDS, AND HONORS *Special Recognition/ Awards, Honors*

A. Presentation of Newly Hired and Promoted Employees

B. Recognition of Rosebank Student Erika Renz for Winning Achieve3000® Literacy Summer Activity Challenge

4. COMMUNICATIONS TO THE BOARD OF EDUCATION *Communications to the Board*

A. Chula Vista Classified Employees Organization

B. Chula Vista Educators

5. 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 must complete a "Request to Be Heard" card and submit it to the Recording Secretary before the start of the meeting. Speakers are requested to limit their remarks to three minutes. 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.

6. ORAL PRESENTATIONS AND WRITTEN REPORTS

Oral Presentations/ Written Reports

A. Report on Multi-Tiered System of Supports and Student Mental Health Plan

B. Report on District Cohort Schools: Heritage, Hilltop Drive, Los Altos, Otay, Parkview, Veterans, and Vista Square Elementary for the 2020-21 School Year

C. Report on District Safety Committee

D. Report on Superintendent Search

7. 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.

Motion:_____, Second:_____, Vote:_____

A. Adopt Board of Education Meeting Minutes: Regular Meeting of August 11, and Special Meetings of August 25 and September 8

B. Approve and/or Ratify Human Resources Items A Through K

C. Approve Memorandum of Understanding with Chula Vista Classified Employees Organization Regarding Juneteenth National Independence Day Act

D. Review and Accept Quarterly Report to the San Diego County Office of Education on *Williams* Complaints for the Period of July Through September 2021

E. Ratify Nonpublic, Nonsectarian Individual Services Agreement with Sierra School of San Diego for Student No. 443914 for the Period of September 13, 2021, Through June 30, 2022

F. Ratify Subcontract Agreement with South Bay Community Services for Community Assessment Team Services and Chula Vista Community Collaborative for the Period of July 1 Through December 31, 2021

G. Ratify Agreement with South Bay Community Services and Chula Vista Community Collaborative for the Period of May 10 Through December 31, 2021

H. Ratify Agreement with California Family Resource Association and Chula Vista Community Collaborative for the Period of April 1 Through June 30, 2022

I. Approve Purchase of One Benchmark ***Hello!*** Newcomer Program Kit per District School with Supporting Student Materials for the Period of October 21, 2021, Through October 30, 2023

J. Approve Report on Annual Community Facilities Districts Activity for Fiscal Year 2020-21

K. Approve Annual Report on Statutory Fees and Mitigation Payments for Fiscal Year 2020-21 and Five-Year Report for Fiscal Years 2016-17 Through 2020-21

L. Adopt Resolution Authorizing Utilization of the State of California Department of General Services Contract Number 1-18-23-20 A through I for Fleet Vehicles for the Period of October 20, 2021, Through April 30, 2022

M. Adopt Resolution Authorizing Utilization of Glendale Unified School District Bid No. P-13 18/19 for Apple Computer Products, Services, and Related Items with Apple, Inc., for the Period of October 16, 2021, Through October 15, 2022

N. Approve Renewal of Bid No. 19/20-4 Transportation Service to HopSkipDrive, Inc., and Sol Transportation, Inc., for the Period of November 14, 2021, Through November 13, 2022

O. Adopt Resolution Authorizing Utilization of the State of California Multiple Award Schedule Contract Number 4-17-78-0006B to Miracle Recreation Equipment Company for Recreation Equipment for the Period of October 20, 2021, Through September 30, 2022

P. Adopt Resolution Authorizing Utilization of the National Association of State Procurement Officials Value Point Contract No. MNWNC-119

for Computer Equipment Awarded to Microsoft for the Period of October 21, 2021, Through July 31, 2022

Q. Approve Award of Bid No. 21/22-1 Robert L. Mueller Charter School Network Cabling Upgrade Project to World Bridge Technologies, Inc.

R. (1) Approve Retention Release for Bid Package for Demolition, Abatement, Roofing, and Heating, Ventilating, and Air Conditioning (HVAC) Renovations Project at J. Calvin Lauderbach and Palomar Elementary Schools and Robert L. Mueller Charter School to M.A. Stevens Construction, Inc.;

(2) Approve Change Order to M.A. Stevens Construction, Inc., for a Decrease in the Amount of <$126,063.00>; and

(3) Approve Notice of Completion for Bid Package M.A. Stevens Construction, Inc.

S. Ratify Purchase Orders, Warrants, and Checks Written/Issued Through September 30, 2021

T. Approve and/or Ratify Inservice/Travel Requests

8. 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 before the start of the meeting. Speakers are requested to limit their remarks to three minutes. 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.

9. ADMINISTRATIVE ACTION ITEMS

Administrative Action Items

A. Approve Elementary and Secondary School Emergency Relief III Plan

Motion:_____, Second:_____, Vote:_____

B. Adopt Resolution of the Board of Education of the Chula Vista Elementary School District Authorizing the Execution and Delivery of the Chula Vista Elementary School District 2021 Refunding Bonds in an Aggregate Principal Amount Not to Exceed $5,700,000, Authorizing Execution and Delivery of Paying Agent Agreement and

Bond Purchase Agreement, and Authorizing the Execution of Necessary Documents and Certificates and Related Actions

Motion:_____, Second:_____, Vote:_____

C. Approve Phone-In Option for Persons Requesting to Address the Board of Education at Properly Noticed Board Meetings

Motion:_____, Second:_____, Vote:_____

10. FIRST AND SECOND READINGS, BOARD POLICIES, ADMINISTRATIVE REGULATIONS, AND BOARD BYLAWS *First and Second Readings*

ACTING AS THE GOVERNING BOARD OF
COMMUNITY FACILITIES DISTRICT NO. 21

A. (1) Conduct the Second Reading by Title Only of Ordinance of Community Facilities District No. 21, Authorizing the Levy of Special Tax Within Community Facilities District No. 21; and

(2) Adopt Ordinance of Community Facilities District No. 21 Authorizing the Levy of a Special Tax Within Community Facilities District No. 21

Motion:_____, Second:_____, Vote:_____

11. GENERAL INFORMATION ITEMS/REPORTS *Information Items/Reports*

A. Report Calendar to Board of Education

12. BOARD COMMUNICATIONS *Board Communications*

13. INTERIM SUPERINTENDENT'S COMMUNICATION *Interim Supt.'s Communication*

14. CLOSED SESSION *Closed Session*

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

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2021070292 for Student No. 307525

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2021080585 for Student No. 308059

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2021080587 for Student No. 308058

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2021090073 for Student No. 304800

15. RECONVENE TO OPEN SESSION *Open Session*

16. ADJOURNMENT *Adjournment*

THE NEXT REGULAR MEETING OF THE BOARD OF EDUCATION OF THE CHULA VISTA ELEMENTARY SCHOOL DISTRICT IS SCHEDULED ON WEDNESDAY, NOVEMBER 17, 2021, AT 6 P.M.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Superintendent's Office

ITEM TITLE:

Elect Officers and Appoint Interim Superintendent as Secretary

____X____Action _____Information

BACKGROUND INFORMATION:

(1) Elect Officers

As a result of Board President Kate Bishop's decision to step down as President of the Board effective at tonight's Board meeting, the election of President, Vice President, and Clerk of the Board shall take place.

(2) Appoint Interim Superintendent as Secretary

Former Secretary/Superintendent Dr. Francisco Escobedo retired effective September 1. Deputy Superintendent Oscar Esquivel was appointed Interim Superintendent at the July 14, 2021, Board meeting in closed session. Tonight, the appointment of Secretary will take place.

ADDITIONAL DATA:

None.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

Recommend elect officers and appoint interim secretary.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Recognition of Rosebank Student Erika Renz for Winning Achieve3000® Literacy Summer Activity Challenge

_____Action **____X____Information**

BACKGROUND INFORMATION:

For 20 years, Achieve3000® has been empowering educators and helping them unlock student potential and accelerate learning growth. Now, more than ever, schools and districts need proven solutions that can help them address unfinished learning and prepare students for success. CVESD students have been utilizing Achieve3000® for over a decade to promote college and career readiness.

ADDITIONAL DATA:

The Summer Activity Challenge ran from June 1 through August 31, 2021, with only six grand prize winners chosen from thousands of participating students. As one of the winners, Erika will be receiving a new iPad from Achieve3000®. Erika's accomplishment is extraordinary because only students who completed forty activities with a minimum of 75% or higher score qualified. This is a huge effort for a short period of time over the summer.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

On behalf of the Board of Education, a Certificate of Recognition will be presented to Erika Renz.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Report on Multi-Tiered System of Supports and Student Mental Health Plan

_____Action ____X____Information

BACKGROUND INFORMATION:

The District is committed to providing safe, structured, and nurturing learning environments that support the whole child. In order to meet the social-emotional, behavioral, and academic needs of all students, the District adopted a Multi-Tiered System of Supports (MTSS) framework and approach.

A consultation subcommittee comprised of District leaders and Chula Vista Educators was established in November 2017 with the purpose of ensuring high-fidelity implementation of MTSS Districtwide. In November 2018, the District hired a director to support MTSS and collaborate with the subcommittee to ensure best practices and the implementation of an MTSS plan. In July 2021, a coordinator was also hired to support the MTSS efforts that continue to expand within the District.

ADDITIONAL DATA:

Tonight, the MTSS Director will report on the MTSS Mental Health Plan that's been established to support students at all school sites. The Mental Health Plan includes the addition of site-based counselors and social workers, as well as a preventative and tiered approach to ensure that students can thrive.

FISCAL IMPACT/FUNDING SOURCE:

The MTSS Director and four District Social Workers are funded through the Local Control and Accountabilty Plan. The remaining District Social Workers, site counselors/social workers, and MTSS Coordinator are funded through the Expanded Learning Opportunities Grant.

STAFF RECOMMENDATION:

This is an information item.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Report on District Cohort Schools: Heritage, Hilltop Drive, Los Altos, Otay, Parkview, Veterans, and Vista Square Elementary for the 2020-21 School Year

_____Action **____X____Information**

BACKGROUND INFORMATION:

The District views the cohort school support model as an opportunity for research and development of innovative educational practices. The District's expectation is communication and collaboration amongst school sites will support leadership practices, teacher development, and student achievement. The District cohort model is guided by "Principal Leads" who support cohorts of seven schools. In collaboration with Executive Directors, Principal Leads nurture, support, and sustain the interdependence that defines our District.

ADDITIONAL DATA:

Tonight, the 007 cohort will provide an overview of how their cohort works interdependently with school site staffs, community members, and District staff to support Local Control and Accountability Plan (LCAP) goals. They will share the cohort work toward the implementation of the Multi-Tiered System of Supports/Mental Health Plan.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

This is an information item.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Human Resources
Services and Support

ITEM TITLE:

Report on District Safety Committee

_____Action **____X____Information**

BACKGROUND INFORMATION:

At the August 25, 2021 Board meeting, it was approved to form a District-level Safety Committee, with representation from certificated, classified, and non-represented employees, as well as parents, to advise on the creation and implementation of COVID-19 safety measures, and to oversee site level committees.

Also, all school sites will create a site Safety Committee, with representation from certificated, classified, and non-represented employees, as well as parents, to address site specific safety concerns and help implement District safety measures.

ADDITIONAL DATA:

Tonight, District staff members will provide an update on the District Safety Committee.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

This is an information item.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Human Resources
Services and Support

ITEM TITLE:

Report on Superintendent Search

_____Action **____X____Information**

BACKGROUND INFORMATION:

At the September 15, 2021 Board meeting, the Board had a discussion surrounding the superintendent search. The purpose of this open dialogue was to provide direction and guidance on how the Superintendent Search Committee will proceed. The Board shared their goals and expectations for the Superintendent Search Committee and provided direction on the timeline.

ADDITIONAL DATA:

Tonight, District staff members will provide an update on the superintendent search.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

This is an information item.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

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MINUTES
BOARD OF EDUCATION

Regular Meeting
August 11, 2021
6 P.M.
Dr. Lowell J. Billings Board Room, Education Service and Support Center
Streamed Online

ORDER OF BUSINESS

UNADOPTED

1. OPENING PROCEDURES

Opening Procedures

A. Call to Order

President Bishop called the meeting to order at 6:03 P.M.

B. Roll Call

Ms. Kate Bishop, President
Ms. Lucy Ugarte, Vice President
Mr. Francisco Tamayo, Clerk
Mrs. Leslie Ray Bunker, Member

Members Absent:
None.

Others Present:
Dr. Francisco Escobedo, Superintendent
Mr. Oscar Esquivel, Interim Superintendent
Dr. Matthew Tessier, Asst. Supt., Instructional Services
Mr. Jason Romero, Asst. Supt., Human Resources
Mrs. Theresa Villanueva, Interim Executive Director of Fiscal Services
Mr. Anthony Millican, Director, Communications and Community Development
Mrs. Mayela Couturier, Translator/Interpreter
Mrs. Nancy Teahan, Asst. to the Supt. and Board of Education
Mrs. Araceli Vargas, Administrative Assistant II

C. Pledge of Allegiance

Clerk Tamayo led the Pledge of Allegiance.

2. APPROVE AGENDA (Action) *Approve Agenda*

Prior to approval, President Bishop requested to move 10.B., COVID-19 Status Update, after 3.B., Presentation on Superintendent Search Proposed Timeline

Motion: TAMAYO, Second: UGARTE, Vote: UNANIMOUS

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

President Bishop introduced Itzel Maganda Chavez from Assemblywoman Lorena Gonzalez's office who presented Dr. Escobedo with a resolution from the State of California honoring his accomplishments, achievements, and educational career.

Principal Leads Marissa Allan, Melody Belcher, and Veronica Konkoly shared memories of working with Dr. Escobedo and how his service, commitment, and dedication influenced their leadership. Ms. Konkoly ended with a quote, "If your actions leave a legacy that inspires others to dream more, learn more, do more, and become more, then you are an excellent leader."

On behalf of the Education Service and Support Center staff, Instructional Services and Support Director Rochelle Carroll presented a video of memories of Dr. Escobedo from over the years.

On behalf of the Board, President Bishop presented gifts to Dr. Escobedo and a group photo was taken with Board members, Cabinet, and office staff.

Dr. Escobedo shared it had been a privilege to lead this amazing District and went on to highlight how leaders have grown, the amazing groups he has worked with including teacher leaders, parent groups, his cabinet, and the Board. He added he is confident that everyone will make the best choices because of the students. He also shared when he goes into classrooms, he sees himself in the eyes of the children and to never lose that because these children are the most valuable assets we have. In them there is hope and dreams to be made and we are the caretakers of those hopes and dreams. He said we could either create a nightmare of those hopes and dreams or create a reality that is a utopia. We are the caretakers. He left everyone with the task to create something better. He said the spirit of being a servant leader needs to continue. He was humbled by the acknowledgement and wished everyone the best.

A. Presentation of Newly Hired and Promoted Employees

UNADOPTED

Mr. Romero recognized Erika Gregg who was promoted to Associate Principal at Vista Square.

B. Presentation on Superintendent Search Proposed Timeline

President Bishop said there were three speakers for item 3.B. Parent David Bame asked if the speakers could be heard after the presentation. President Bishop then introduced Assistant Superintendent of Human Resources Jason Romero who presented on the superintendent search proposed timeline. He shared he was very excited to put this timeline together. He reviewed the projected timeline of the superintendent search with an estimated start date for the new superintendent of January 1, 2022. The presentation included information on the search committee direction, timeline for input review and marketing, community and staff input, California mass marketing and recruiting, the review and selection of finalists, Board interviews with the finalists, and the finalist selection and job offer. After the presentation, President Bishop asked to hear from the people [those who filled out a request to be heard slip] before comments from Board members.

Parent Manny Rubio thanked Mr. Romero for laying out the process [for superintendent search] and shared concerns of not going through a formal process, as it sells the district short, and opens up for a lot of interpretation. He added there are several internal candidates that meet the requirements and would thrive in the position and said to keep the process transparent.

Former District Board Member Bertha J. Lopez shared it hurts to see the District and community deteriorating. She added children deserve the best as well as the community and staff and she hopes the Board will follow the right process and select the most qualified and competent superintendent. The children, community, and staff deserve the best.

Parent David Bame started by saying to Dr. Escobedo this would be his parting gift to him to get through this [oral communication] in less than three minutes. Mr. Bame said he would start with the word transparency and end with the word transparency. He thanked Assistant Superintendent Mr. Romero and team for the presentation and for being clear [with those in attendance at the Board meeting]. He added transparency is also informed by perception and that there is a lot of perception to deal with. He said it is how we deal together with what the community sees and what Mr. Romero sees and how he explains the facts, sciences, and statistics, and the transparent goals of this process. He suggested to listen to the District Advisory Committee (DAC) as a group because they are tasked with unduplicated students. He added if we care about our students, we have to care most intensively about the ones who face the greatest

UNADOPTED

challenges and said there were three former DAC chairs in attendance. He said the Oversight Committee has its work cut out and suggested having a special [Board] meeting or an extended agenda item when the stakeholder input is ready to allow more public discussion because it gives the public something to respond to. He said he would talk about the Sweetwater angle in a later discussion about selecting a new Board member. He concluded by saying in this compressed calendar, it would be wonderful to have a new superintendent by January 1, but the conflict of interest question is going to come up and it needs to be dealt with publicly and handled in a truthful, transparent way.

Board Member Bunker requested a copy of the timeline and appreciates the work Mr. Romero put into this. She said she liked the process and the flexibility. Mr. Romero added it is a 4-1/2 month process and is intentionally designed to not short change any part of the process.

Clerk Tamayo said he is happy the District has been selected to run this process. He requested to have DAC, South Bay Forum, YMCA, and LGBTQ groups from the community as part of the committee. He appreciated the timeline and requested a copy for further study. He said it will be important to select the right candidate who will build upon what Dr. Escobedo has built already. He liked the idea of advertising.

Vice President Ugarte agreed with Clerk Tamayo to bring in more community groups that are directly involved and she appreciated the work [that Mr. Romero has done].

President Bishop clarified the difference of the oversight committee vs. the selection committee. She said the oversight includes Board members, Mr. Romero, and Anthony Carlton, to make sure the selection committee has what they need to do their selection job. Mr. Romero added the oversight committee also reviews marketing materials. President Bishop asked to adjust the timeline to after August 25 until a new Board member was selected. There was further discussion about the roles of the oversight committee and the selection committee, keeping the process transparent and fair. President Bishop asked to have the input from Thoughtexchange and community groups be presented in a public meeting. She thanked Mr. Romero for the presentation and the work he has done and added to include stakeholders, the community groups mentioned, and town halls, for input.

Clerk Tamayo asked once applications start coming in to keep the names private and when packages are made for the subcommittee the names need to be kept confidential. In the initial process he asked that Mr. Romero be the only one who has access to the applicants' information. Mr. Romero guaranteed confidentiality. It was asked to have the names be removed from the applications through the initial round of screening.

UNADOPTED

President Bishop shared the ratios for the different representative groups and said the ratios, as they have been put together, are fair and balanced.

Board Member Bunker asked to have the oversight committee look over groups that were not included and make sure the groups are balanced. President Bishop shared there are five representatives from the parent groups: DAC president, DELAC president, PTA Council president, elected member from B-LAC, and an elected member from parents of children with special needs.

C. Presentation of the Multilingual English Learner Master Plan

Executive Director of Language Development and Instruction Lalaine Perez presented on the Multilingual English Learner Master Plan. Additional presenters included Chula Vista Educators (CVE) President Rosi Martinez, Resource Teacher Reina Galvez, and Veterans Associate Principal Claudia Aldrete. The presentation included information on stakeholder input, and the four key principles: (1) assets-oriented and needs-responsive schools; (2) intellectual quality of instruction and meaningful access; (3) system conditions that support effectiveness; and (4) alignment and articulation within and across systems. Ms. Perez ended the presentation with a quote from Maritere Bellas, "Multilingualism promotes culture. A culturally diverse child is better prepared to participate and compete in a global society." Board Members thanked the presenters and asked questions that were answered by Ms. Perez and the other presenters.

D. Report on Results of California School Dashboard Local Indicators

Dr. Tessier presented on the Local Indicators and shared that the local indicators give all districts and county offices of education the ability to self-assess on specific criteria. Dr. Tessier listed the four indicators the District is responsible for: Priority 1, Appropriately Assigned Teachers, Access to Curriculum-Aligned Instructional Materials, and Safe, Clean and Functional School Facilities; Priority 2, Implementation of State Academic Standards; Priority 3, Parent Engagement; and Priority 6, School Climate. Dr. Tessier said the District met all priorities, shared the self-reflection and evaluation tools, and explained how the District made the "met" determination. Dr. Tessier answered questions and Board President Bishop thanked Dr. Tessier for the report.

10.B. COVID-19 Status Update

President Bishop allowed public comments on this item before the presentation.

Parent and Physician David McClaskey addressed the need to help protect kids. He asked what policies there are to address the current

UNADOPTED

increase in cases. He said virtual education should be increased for parents who are concerned.

CVE President Rosi Martinez shared the need for the best possible learning opportunities for students and best working conditions for staff. Concerns included masking not being enforced at sites, cleaning and disinfecting is not happening, extra custodial help is no longer at sites, and teachers having to ask for disinfecting supplies and do the cleaning themselves. Ms. Martinez asked Board members to take responsibility of students, staff, and the community at large and enforce the plan the District has laid out.

President Bishop said this item is more of a discussion item and asked Executive Director of Facilities Planning, Risk Management, and Legal Services Anthony Carlton to answer questions from the Board. Board Member Bunker asked to find out if the corrections can be made to the schools so kids can stay in school. Mr. Carlton shared part of the Injury and Illness Prevention Plan is for [staff] to first reach out to principal, if the principal is not listening then put the comments anonymous in Let's Talk or reach out to Dr. Stone or Mr. Carlton immediately so they are aware of the problem right away.

Clerk Tamayo said the Delta Variant is increasing and asked what the District is doing to mandate vaccines (per governor's position)? Mr. Carlton replied that Mr. Romero has reached out to CVE and CVCEO on the best way to jointly create messaging to staff regarding mandate on vaccination or weekly testing. Clerk Tamayo wants a plan to see if there are items not being followed, like wearing masks around children. He added hearing the District is low in supplies is concerning. Mr. Esquivel asked for the specific schools that need the supplies and added this should not be an issue. President Bishop asked that the District reach out to school principals and ask what supplies are needed and that distribution be immediate. Clerk Tamayo said it needs to be clear from the District office that wearing masks is mandatory, no exceptions rule and that we need to go above and beyond to protect the children. President Bishop received feedback from teachers and added that with Delta Variant it can exist in the nose and throat of someone who is vaccinated and asked that the requirement be tightened to say masks need to be on while on campus. If a person is eating or drinking, they may take off the mask. There was a discussion about requesting proof of vaccination and what the impact would be especially for large enrollment schools. Board Member Bunker said it is easiest and most effective to have everyone wear masks.

Clerk Tamayo said another concern brought to him was the Decision Tree and that it is too complex. He asked if there is a better way to create a Decision Tree that works in the District and does not allow a lot of the gray areas. Mr. Carlton shared there is a one-page slide that was presented to principals and is a simplification of a four-page

UNADOPTED

document [Decision Tree]. There was further discussion regarding different COVID scenarios and the Decision Tree.

Vice President Ugarte said safety of students is most important and asked about the work increase for nurses and health clerks. Mr. Carlton said the nurses and attendance health secretaries have been amazing in helping with this task and the portion of reporting to the County Health and Human Services Agency is done by centralized staff. Mr. Romero added they are in the process of recruiting additional contact tracers. After meeting with CVCEO, it was agreed to forgo the mandate to have substitutes replace permanent staff and allow substitutes to be had and acquired for interim needs. Mr. Esquivel added they contacted partners with the City of Chula Vista to provide additional staff for tracing and possibly for vaccinations and also Sharp Healthcare. The District is looking at different avenues not only internally, contractors and classified, but external support as well.

President Bishop asked about testing and said there was discussion about biweekly testing at school sites and that you had to opt in. She said as a parent, she has not seen anything. Mr. Carlton said they are trying to ramp up testing, but it had been difficult getting additional testers.

Clerk Tamayo said there was mention of cutting custodial staff from levels pre-pandemic. Mr. Esquivel said they are looking at adding additional custodial staff at all the school sites. Clerk Tamayo said the cleaning protocol needs to be continued. Regarding the nurses' office there was discussion of having a separate location to house students who have [COVID] symptoms so as not to be in the same room with other students. Mr. Carlton said he will confirm with all sites that there are isolation areas (separate from the health office). Clerk Tamayo asked about bringing back safety committees and to report in a Friday update. He asked that each site have a safety committee.

Vice President Ugarte said she want to make sure safety measures and guidelines are the same across the District and not left up to individual sites. The other concern is teachers and students who do not feel safe and are afraid to say anything for fear of retribution. She said if *Let's Talk* is used, the communications need to be read on a regular basis. President Bishop said there is very little difference from school to school in terms of a safety protocol. She said there needs to be strong centralized guidelines and would like to have a Town Hall with staff and teachers to make sure the guidelines are clear. She also asked about the specifics of PCR testing, manufacturer, and type. Mr. Carlton said he would get that information and President Bishop asked to have it posted on the website.

Regarding a concern for quicker drop-off at schools, President Bishop said there was a suggestion for staggering start times or locations.

UNADOPTED

Mr. Esquivel said there are specific start times for transportation routes.

President Bishop asked for an on-line check-in between teacher and students who are home for the 10 days. She also asked that students who line up for recess inside need to keep their masks on until they are outdoors.

President Bishop asked about the Virtual Academy and if it is full. As the number of COVID cases increases, more parents are asking about the Virtual Academy. Dr. Tessier shared the academy is full and as the need happens, they will hire more staff. Clerk Tamayo asked how the District is advertising that if there is a demand for the Virtual Academy the District would open more classrooms? Dr. Tessier said he usually receives communications through *Let's Talk* about the Virtual Academy and works with Mr. Morello.

Clerk Tamayo said it would be good for Mr. Morello to send parents a communication that the application window is still open.

Clerk Tamayo also asked about substitutes and COVID and the campaign. Mr. Romero said the District has had the lowest number of unfilled rates. He shared there are 400 site sub applicants and will encourage princpals to act quickly.

Clerk Tamayo asked that the Decision Tree be sent to the Board and shared at the next Board meeting and to staff. President Bishop asked that it be sent to parents

President Bishop shared she reviewed the COVID page on the website and the FAQs need to be updated, specifically Hybrid/In-Person. Mr. Carlton said he will take care of that and added he is so thankful for the healthcare workers and not deaf to the difficulties they face. He said decisions are not made in isolation. He asked for the parent community to support the District when decisions are made. Board members thanked Mr. Carlton.

4. COMMUNICATIONS TO THE BOARD OF EDUCATION

Communications to the Board

A. Chula Vista Classified Employees Organization

None.

B. Chula Vista Educators

President Rosi Martinez started by thanking and acknowledging Mr. Carlton and how much he is appreciated and valued for the tireless work he does. Regarding the Decision Tree, she asked that staff making decisions to send students home or not to send students home, have the appropriate training. Regarding modified quarantine there needs to be clarification for students still left on campus. The understanding is they are to be isolated from other students but that is

UNADOPTED

not what is happening in all situations. Safety has been a challenge with the opening of school and she was glad to hear there are so many applicants for the substitute situation. She spoke on the impact the shortage of subs has had on staff and the lack of preparations from the District. She thanked the Board for [approving] the campaign to attract more substitutes. She asked the Board to direct the District to include [CVE] voices to continue to advocate for students and for [CVE] members and their safety.

5. 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 must complete a "Request to Be Heard" card and submit it to the Recording Secretary before the start of the meeting. Speakers are requested to limit their remarks to three minutes. 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.

- Attendance/Health Specialist Barbara Poukkula regarding a request made at the June Board meeting to get full-time nurses at the schools.
- Community Member Rosalba Ponce regarding selection process of Board and Superintendent vacancies.
- Parent Maira Miranda regarding Decision Tree and PCR testing.
- Parent Sophia Canedo regarding concerns on COVID-19, safety, and communication.
- Parent Scott Andersen spoke to Dr. Escobedo, shared concerns on Board member vacancy, and superintendent search.
- Parent Jesse V. addressed concerns of other staff regarding Welcoming Schools curriculum and fear of losing jobs.
- Debra addressed the lack of communication around Welcoming Schools curriculum and conflicting information and spoke on COVID issues.
- Manny Rubio regarding the appointment process and rumors.
- Former Board Member Bertha Lopez regarding CABE's appreciation for Dr. Escobedo.
- Parent David Bame thanked Dr. Escobedo and addressed the selection process for new Board member and superintendent.
- Parent Jaqueline Gonzalez regarding Virtual Academy.
- Former Board Member Armando Farías regarding superintendent's departure.

UNADOPTED

President Bishop called a five-minute break and meeting reconvened at 9:55 PM.

Prior to approval of the consent calendar, President Bishop asked for a motion to extend the meeting for one more hour.

Motion: TAMAYO, Second: BUNKER, Vote: UNANIMOUS

6. 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.

Prior to approval of the Consent Calendar, President Bishop pulled Items 6.A., 6.J., and 6.N.

Motion: UGARTE, Second: BUNKER, Vote: UNANIMOUS

A. Adopt Board of Education Meeting Minutes: Special and Regular Meetings July 14, 2021, Special Meeting July 26, 2021, and Emergency Meeting August 4, 2021

President Bishop asked that the minutes of July 26 and August 4 reflect Francisco Tamayo as Clerk and Lucy Ugarte as Vice President.

Motion:,BUNKER, Second: TAMAYO, Vote: UNANIMOUS

B. Approve and/or Ratify Human Resources Items A Through L **2021-22.013**

C. Adopt Revised Schedule of Regular Board of Education Meetings for the Remainder of Calendar Year 2021

D. Adopt Resolution in Support of the Importance of Gun Safety and Safe Firearm Storage **2021-22.014**

E. Ratify Nonpublic, Nonsectarian Individual Services Agreement with The Institute for Effective Education for Student No. 306192 for the 2021-22 School Year

F. Approve the 2021-22 Consolidated Application

G. Approve Purchase Contract with QuaverEd, Inc. for District Licenses for the Period of August 12, 2021, Through June 30, 2022

H. Approve Agreement with Family Health Centers of San Diego for Mobile Medical Unit Services for the Period of September 1, 2021, Through June 30, 2022

UNADOPTED

I. Adopt Resolution of the Governing Board of the Chula Vista Elementary School District Requesting Temporary Transfer of Funds **2021-22.015**

J. Adopt and Approve Educational Specifications for Proposed Elementary School in Otay Ranch Village 2, Site 2 (School Site No. 48)

President Bishop asked for clarification on the following items:

Page 293: net unhoused students (3,796). Mr. Esquivel explained it is the difference between the projected seats available and students. It is part of the Educational Specifications that are needed to provide for new school funding.

Page 295: why food service staff are itinerant. Mr. Esquivel explained they are not itinerant in respect to permanency of individual staff. He added they are all District employees and it may be itinerant in that they move from one location to another at various times depending on the number of lunches/meals served. He added this is required by federal law as far as meals per labor hour and you cannot be overstaffed. The Federal government audits that.

Page 301: science instruction space and what kind of science-specific things would be within those spaces. Mr. Esquivel said it is similar to some of the innovation station labs included at Muraoka. It will depend on site principals and Instructional Services what area they will specify for that. It would be collaboration between principals and staff.

High indoor air quality and does that mean we start with MERV 13? Mr. Esquivel said yes, that would be the expectation the units would be built to support that in addition to outdoor activities.

Page 306: why is solar not listed on utilities. Mr. Esquivel said it will be and found it is more economical to put solar on the outside like ENGIE services, but it is also built-in infrastructure as far as the wiring.

Page 315: do the classrooms have windows that open. Mr. Esquivel said he will need to check on that specific room and location, but most do have windows that open.

Motion:, TAMAYO, Second: UGARTE, Vote: UNANIMOUS

K. Adopt Resolution Designating September 2021 as *National Preparedness Month* in the Chula Vista Elementary School District **2021-22.016**

L. Adopt Resolution Declaring September 2021 as *Attendance Awareness Month* in the Chula Vista Elementary School district **2021-22.017**

UNADOPTED

M. 1) Authorize Designated Personnel of the Chula Vista Elementary School District to Execute Documents on Behalf of the District for Fiscal Year 2021-22; and

(2) Adopt Resolutions Authorizing Designated Agents of the Chula Vista Elementary School District to Act on Behalf of the District for Fiscal Year 2021-22

2021-22.018 – 2021-22.024

N. Ratify Memorandum of Understanding with the City of Chula Vista for School Resource Officer Services for the 2021-22 School Year

President Bishop asked for a definition of proactive intervention services. Dr. Tessier responded all the SROs get training set by the California Commission on Peace Officer Standards and training. They also get additional training on many different de-escalation strategies they learn through additional trainings.

Item 11: why do SROs attend parent conferences. Dr. Tessier responded SROs might attend at the request of a teacher, a concern there might be an aggressive parent and the teacher asks for support, a parent might ask due to a custody issue, or a situation where a parent is in a battered women's shelter and is asking for support.

Item 18: President Bishop asked why LGBTQ is not listed? Mr. Esquivel said it can be reflected.

President Bishop shared her concern with the amount being paid and the increases over the years. During 2020-21 there were no students in schools for most of the year and there was a $61,000 raise. There was a total raise of $119,000 over three years and amounts to a 29% raise. President Bishop requested there be a request in the MOU to have a public presentation regarding price increases on the cost of the program each year when they renew the MOU.

Vice President Ugarte agreed the public should know how the money is being spent. In times of budget cuts, there needs to be a clear understanding of why this money is more important. She also said there should be a presentation for the public.

Clerk Tamayo added part of the increase went to additional services for homelessness and just that costs are going up in general. He agreed to an annual review of why costs are going up.

There was further discussion regarding not having the SROs bring their guns on campus, uniform options, and an annual report on the demographics of the children the SROs interact with.

Clerk Tamayo made a motion to approve the MOU with the City of Chula Vista for School Resource Officer Services for the 2021-22 school year with modifications as follows: requesting the School Resource Officers wear more casual uniforms; the data for demographics be kept on every interaction, and for an annual public presentation about the program including price increases.

UNADOPTED

Motion: TAMAYO, Second: UGARTE, Vote: UNANIMOUS

O. Approve Award of Bid No. 21/22-2 for Replacement Air Purification Filters to Fisher Scientific, LLC, for the Period of August 12, 2021, through August 11, 2022

P. Ratify Purchase Orders, Warrants, and Checks Written/Issued Through July 30, 2021 **2021-22.025**

Q. Approve and/or Ratify Inservice/Travel Requests **2021-22.026**

7. 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 before the start of the meeting. Speakers are requested to limit their remarks to three minutes. 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 Establishment of Community Facilities District No. 21, Levy of Special Taxes, and Related Matters; and

(2) Adopt Resolution of the Board of Education of the Chula Vista Elementary School District Continuing the Public Hearing Regarding Establishment of Community Facilities District No. 21, Levy of Special Taxes, and Related Matters **2021-22.027**

President Bishop opened the public hearing and asked if there were any comments. No comments were received for this item. Mr. Esquivel said during its meeting on June 16, 2021, the Board adopted the resolution stating the intent to form CFD No. 21 the property over Village 8 West in Otay Ranch Development; and another resolution stating the intent that CFD No. 21 shall be authorized to incur bonded indebtedness in an amount not to exceed $60,000,000.00. He went on to explain the purpose of CFD No. 21 will be to provide special tax funding for school facilities as needed as a result of the development in Village 8 West. Such funding can be used directly to pay costs of school facilities or can be used to finance costs of school facilities by the issuance of bonds or other securities. The District's typical past practice has been to use special taxes to pay for debt on the certificates

UNADOPTED

of participation. Mr. Esquivel said on July 14 the Board approved CFD No. 21 Mitigation Agreement with developer. Although the District initially intended the Board to take additional steps at this meeting to form CFD No. 21 the District determined additional time was necessary to coordinate and conduct the election of the owners within CFD No. 21. The District recommended the Public Hearing be continued to the next Board meeting on September 15, 2021 through adoption by the Board of a resolution of continuance. Since the Public Hearing will resume at the September 15 Board meeting the Board did not close the meeting. Also, because the Public Hearing was called for the August 11 meeting the Board should provide the opportunity for testimony prior to adopting the resolution for continuance. President Bishop asked Board members if they had any questions for Mr. Esquivel regarding the need for continuance and she also asked if there were any speakers present who wished to speak on support of or opposition to the establishment of CFD No.21. There were no speakers. A motion was made to approve the continuance of the Public Hearing to the September 15 Board meeting.

Motion:, TAMAYO, Second: BUNKER, Vote: UNANIMOUS

B. (1) Conduct Public Hearing;

(2) Accept Public Comments by the Chula Vista Elementary School District Regarding the Investigation Results of the Preliminary Environmental Assessment for Millenia Lot 16 School Site, Parcel Number 643-060-36;

(3) Forward All Public Comments Received on the Preliminary Environmental Assessment for Millenia Lot 16 School Site to the Department of Toxic Substances Control for Consideration; and

(4) Request a No Further Action Determination on the Preliminary Environmental Assessment for Millenia Lot 16 School Site from the Department of Toxic Substances Control

President Bishop asked if there were any speakers and there were none for this item. She opened the public hearing. Mr. Esquivel said the District anticipates a future school in the Millenia Otay Ranch development area and asked for a preliminary environmental assessment in order to receive approval from the California Department of Education. The preliminary environmental assessment has been completed and the assessment states there is no further action needed and as a result the information from the environmental assessment can be forwarded to the California Department of Education.

President Bishop closed the public hearing.

Motion: BUNKER, Second: UGARTE, Vote: UNANIMOUS

UNADOPTED

8. ADMINISTRATIVE ACTION ITEMS

Administrative Action Items

A. (1) Review of the 2021-22 State Budget; and

Interim Executive Director of Finance Theresa Villanueva reviewed changes in the 2021-22 state budget since the May revise. Changes shared included the Local Control Funding Formula Concentration Grant portion increase from 50% to 65% amounting to a $1.1 million revenue increase; Special Education Revenue includes a 4.05% cost of living adjustment amounting to a $2.2 million revenue increase; and school employer unemployment rate went from 1.23% to .50% resulting in a $924,000 expenditure decrease. The $1.1 million revenue increase will be part of the Local Control and Accountability Plan annual update that will be presented to the Board by February 28, 2022. Ms. Villanueva provided a summary of the 2021-22 one-time state budget restricted funding, an update on the enrollment and the estimated Local Control Funding Formula revenue loss due to Average Daily Attendance loss; revised budget multiyear Average Daily Attendance projections; 2021-22 General Fund budget summary; 2021-22 General Fund proposed budget for unrestricted and restricted allocation; multiyear projection through 2023-24; revised budget through 2023-24; multiyear assumptions for 2021-22, and items the District is watching. Ms. Villanueva answered questions from the Board.

(2) Approve Revisions to the 2021-22 District Adopted Budget **2021-22.028**

Motion: BUNKER, Second: TAMAYO, Vote: UNANIMOUS

B. (1) Approve Renewal of Two-Year Terms for Members of the Chula Vista Elementary School District Independent Citizens Oversight Committee;

Mr. Esquivel said there are two actions. One is to renew six of the members to serve another two years on the Independent Citizens Oversight Committee and he named the candidates:

- Jolyn DePriest – Business community.
- Jason Hurtado-Prater – At-large representative.
- Martha Juarez – Parent active in School Site Council.
- Nancy Kerwin – Senior Citizens Organization.
- Benjamin Lien – Parent active in PTA.
- Gloria McKearney – San Diego County Taxpayers Association.

Motion: BUNKER, Second: BISHOP, Vote: UNANIMOUS

UNADOPTED

(2) Appoint New Members to the Chula Vista Elementary School District Independent Citizens Oversight Committee

Board Members received a packet of information regarding ICOC applicants and Mr. Esquivel provided instruction on the vote. President Bishop asked to have reflected in the minutes that Heather Rubio was present to speak and was not able to stay. Before voting, Board Members asked questions that were answered by Mr. Esquivel.

After the vote was tallied, President Bishop read the names of the new members appointed to the Chula Vista Elementary School District Independent Citizens Oversight Committee:

- Diane Deugan
- Heather Rubio
- Laurence J. Strong
- Minnie Tandy

Motion: BUNKER, Second: BISHOP, Vote: UNANIMOUS

9. FIRST AND SECOND READINGS, BOARD POLICIES, ADMINISTRATIVE REGULATIONS, AND BOARD BYLAWS *First and Second Readings*

A. First Reading: Proposed Revisions to Administrative Regulation 6174, Instruction, Education for English Learners

President Bishop introduced Dr. Tessier who shared the first proposed revision to Administrative Regulation 6174 had to do with the reclassification/redesignation of English Learners to fluent English proficient. The only modification was changing the kindergarten and first grade Local Measure reading proficiency to Smarty Ants - met/exceeded.
Dr. Tessier answered questions from the Board. President Bishop said this was an information item and no action required. Dr. Tessier added the Board did have the option of a first reading to approve or a first reading and bring it back as a second reading for approval. President Bishop asked for a motion to approve.

Motion: TAMAYO, Second: BUNKER, Vote: UNANIMOUS

B. First Reading/Revise: Proposed Revisions to Board Policy and Administrative Regulation 6158, Instruction, Independent Study Program

Dr. Tessier said the proposed revision was a first read and an approval in order to be in compliance with the most recent law under AB [Assembly Bill] 130, Independent Study. He added the Board

UNADOPTED

approved the first revision of this Board Policy to comply with current law back on May 19 and now the Board Policy has been updated and revised to comply with current law.

Dr. Escobedo pointed out the time [11 P.M.], and that the meeting needed to be extended. There was a motion to extend the time for an additional 30 minutes.

Motion: TAMAYO, Second: UGARTE, Vote: UNANIMOUS

Dr. Tessier answered questions from the Board regarding the Virtual Academy, independent study, and VAPA [Visual and Performing Arts] and PE [Physical Education] for the Virtual Academy.

Motion: BUNKER, Second: UGARTE, Vote: UNANIMOUS

10. GENERAL INFORMATION ITEMS/REPORTS

Information Items/Reports

A. Report Calendar to Board of Education

None.

11. BOARD COMMUNICATIONS

Board Communications

Ms. Bishop:

- Congratulated Dr. Escobedo.
- Thanked and gave a shout out to all the people who make the District move - everyone working together as a team. She added we are all partners in this and we will get to the other side.
- Honored to be at Camarena on the first day of school with Dr. Escobedo, [CVE President] Rosi Martinez, Assemblymember Akilah Weber, and State Superintendent of Public Instruction Tony Thurmond. She said it was an exciting moment for her and she had the opportunity to speak with Dr. Thurmond regarding IEPs and the Virtual Academy. Dr. Thurmond gave her some names of people to get in touch with and is in the process of following up regarding the challenges of parents with special needs children participating in virtual learning and keeping their kids safe.
- Thanked everyone for their patience with her as she continues to learn her new job.

Mrs Bunker:

- Congratulated Dr. Escobedo and welcomed him to the [retirement] club and thanked him for all he has done.

Ms. Ugarte:

- Echoed Trustee Bunker and congratulated Dr. Escobedo and hopes he will have a great new chapter on his journey.

UNADOPTED

- Acknowleged the hard-working staff in opening schools and the enthusiasm of the students for going back to learning. She added classified and certificated staff are doing an amazing job under the tremendously pressured circumstances.

Mr. Esquivel:

- Thanked all the students and families for coming back to school in person.
- Thanked all the staff at school sites for all the work they are doing.
- Thanked all the staff at the District Office for the long hours and the team effort on the part of everyone.
- Thanked Dr. Escobedo for all the support he has provided to employees and families and that he is a great role model for everyone and wished him well in retirement.

12. SUPERINTENDENT'S COMMUNICATION

Superintendent's Communication

Dr. Escobedo:

- Shared the importance of keeping focused in spite of challenges.
- Maintain the fiscal health for the organization.
- Said the District Office [staff] are running on fumes and there needs to be support for each other, be empathetic.
- Have great expectations and high hopes and be united with grace. He added this District is precious with great people and the future can be very bright.
- Thankful for the privilege of being a part of this school district, for seeing students flourish through VAPA [Visual and Performing Arts], Innovation Stations, professional development, and dual language programs. He added it has been a work of love and he leaves with a smile and a tear. He ended with do well, do good, be great.

13. CLOSED SESSION

Closed Session

President Bishop adjourned to closed session at 11:15 P.M. in accordance with the following:

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

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 202104993 for Student No. 952814

UNADOPTED

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings, Case No. 2021050213 for Student No. 304184

14. RECONVENE TO OPEN SESSION *Open Session*

President Bishop reconvened to open session at 11:25 P.M. with all Board Members present.

Vice President Ugarte announced that in closed session, the Board:

Approved a settlement agreement in Office of Administrative Hearings, Case No. 202104993 for Student No. 952814

Motion: BUNKER, Second: BISHOP
Vote: Ayes: BISHOP, BUNKER, TAMAYO, UGARTE
Noes: NONE, Abstain: NONE

Approved a settlement agreement in Office of Administrative Hearings, Case No. 2021050213 for Student No. 304184

Motion: TAMAYO, Second: BUNKER
Vote: Ayes: BISHOP, BUNKER, TAMAYO, UGARTE
Noes: NONE, Abstain: NONE

15. ADJOURNMENT *Adjournment*

President Bishop adjourned the meeting at 11:27 P.M.
Motion: TAMAYO, Second: BISHOP, Vote: UNANIMOUS

_____
Oscar Esquivel, Interim Secretary

_____
Francisco Tamayo, Clerk

THE NEXT REGULAR MEETING OF THE BOARD OF EDUCATION OF THE CHULA VISTA ELEMENTARY SCHOOL DISTRICT IS SCHEDULED ON WEDNESDAY, SEPTEMBER 15, 2021, AT 6 P.M.

UNADOPTED

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

Special Meeting
August 25, 2021
5 P.M.
Dr. Lowell J. Billings Board Room, Education Service and Support Service
Streamed Online

UNADOPTED

ORDER OF BUSINESS

1. OPENING PROCEDURES *Opening Procedures*

A. Call to Order

President Bishop called the meeting to order at 5:08 P.M.

B. Roll Call
Members Present:
Ms. Kate Bishop, President
Ms. Lucy Ugarte, Vice President
Mr. Francisco Tamayo, Clerk
Mrs. Leslie Ray Bunker, Member

Members Absent:
None.

Others Present:
Mr. Oscar Esquivel, Interim Superintendent
Dr. Matthew Tessier, Asst. Supt., Instructional Services
Mr. Jason Romero, Asst. Supt., Human Resources
Mrs. Theresa Villanueva, Executive Director of Fiscal Services
Mr. Anthony Millican, Director, Communications and Community Development
Mrs. Mayela Couturier, Translator/Interpreter
Mrs. Nancy Teahan, Asst. to the Supt. and Board of Education
Mrs. Araceli Vargas, Administrative Assistant II

C. Pledge of Allegiance

Vice President Ugarte led the Pledge of Allegiance.

2. APPROVE AGENDA (Action) *Approve Agenda*

Motion: UGARTE, Second: TAMAYO, Vote: UNANIMOUS

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

Presentations/ Awards

A. Presentation on the Outcome of Thoughtexchange Stakeholder Input for Board Member Vacancy

Mr. Romero presented on the Thoughtexchange process and reviewed what Thoughtexchange is, shared the breakdown of participation, word cloud, thoughts: integrity, transparency, interest, decisions, and Sweetwater, and answered questions. President Bishop clarified the input from Thoughtexchange was used to shape the questions for the interview process and Mr. Romero confirmed.

4. ORAL COMMUNICATIONS

Oral Communications

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 three minutes (approximately 390 words). 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.

Due to the number of requests for oral communications, President Bishop allowed one minute per person.

- David Bame spoke on Thoughtexchange results.
- Rosi Martinez spoke on Thoughtexchange results.
- David Bame continued his comments on Thoughtexchange results.
- Karen Clay spoke in support of Logan Mabe.
- Luisa Rosenfeld spoke on behalf of the community regarding the Board of Education failing to represent the community.
- Priscilla Miller-Rames was called but she was not present.
- Samantha Jimenez spoke in support of Robert Cochran (Cristina Flores was present at the podium but did not speak).
- Sharon Quinn spoke in support of Robert Cochran.
- Barbara Poukkula spoke in support of Robert Cochran.
- Heather Rivera spoke in support of Robert Cochran.
- Brian Clapper spoke in support of Bertha Lopez.
- Mike Clowers spoke in support of Robert Cochran.
- Barbara Todd spoke in support of Doug Wolf.
- Manny Rubio spoke on concerns about the Board members.

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- Mike Diaz spoke in support of Logan Mabe. Mr. Diaz also suggested to the Board to give the community the three minutes to speak because the Board should be interested in hearing what the people have to say.
- Alex Gonzales spoke in support of Logan Mabe.
- Maira M. spoke on concerns regarding political agendas.
- Laura Loza spoke on virtual learning, return to school in person, unions, and Cesar Fernandez as next Board member.
- Liz Howeth spoke in support of Robert Cochran.
- Dana Erickson spoke in support of Robert Cochran.
- Jannette Colada-Tacto spoke in support of Bertha Lopez.
- Sophia C. spoke regarding the new Board member and that the person should be diverse and listen to the community, put students first and not agendas and political thoughts. Let people vote and select and let voices be heard.
- Lilia Rodriguez spoke on the Thoughtexchange survey. She also spoke about the qualities CVE members want in a new Board member.
- David Bame thanked administration and some school sites (including his) for doing everything possible to make the horrible situation [COVID-19] bearable. He also shared how the testing at the District had been smooth, effective, welcoming and friendly, and reassuring to small children and that this was in stark contrast to other neighboring districts, including one his son attends.
- Christina G. spoke in support of not having children wear masks at school and that they do not prevent illness.
- Ruby W. spoke on the amount of paperwork and how that has put a lot of extra work on nurses, secretaries, and administration in addition to their regular job. Schools are short-handed.
- Rosi Martinez addressed safety on campuses and asked to bring back the safety committees that have been dismantled. Members do not feel safe.
- Daniza Martinez asked that students not be required to wear masks at school.
- Mike Rodriguez said the number one killer of COVID-19 is obesity and asked why the schools give junk food for lunch and why they are not setting them up for success.
- Scott Anderson spoke on the findings of a CDC [Centers for Disease Control] study on children and masks and said there is no significant difference with masks or no masks. He ended saying, let them breathe and let us live.
- Rosi Rodriguez addressed nutrition and fitness, the obesity rate of children, and healthy school lunches for kids.
- David Bame shared his support for the phone-in option and how it would be valuable for those who are not able to be at the meetings. He also added that to interview 12 candidates and make a decision, he suggested the Board think it through, have another meeting, and get additional input from parents, teachers, staff, and the community via the phone-in option.

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5. ADMINISTRATIVE ACTION ITEMS

Administrative Action Items

A. (1) Conduct Interviews of Candidates for Appointment to Board Vacancy (Seat 5);

Prior to the interviews, President Bishop reviewed the process for the interviews, the scoring process and that the Board would pick a minimum of three and a maximum of five candidates to rank. On the recommendation of President Bishop, each Board member shared which of the applicants they knew, if any, for transparency. A total of 12 candidates were interviewed. Each applicant gave a one-minute introduction, had a fifteen-minute question and answer period, and ended with a one-minute closing statement. After the interviews, President Bishop announced a break at 9:10 P.M. and the meeting reconvened at 9:23 P.M. President Bishop reviewed the scoring process and Mr. Esquivel reported the rankings. The Board agreed to move forward the top four: Cesar Fernandez, Jennifer Fuentecilla, Jaqueline Gonzalez, and Tiffany Gonzalez. The Board discussed the qualities they liked about each of the four candidates and had two candidates in a tie as their top candidates. President Bishop said that in the event of a tie, the tie breaker will be the raw score based on rubrics. President Bishop asked Mr. Esquivel to read the raw score totals for Cesar Fernandez and Jennifer Fuentecilla. Mr. Esquivel said the raw score for Cesar Fernandez is 177 and the raw score for Jennifer Fuentecilla is 163. President Bishop explained because of the system that was established that was the tie breaker and they will bring Cesar Fernandez to the Board. Pending background check [of the newly appointed Board member], she thanked the Board Appointment Oversight committee for their work and discharged the committee. Mr. Esquivel informed the public within 10 days after the appointment of the Board member there will be a posting of a Public Notice in a local newspaper and three places within the school district in accordance with Education Code 5092.

(2) Select New Board Member; and

Clerk Tamayo moved to appoint Mr. Cesar Fernandez to the Board of Education.

Motion: TAMAYO, Second: UGARTE, Vote: UNANIMOUS

(3) Administer Oath of Office to New Board Member

President Bishop administered the Oath of Office to new Board Member Cesar Fernandez.

B. Approve Changes to Injury and Illness Prevention Program, COVID-19 Prevention Plan and District Guidance to Staff, Students, Parents/Guardians and Community Regarding COVID-19

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Mask Wearing: Board Member Bunker asked to include "weather permitting" to the end of the statement that reads, "when students may remove their masks only to play at recess and to eat, both of which happen outdoors" [add weather permitting]. It was clarified that all campuses includes the District Office. Board Member Bunker said since the District Office has had very few to no cases and there are no children, staff should have a choice about wearing masks. Clerk Tamayo said it should still be mandatory to wear masks until everyone is vaccinated, adding it is best to overprotect then having to solve something that could have been prevented. He added that until everyone is vaccinated and there is different guidance from the California Public Health, masks should be worn. Vice President Ugarte said it is good policy to be consistent across the District. Clerk Fernandez agreed that the policy should be consistent across the District and the District Office should be modeling good masking behavior for students. President Bishop agreed that modeling is a major issue and that we are a forward-facing entity and face the public and want to demonstrate to the public the proper behaviors.

Safety Committees: Board Member Fernandez agreed it is a fantastic idea to form a committee with all stakeholders. Clerk Tamayo said he supports the committees and that the expectations should be standard policy across the District. He added that when there is new guidance from the CDC [Centers for Disease Control] and California [Department of] Public Health the committee will reconvene to see what changes need to be applied to the policy. Vice President Ugarte asked Mr. Esquivel to include, as part of the principals' meetings, that the committees take seriously the consistent procedures and policies with regard to the committee. Mr. Esquivel said safety is always a top priority and Mr. Carlton and the Risk Management staff will assure the guidance provided from CDC [Centers for Disease Control], California Department of Public Health, and the County of San Diego Public Health is followed. President Bishop summarized discussion about the committees and safety changes to COVID-19 procedures. Site level committees will report to the Board when they want to make major policy changes and the Board will implement changes as necessary. If there are significant changes to be made, it may be necessary to warrant an emergency Board meeting.

Weekly COVID-19 Update: Board members agreed to a weekly update with simple, bulleted information, including current District case numbers (including the last reporting date for those numbers) as well as any changes made in COVID-19 guidelines that week. It will be sent directly to stakeholders including, but not limited to, staff and parents/guardians via email and School Messenger and published on the District website in an easily accessible location. President Bishop said this is for better

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communication and to ensure uniformity across the District. Board members agreed to the language as written in the agenda item.

Option of virtual attendance at staff meetings: President Bishop said this was a request on behalf of Chula Vista Educators. There were concerns people were being packed into rooms and not feeling safe. This would give an option of virtual attendance if rooms could not accommodate the number of staff with minimum three feet distance between attendees. There was discussion if these provisions applied during COVID-19 only. Mr. Carlton clarified the COVID-19 Prevention Plan (CPP) is a component of the Injury and Illness Prevention Plan, a mandate under law at all times. If the Board agreed to these changes to the COVID-19 Prevention Plan they would sunset with the COVID-19 Prevention Plan. Board Member Bunker added the virtual attendance should be looked at for future after COVID. Clerk Tamayo asked to confirm that virtual staff meetings are possible at the schools and Dr. Tessier confirmed they are possible and sites can use a Teams link.

President Bishop shared a situation from a stakeholder regarding an unvaccinated colleague who had contracted COVID-19 and tested positive on Monday [August 23] and returned to campus today [August 25] because a negative test is not required in order to return to school. She asked that an adjustment be made that a negative test be required to return to school. Mr. Carlton explained the rules under CDC [Centers for Disease Control] guidelines, timelines, and contact tracing.

President Bishop asked for a motion to approve changes to Injury and Illness Prevention Program, COVID-19 Prevention Plan and District guidance to staff, students, parents/guardians and community regarding COVID-19.

Motion: BUNKER, Second: FERNANDEZ, Vote: UNANIMOUS

Due to the time, President Bishop asked to extend the meeting for an hour. After discussion, Vice President Ugarte made a motion to extend the meeting by 30 minutes to 11 P.M., second by Clerk Tamayo. Vote was unanimous.

C. Approve Phone-In Option for Persons Requesting to Address the Board of Education at Properly Noticed Board Meetings

President Bishop said she does not want to make people come to meetings in person during COVID in order to participate. She said people watching from home are being blocked from the process by not being able to share their thoughts during oral communications. Board members discussed their thoughts and concerns with the phone-in option, and they all agreed people should attend in person to address the Board. President Bishop shared her reasons for wanting the phone-in option for those people who just cannot attend in person adding their voice needs to be heard, too. President Bishop made a motion to

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approve phone-in option for persons requesting to address the Board of Education at properly noticed Board meetings.

Motion: BISHOP, Second: UGARTE

Vote: Ayes: BISHOP, UGARTE
Noes: BUNKER, FERNANDEZ, TAMAYO

6. BOARD COMMUNICATIONS

Board Communications

Ms. Bishop:

- Welcomed everyone.
- Said it is nice to have a full set of Board members again.
- Addressed Mr. Romero regarding the timeline for the new Superintendent and creating the Oversight Committee. President Bishop asked who from the Board would like to serve on the Oversight Committee. Board Member Bunker and Clerk Tamayo volunteered. President Bishop asked Mr. Romero to reach out to the different groups who are supposed to put forth their representatives so the official committee will be in place by the next Board meeting [September 15]. She said the Oversight committee can start sending out the Thoughtexchange. She asked that the Thoughtexchange go out in many different ways to all the stakeholders and not in a paragraph form. She requested to use a bulleted list graphic and be able to use a QR code to go directly to it or BitLy. She added the less click-throughs the better and the more graphics and simple the better. Mr. Romero said there were multiple ways to do that. President Bishop said all stakeholders need to have a voice in this. Her goal is to get the number one amount of feedback ever with this Thoughtexchange.
- Asked about substitutes and said there were 400 that had applied as site subs. Mr. Romero said they had not filled all the site sub positions and there were still 14 spots to fill and 46 have been filled. The San Diego County Office of Education is experiencing a two-and-a-half-week turnaround compared to their normal 48-hour turnaround. Fill rates are at the best they have had all year but still room to grow. Mr. Romero said five contact tracers had been hired so that will help relieve some of the office stress.
- Asked Mr. Esquivel about combo classes and said campuses with two additional combo classes will feel like a lot and K/1 combo classes are a problem because of the huge distinction between kids who have never been in TK [Transitional Kindergarten] or Kindergarten and have to learn basic Kindergarten skills versus the first-graders ready to move on and learn things. She asked to break those up as much as possible.
- Encouraged people to participate in her office hours and thanked everyone for their feedback over the last month.

Mrs. Bunker:

- Welcomed Mr. Fernandez to the Board and looks forward to working with him.

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- Thanked all those who were still hanging in there and that it had been a long night. She said it was valuable and saw a lot of people interested in working in the District.

Mr. Fernandez:

- Appreciates the Board seeing the value that he, as a parent educator, brings to the table. He is excited and looks forward to getting out to campuses to meet staff and talk to parents to get input. He said he is super honored to be here.

Mr. Tamayo:

- Thanked Ms. Brown and Ms. Gonzalez for their great presentations and all the work they do in the communities. He looks forward to seeing them one day at the dais and he sees the value both of them could bring to the District.

Ms. Ugarte:

- Said it was a great problem to have such awesome candidates. She said she felt like she got to know everyone and knows them better. She looks forward to working with them one day on the dais.
- Welcomed Mr. Fernandez to the Board.

7. INTERIM SUPERINTENDENT'S COMMUNICATION

Interim Supt.'s Communication

Mr. Esquivel:

- Welcomed Mr. Fernandez to the Board and said he would get him an orientation packet.
- Thanked all the applicants who spent time preparing their application and came and answered questions from the Board. A lot of dedicated community members interested in wanting to serve on the Board.
- Thanked staff for staying late and putting everything together.

Board Member Bunker suggested a Board training since there are three new Board members. She suggested CSBA's Masters and Governance class.

8. ADJOURNMENT

Adjournment

President Bishop adjourned the meeting at 10:45 P.M.
Motion: UGARTE, Second: FERNANDEZ, Vote: UNANIMOUS

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Oscar Esquivel, Interim Secretary

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Francisco Tamayo, Clerk

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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

SPECIAL MEETING
September 8, 2021
5 P.M.
Dr. Lowell J. Billings Board Room, Education Service and Support Service
Streamed Online

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ORDER OF BUSINESS

1. OPENING PROCEDURES

Opening Procedures

A. Call to Order

President Bishop called the meeting to order at 5:03 P.M.

B. Roll Call
Members Present:
Ms. Kate Bishop, President
Ms. Lucy Ugarte, Vice President
Mr. Francisco Tamayo, Clerk
Mrs. Leslie Ray Bunker, Member
Mr. Cesar Fernandez, Member

Members Absent:
None

Others Present:
Mr. Oscar Esquivel, Interim Superintendent
Dr. Matthew Tessier, Asst. Supt., Instructional Services
Mr. Jason Romero, Asst. Supt., Human Resources
Mrs. Theresa Villanueva, Executive Director of Fiscal Services
Mr. Anthony Millican, Director, Communications and Community Development
Mrs. Mayela Couturier, Translator/Interpreter
Mrs. Nancy Teahan, Asst. to the Supt. and Board of Education
Mrs. Araceli Vargas, Administrative Assistant II

C. Pledge of Allegiance

Board Member Cesar Fernandez led the Pledge of Allegiance.

Following the Pledge of Allegiance, President Bishop requested a moment of silence for the fallen soldiers in Afghanistan.

2. APPROVE AGENDA (Action) *Approve Agenda*

Motion: FERNANDEZ, Second: BUNKER, Vote: UNANIMOUS

3. ORAL COMMUNICATIONS *Oral Communications*

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 three minutes (approximately 390 words). 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.

Due to the number of requests for oral communications, President Bishop allowed one minute per person.

- Matthew Baker (DAC Chairperson) spoke on Search Committee and expressed concern that no one has reached out regarding a representative. Mr. Baker also addressed the expansion of the Search Committee.
- Ashley Barba spoke on Search Committee and to make sure parents are heard and have a voice in the superintendent selection.
- Lisandra Cazares de Gomez spoke on the Search Committee selection and thanked the Board for giving her the opportunity to be on the Search Committee and represent CVE and parents. She also addressed Thoughtexchange and requested for future to send during contract hours so there is time to complete within contract hours.
- Michelle Kholer spoke on the Search Committee and asked that teacher voices and diversity of teaching positions be represented, she addressed the petition to recall Board Member Cesar Fernandez, and suggested changes to the new weekly COVID email to include cumulative cases as well as new cases for the week and positivity rates from the Districtwide testing for both students and staff.
- Laura Loza voiced support for parent voices be heard in the superintendent selection committee, thanked Board Member Bunker for her transparency in the selection of Seat 5 Board member and disclosing she knew one of the members, and asked why financial contributions were not disclosed at the last meeting. She encouraged Board Member Fernandez to step down to save the District money in a recall election

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and predicts Eduardo Reyes will be selected as the next superintendent.

- David Bame appreciated the moment of silence and pointed out one of the Afghans killed was an educator and to keep that in mind with tonight's discussion. He offered thoughts on qualities to consider [for new superintendent] to include leadership, management skills, intellectual skills, academic skills, expertise, communication skills, interpersonal skills, and diversity. He advised to worry less about numbers of representatives and more on a team to work together.
- Bertha Lopez spoke on the process of the selection of a superintendent and asked why the Board did not hire a firm to do the work so as not to be open to criticism.
- Joe Loza passed his turn to address the Board.
- Rosi Martinez said on behalf of CVE they see parents as their partners and they cannot do their job without them. She added it is troubling to see CVE members who work closest with students and are dedicated to advocate for them being silenced. She reminded the Board of the CVE positions who are responsible to serve the students in different capacities. She read the job titles of CVE members and said they are all dedicated to students. CVE did not have a voice in the Board member input in the Thoughtexchange process and they expect to have a voice in the qualifications needed in a leader. Ms. Martinez ended by saying students are successful because they have successful teachers.

President Bishop gave people who wanted to speak on Agenda Item 5.A. the opportunity to do so:

- Rosy Rodriguez said the selection of the new Board member was disappointing because the voice of the people fell on deaf ears. She reminded everyone the number one reason we are all here is for the children.
- David Bame said it is a good thing how we can address the Board and still talk with each other and about each other in a relatively constructive way. He addressed drawing out interests of the community. He also suggested the people in the selection committee be notified as soon as possible to ease the burden of the Board. He emphasized priorities start with kids, families, parents, and kids without families. He ended saying to take the time to do it right and not secretly.

4. ADMINISTRATIVE ACTION ITEMS

Administrative Action

A. Approve Additional Members to Superintendent Search Committee

President Bishop acknowledged Interim Superintendent Mr. Esquivel who shared that a request was made to approve additional members to the Search Committee. Each Board member discussed their thoughts on the additional members to be added to the committee. The following motions were made:

Clerk Tamayo made a motion to equalize the number of parents to teachers.

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Motion: TAMAYO, Second: UGARTE

Vote: Ayes: BUNKER, FERNANDEZ, TAMAYO, UGARTE
Noes: BISHOP, Abstain: NONE

Board Member Bunker made a motion to add a DI [Dual Immersion] parent, GATE [Gifted and Talented Education] parent, and an active military family representative.

Motion: BUNKER, Second: BISHOP, Vote: UNANIMOUS

Board Member Fernandez made a motion to have representation from each YMCA and South Bay Community Services.

Motion: FERNANDEZ, Second: UGARTE, Vote: UNANIMOUS

Clerk Tamayo made a motion to add a member of the Southwestern Community College School Board.

There was discussion about the connection between the District and Southwestern Community College. Assistant Superintendent Dr. Tessier explained the College for Kids program offered to students [summer program for grades 4-9 students] and the monthly Chamber of Commerce Education Committee meetings that includes superintendents of surrounding school districts, but said there is not a formal longstanding relationship between the District and Southwestern College.

Motion: TAMAYO, Second: FERNANDEZ

Vote: Ayes: NONE.
Noes: BISHOP, BUNKER, FERNANDEZ, TAMAYO, UGARTE
Abstain: NONE

The Superintendent Search Committee will be comprised of the following members: three CVCEO members; eight CVE members; one Principal; one District Office staff member; eight Parents; one YMCA representative; and one South Bay Community Services representative. Assistant Superintendent Mr. Romero clarified a total of 23 and President Bishop confirmed.

5. GENERAL INFORMATION ITEMS/REPORTS

Information Items/Reports

A. Gather Input from Board of Education on the Board's Goals and Priorities for Hiring a Superintendent

Assistant Superintendent Mr. Romero explained the goal of the Search Committee being to respond to the Board's direction. He added the critical role is to provide the Board with a very tough decision. The Oversight Committee was tasked to come to the Board and get their perspective on what their priorities are for the next superintendent.

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Each Board Member shared what qualities they would like to see in the next superintendent.

Board Member Fernandez: priorities should include a history of proven leadership in a district as large and diverse as this district. He added that by diversity someone who has experience with a side that has more resources than another side; experience in a district that has a similar student population meaning Special Education, ELs [English Learners], experience coming up with solutions for those students. Fiscal responsibility and student-centered, someone who holds a vision of equity, academic rigor, and innovation. Someone who has school site experience and multilingual, and approachable. Experience working with different labor groups.

Board Member Bunker: someone who has experience as a superintendent. She is not opposed to someone who is not a superintendent, but her first choice would be someone who has the experience. Collaboration – recognizing the importance of different relationships, partnerships, shared leadership, interdependence between sites and district and understands and will continue or improve on these. She also said communication – someone who is good at communicating and an active listener.

Clerk Tamayo: member of Cabinet or superintendent of a similar size district, proven leadership supporting EL students. Proven record of an active community member and successful partnerships. Someone who supports public education.

Vice President Ugarte: experience in leadership across the board, curriculum, finances, knowledgeable about special ed, understands EL students and makes underserved students a priority. Experience in a comparable size district, experience in all aspects – business and curriculum. Someone who questions things and does not just go with the flow, willing to ask hard questions. Being critical and asking lots of questions.

President Bishop: experience as a superintendent; experience with mental health issues, social-emotional learning, and visual and performing arts program; holds things that are commensurate with the equity policy as important; emerging multilingual students. Experience is a little bit less important than who they are as a person, as a leader. Agrees with what Mr. Bame said earlier in oral communications - leadership, management skills, expertise, and the ability to communicate with empathy and courage. She agrees with creating systems where people can make mistakes and learn from them; innovation, partnerships, understanding current programs and making them better, critical thinking, and fluent in Spanish and Tagalog.

President Bishop reviewed the process and thanked the Oversight Committee for requesting the dialogue [with Board members]. Next step

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is the Thoughtexchange and Town Halls to get feedback from the community. The Oversight Committee was tasked with reaching out and contacting the different groups represented to get their people in line as soon as possible. Clerk Tamayo asked to bring the process [how to proceed] for approval at the next Board meeting. Mr. Romero spoke with Attorney Ruben Smith and the priority being to look for someone from California that is familiar with California Ed Code. Mr. Romero asked the Board if the application should include a requirement that the applicant must be from California? Would out-of-state candidates be considered? Prioritize or mandate California?

In response to Clerk Tamayo's request earlier to bring the process for approval at the next Board meeting, President Bishop said the process was approved at the July meeting. Clerk Tamayo said with new direction from the Board on what they are looking for, the process can be more transparent. Mr. Romero added additional clarification on the process and said nothing had changed about the process. Vice President Ugarte said this is the same process with more details. Mr. Romero shared more clarification about the process.

Attorney Smith said part of the process is developing questions by taking input from the community, putting dates on the timeline, sharing with the community. President Bishop clarified the Search Committee develops the questions and Mr. Romero confirmed yes. Clerk Tamayo added the reason for this meeting was to get more direction from the Board, and then Attorney Smith and Mr. Romero can finalize details and Board can approve. Then the community can see each step in the process. President Bishop said subcommittee should make a report to the Board about each step. She appreciates keeping the process in line and for clarity.

In summary, President Bishop said the next meeting will include a presentation from Mr. Romero, input from Mr. Smith, Esquire, and an updated timeline with more details and additional details about the process. Mr. Romero added the ultimate goal is for the most transparent communicative process. President Bishop asked for virtual Town Halls to get the most input from all over the District. She asked that the chat be open and visible so everyone can see it. Mr. Romero shared he is very excited to be part of this process and it will be fair, transparent, and in the best interest of the District. No firm will provide as much transparency as the District will provide in this process and he thanked for the professional trust. Fernandez shared in Mr. Romero's excitement about the process and having experienced being on a Superintendent Search before as a community member and it was not as detailed. He is excited about this process. This process is detailed and exhaustive in a good way. President Bishop reminded that at the first meeting there was discussion that using the internal choice is more transparent. Having outside contractors find people is expensive and not transparent. She thanked Mr. Romero and the Search Committee.

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6. ADJOURNMENT

Adjournment

President Bishop adjourned the meeting at 6:42 P.M.

Motion: TAMAYO, Second: FERNANDEZ, Vote: UNANIMOUS

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Oscar Esquivel, Interim Secretary

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Francisco Tamayo, Clerk

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CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Human Resources
Services and Support

ITEM TITLE:

Approve and/or Ratify Human Resources Items A Through K

____X____Action **_____Information**

BACKGROUND INFORMATION:

A. NEW EMPLOYMENT

Erika Alvarez, Noon Duty Supervisor, 2.75 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective October 5, 2021

Salvador Anton, Contact Tracer, 8 hours per day, 5 days per week, Confidential Range 14, Step 1, $3,841 per month, effective September 14, 2021

Reuben Aramburo, Contact Tracer, 8 hours per day, 5 days per week, Confidential Range 14, Step 1, $3,841 per month, effective September 8, 2021

Valeria Arenas, Special Education Teacher, 142 days, Class III, Step 1, salary $41,249.58, effective September 17, 2021

Deana Avila, CNS I, 3.75 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective October 5, 2021

Alexandra Barcena, Temporary Teacher (per Education Code Section 44920), 151 days, Class III, Step 1, salary $43,863.99, effective September 3, 2021, through June 6, 2022

Kazumi Batoon, Instructional Assistant-Special Education, 5.8 hours per day, 5 days per week, Range 17, Step 1, $16.13 per hour, effective October 5, 2021

Claudia Bojorquez, CNS I, 3 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective October 5, 2021

Nidia Boswell, Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 3, $19.81 per hour plus 4 percent, effective October 6, 2021

Jessica Bravo, Accounting Technician II, 8 hours per day, 5 days per week, Range 31, Step 6, $28.30 per hour, effective September 3, 2021

Claudia Castro, Temporary Counselor (per Education Code Section 44920), 134 days, Class IV, Step 1, salary $40,159.80, effective October 13, 2021, through June 6, 2022

Argeniss Cortes, Instructional Assistant-Special Education, 5.8 hours per day, 5 days per week, Range 17, Step 4, $18.56 per hour plus 4 percent, effective October 5, 2021

Jose Luis Cortez, Contact Tracer, 8 hours per day, 5 days per week, Confidential Range 14, Step 1, $3,841 per month, effective September 9, 2021

Gianna Dinatale, Speech-Language Pathologist, 127 days, Class III, Step 1, salary $53,088.54, effective October 22, 2021

Corrin Dove, Temporary Teacher (per Education Code Section 44920), 146 days, Class III, Step 1, salary $42,411.54, effective September 3, 2021, through June 6, 2022

Nicole Duncombe, Temporary Teacher (per Education Code Section 44920), 141 days, Class V, Step 6, salary $54,768.63, effective October 4, 2021, through June 6, 2022

Theresa Esparza, Resource Specialist, 148 days, Class IV, Step 1, salary $44,354.12, effective September 9, 2021

Marlene Espitia, Noon Duty Supervisor, 2 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 25, 2021

Fabiola Fernandez Ruiz, Noon Duty Supervisor, 3 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective September 7, 2021

Sandra Fimbres, School Secretary, 8 hours per day, 5 days per week, Range 30, Step 1, $21.79 per hour, effective August 23, 2021

Sarah Fogelman, Temporary School Social Worker (per Education Code Section 44920), 141 days, Class V, Step 1, salary $44,558.82, effective October 4, 2021, through June 6, 2022

Shaun Gabriels, Safety, Environmental, and Maintenance Manager, 8 hours per day, 5 days per week, Management Range J, Step 4, $516.25 per day, effective November 15, 2021

Eve Gainer, School Health Clerk, 7.5 hours per day, 2 days per week, Range 22, Step 1, $18.04 per hour, effective August 25, 2021

Xochitl Garcia Calderon, Noon Duty Supervisor, 2 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 24, 2021

Aleida Gaughan, Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 1, $17.21 per hour plus 4 percent, effective September 7, 2021

Gabriela Gentry, Noon Duty Supervisor, 1 hour per day, 5 days per week, Range 12, Step 1, $14.28 per hour plus 4 percent, effective August 9, 2021

Hyrami Godoy, Music Teacher, 139 days, Class III, Step 1, salary $40,378.11, effective October 6, 2021

Aida Gomez, School Health Clerk, 5 hours per day, 2 days per week, Range 22, Step 1, $18.04 per hour, effective October 5, 2021

Arianna Gonzalez, Instructional Assistant-ELL, 5 hours per day, 4 days per week, Range 17, Step 3, $17.68 per hour plus 4 percent, effective October 5, 2021

Joaquin Gonzalez Hernandez, Custodian I, 8 hours per day, 5 days per week, Range 22, Step 1, $18.04 per hour, effective September 20, 2021

Simona Guzman, Temporary Teacher (per Education Code Section 44920), 141 days, Class V, Step 4, salary $50,589.39, effective October 4, 2021, through June 6, 2022

Nadia Helewa, School Psychologist, 155 days, School Psychologist Schedule Step 1, salary $71,461.20, effective August 30, 2021

Lidia Herrera, Noon Duty Supervisor, 2.1 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective September 13, 2021

Amanda Hevener, Noon Duty Supervisor, 2 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective September 3, 2021

Brianna Jaramillo, Instructional Assistant-Special Education, 5.8 hours per day, 5 days per week, Range 17, Step 2, $16.86 per hour plus 4 percent, effective October 5, 2021

Emily Jeter, Resource Specialist, 150 days, Class III, Step 5, salary $50,766, effective September 7, 2021

Rooma Khan, CNS I, 3 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective October 5, 2021

Jessandra Kono, Music Teacher, 141 days, Class IV, Step 1, salary $42,257.70, effective October 4, 2021

Dominga Leon de Miyakawa, Noon Duty Supervisor, 2 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 23, 2021

Jacqueline Linenberger, Buyer, 8 hours per day, 5 days per week, Range 32, Step 3, $25.15 per hour, effective September 13, 2021

Adriana Lopez, Noon Duty Supervisor, 2.5 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective October 5, 2021

Rubi Lynn, Student Attendant, 6.5 hours per day, 4 days per week, Range 20, Step 3, $18.94 per hour plus 2 percent, effective October 5, 2021

Mayra Martinez, Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 3, $18.94 per hour plus 4 percent, effective October 5, 2021

Dalia Mendez-Beas, Noon Duty Supervisor, 2.25 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective September 3, 2021

Martina Mosqueda, CNS I, 3 hours per day, 5 days per week, Range 12, Step 6, $18.04 per hour, effective August 31, 2021

Miguel Munoz, Delivery Driver, 3.75 hours per day, 5 days per week, Range 25, Step 1, $19.41 per hour, effective September 2, 2021

Irene Najera, Noon Duty Supervisor, 2.25 hours, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 20, 2021

Leah Nevarez, Music Teacher, 141 days, Class I, Step 1, salary $39,960.81, effective October 4, 2021

Denise Peiler, Instructional Assistant (Preschool and Child Development Center), 3.5 hours per day, 5 days per week, Range 17, Step 1, $16.13 per hour plus 4 percent, effective October 5, 2021

Eric Perez, Instructional Assistant, 5.8 hours per day, 5 days per week, Range 17, Step 3, $17.68 per hour, effective October 5, 2021

Irene Perez, Noon Duty Supervisor, 2.25 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 20, 2021

Karla Posadas, School Secretary, 8 hours per day, 5 days per week, Range 30, Step 4, $25.15 per hour, effective October 4, 2021

Dora Quezada, Instructional Assistant-Special Education, 5.8 hours per day, 5 days per week, Range 17, Step 1, $16.13 per hour, effective October 5, 2021

Kalika Rasmussen Harris, Temporary Teacher (per Education Code Section 44920), 149 days, Class I, Step 1, salary $42,228.09, effective September 8, 2021, through June 6, 2022

Veronica Rivera, Temporary Teacher (per Education Code Section 44920), 141 days, Class I, Step 3, salary $40,069.38, effective October 4, 2021, through June 6, 2022

Noemi Rodriguez, Library Technology Technician, 5 hours per day, 3 days per week, Range 25, Step 1, $19.41 per hour, effective September 1, 2021

Yvonne Rodriguez, Art Teacher, 148 days, Class III, Step 1, salary $42,992.52, effective September 9, 2021

Maria Rua Morales, Noon Duty Supervisor, 2.5 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 23, 2021

Stephanie Santana, Contact Tracer, 8 hours per day, 5 days per week, Confidential Range 14, Step 1, $3,841 per month, effective September 7, 2021

Leanne Sennett, Technology Services Technician, 8 hours per day, 5 days per week, Range 37, Step 1, $25.72 per hour, effective September 7, 2021

Maria Serna, Noon Duty Supervisor, 3 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 26, 2021

Hinoelia Terrazas, CNS I, 3.25 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 16, 2021

Valentini Torres, Temporary Teacher (per Education Code Section 44920), 141 days, Class IV, Step 1, salary $42,257.70, effective October 4, 2021, through June 6, 2022

Tanya Trujillo, School Health Clerk, 3 hours per day, 5 days per week, Range 22, Step 3, $19.81 per hour, effective August 25, 2021

Laura Uribe, CNS I, 2 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective October 5, 2021

Alejandro Valencia, Instructional Assistant-Behavioral Specialist, 6.6 hours per day, 5 days per week, Range 20, Step 4, $19.81 per hour, effective October 18, 2021

Mireya Veal, Noon Duty Supervisor, 2.5 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour, effective August 24, 2021

Jesus Velasco Ruiz, Technology Equipment Technician, 8 hours per day, 5 days per week, Range 38, Step 5, $31.81 per hour, effective September 17, 2021

Andrea Velazquez, School Psychologist, 150 days, School Psychologist Schedule Step 1, salary $69,156.00, effective September 7, 2021

B. REEMPLOYMENT OF TEMPORARY CERTIFICATED EMPLOYEES PREVIOUSLY EMPLOYED UNDER EDUCATION CODE SECTIONS 44909, 44911, OR 44920 FOR THE 2021-22 SCHOOL YEAR

Annika Anderson, Theater Teacher, 155 days, Class V, Step 1, salary $48,983.10, effective August 30, 2021

C. REEMPLOYMENT OF CLASSIFIED EMPLOYEES UNDER EDUCATION CODE SECTIONS 45114, 45298, AND 45308

Veronica Almaguer, Instructional Assistant, 2.5 hours per day, 4 days per week, Range 14, Step 3, $16.46 per hour, effective July 21, 2021

Mariana Barrera-Guerrero, Instructional Assistant-Special Education, 5.8 hours per day, 5 days per week, Range 17, Step 4, $18.56 per hour plus 2 percent, effective July 21, 2021

Mayra Flores Salazar, Instructional Assistant, 4 hours per day, 4 days per week, Range 14, Step 3, $16.16 per hour, effective July 21, 2021

Denmar Leonado, Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 1, $17.21 per hour, effective September 1, 2021

Adalinda Morales, Instructional Assistant (Preschool and Child Development Center), 3.5 hours per day, 5 days per week, Range 12, Step 1, $14.28 per hour plus 2 percent, effective September 13, 2021

Elizabeth Silva, Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 2, $18.04 per hour, effective October 5, 2021

D. LEAVE OF ABSENCE

Carmen Aguilar, Instructional Assistant-Special Education, effective November 4, 2021

Juliana Blum, Teacher, effective August 16, 2021

Barbara Carrillo, Resource Specialist, effective October 21, 2021

Allyn Echauri, Psychologist, effective July 19, 2021

Jennifer Garcia, Teacher, effective October 5, 2021

Zeben Gorman, Teacher, effective November 1, 2021

Brittany Mabe, Coordinator-Instructional Services, effective November 8, 2021

Brittany Mark, Teacher, effective October 5, 2021

Renielou Quitasol, Teacher, effective November 1, 2021

Jordan Ramm, LSH Specialist, effective November 8, 2021

Jovanna Sandoval, Teacher, effective October 4, 2021

Claudia Tamayo, Teacher, effective October 8, 2021

Magdalena Toral, Teacher, effective October 4, 2021

Lorine Trujillo, Student Attendant, effective October 5, 2021

Allison Workman, Teacher, effective July 26, 2021

E. EXTENSION OF LEAVE OF ABSENCE

Jessica Garcia Heller, Teacher, effective May 17, 2021

F. PROMOTION

Alejandro Guevara, from Custodian II to Custodial Supervisor, 8 hours per day, 5 days per week, Supervisory Range 18, Step 1, $4,642 per month, effective date to be determined

Georgina Huezo, from School Attendance Secretary/Health Specialist to School Secretary, 8 hours per day, 5 days per week, Range 30, Step 7, $28.08 per hour, effective August 23, 2021

Priscilla Jimenez, from Instructional Assistant-Language, Speech, and Hearing to Speech, Language, and Pathology Assistant, 6 hours per day, 5 days per week, Range 40, Step 1, $27.60 per hour plus 4 percent, effective September 13, 2021

Garrett Lawson, from General Maintenance-Entry Level to General Maintenance, 8 hours per day, 5 days per week, Range 33, Step 2, $24.55 per hour, effective September 1, 2021

Valerie Llamas, from Human Resources IV (Sub Desk) to Student Placement Lead, 8 hours per day, 5 days per week, Range 38, Step 4, $28.93 plus 4 percent, effective October 18, 2021

Alondra Moreno, from Instructional Assistant (Preschool and Child Development Center), to Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 3, $18.94 per hour plus 2 percent, effective October 15, 2021

Irma Nieto, from CNS Supervisor to CNS Program Supervisor, 8 hours per day, 5 days per week, Supervisory Range 21, Step 5, $6,078 per month, effective October 6, 2021

Noriko Notarianni, from Noon Duty Supervisor to Student Attendant, 6.3 hours per day, 5 days per week, Range 20, Step 1, $17.21 per hour, effective August 30, 2021

Karina Novello, from School Health Clerk to School Attendance Secretary/Health Specialist, 8 hours per day, 5 days per week, Range 28, Step 2, $21.79 per hour, effective July 19, 2021

Kristopher Ramirez, from Gardener-Groundskeeper-Entry Level to Gardener-Groundskeeper, 10 hours per day, 4 days per week, Range 26, Step 5, $23.92 per hour, effective September 19, 2021

Ariatna Rodriguez, from Student Attendant to Student Attendant-Visually Impaired Student Support, 6.3 hours per day, 5 days per week, Range 21, Step 7, $22.76 per hour, effective August 10, 2021

Ruben Rodriguez, from Custodian I to Custodian II, 8 hours per day, 5 days per week, Range 25, Step 5, $23.42 per hour, effective October 5, 2021

Marco Ruiz-Rivas, from Computer Support Technician I to Technology Equipment Technician, 8 hours per day, 5 days per week, Range 38, Step 6, $33.36 per hour, effective September 17, 2021

Carolina Solorio, from Instructional Assistant-Special Education to Student Attendant, 5.8 hours per day, 5 days per week, Range 20, Step 3, $18.94 per hour plus 2 percent, effective August 19, 2021

Martha Soto, from Library Media Technician to Library Technology Technician, 5 hours per day, 3 days per week, Range 25, Step 7, $24.98 per hour, effective July 21, 2021

Nadine Willis, from Human Resources Technician IV (Sub Desk) to Credentials Officer II, Confidential Range 25, Step 1, $5,021.00, effective October 25, 2021

G. CHANGE OF ASSIGNMENT

Janette Davis, from School Secretary to Human Resources Technician III, 8 hour per day, 5 days per week, Confidential Range 11, Step 6, $4,555 per month, effective October 18, 2021

Yanina Famoso, from CNS Technician to Payroll Specialist I, 8 hours per day, 5 days per week, Range 29, Step 7, $31.16 per hour, effective October 18, 2021

Virginia Mabrey, fr: School Secretary to School Health Clerk, 2 hours per day, 5 days per week, Range 22, Step 7, $23.22 per hour plus 2 percent, effective October 5, 2021

H. RESIGNATION

Carmen Aguilar, Instructional Assistant-Special Education, effective October 23, 2021

Claudia Banjoko, Instructional Assistant-Special Education, effective October 30, 2021

Ida Batiste, District Social Worker, effective September 16, 2021

Ashly Brewer, Instructional Assistant-Special Education, effective October 23, 2021

Corrin Dove, Teacher, effective October 13, 2021

Toni Faddis, Director of Leadership Development, Equity, and Access, effective September 15, 2021

Crissina Fimbres, Teacher, effective September 18, 2021

Jorge Flores, Instructional Assistant-Special Education, effective August 27, 2021

Rocio Jaramillo, Noon Duty Supervisor, effective November 11, 2021

Erin Mahoney, Principal, effective October 7, 2021

Tasha Matern, Noon Duty Supervisor, effective September 18, 2021

Barbara Medina, Noon Duty Supervisor, effective August 14, 2021

Anthony Millican II, Director of Communications and Community Development, effective November 3, 2021

Cecilia Nieto, CNS I, effective October 12, 2021

Melissa Northcutt, Credentials Officer II, effective October 23, 2021

Adrianna Orozco, Library Technology Technician, effective September 18, 2021

Sonya Pinkerton, Visual Arts Teacher, effective September 15, 2021

Edith Ramirez, Noon Duty Supervisor, effective September 11, 2021

Melissa Rodriguez, Special Education Teacher, effective September 18, 2021

Casandra St. John, Instructional Assistant-Special Education, effective September 4, 2021

Cynthia Sanchez, Noon Duty Supervisor, effective October 16, 2021

Catherine Santos Reid, Bus Driver/Driver Instructor, effective September 18, 2021

Lia Varela, Student Attendant, effective October 14, 2021

Perla White, Student Attendant, effective August 28, 2021

June Wong, Library Media Technician, effective June 16, 2021

I. RETIREMENT

Karen Anderson, Computer Support Technician I, effective November 4, 2021

Jess Parris, Teacher, effective October 31, 2021

J. RELEASED

Employee Nos.:

2010621266	2011521665
2011121040	2011621001
2011321341	2011621513

K. CONSULTANTS

Aida Allen-Rotell is providing professional development and coaching in literacy instruction, with an intense focus on foundational skills at Harborside. Services commenced September 1, 2021, and continue

through June 3, 2022. The sum not to exceed $6,000 will be paid from Title I funds.

Arts Education Connection San Diego will provide professional learning sessions on art integration for all certificated teachers at Montgomery. Services will commence October 21, 2021, and continue through June 4, 2022. The sum not to exceed $5,000 will be paid from Turn Around Arts Grant funds.

At Play Occupational Therapy, Inc., will provide occupational therapy and Independent Educational Evaluation assessment services. Services will commence October 21, 2021, and continue through June 30, 2022. The sum not to exceed $11,000 will be paid from Occupational Therapy Services funds.

Diane Lapp is providing professional development and coaching in literacy instruction, with an intense focus on foundational skills at Harborside. Services commenced September 1, 2021, and continue through June 3, 2022. The sum not to exceed $6,000 will be paid from Title I funds.

Hilda Martinez, Educational Consultant is providing professional development and coaching in literacy instruction, with an intense focus on foundational skills at Harborside. Services commenced September 1, 2021, and continue through June 3, 2022. The sum not to exceed $6,000 will be paid from Title I funds.

Integral Psychoeducational Services provided psychological assessment and consultation services, including Individualized Education Program meetings and reports. Services were provided December 1, 2020, and continued through March 1, 2021. The sum not to exceed $950 will be paid from District Psychological Services funds.

Kelly Johnson is providing professional development and coaching in literacy instruction, with an intense focus on foundational skills at Harborside. Services commenced September 1, 2021, and continue through June 3, 2022. The sum not to exceed $6,000 will be paid from Title I funds.

Larry Alvarado provided CPR/First Aid training to up to 50 staff members at Liberty. Services were provided October 4, 2021. The sum not to exceed $1,750 will be paid from site funds.

Rancho Coastal Speech Therapy, Inc., will provide speech and language assessment services. Services will commence October 21, 2021, and continue through June 30, 2022. The sum not to exceed $13,000 will be paid from Special Education-Speech Services funds.

Robert Gray Psychologist, APC, will provide neuropsychological assessment and consultation services. Services will commence October 21, 2021, and continue through June 30, 2022. The sum not to exceed $21,000 will be paid from District Psychological Services funds.

On September 15, 2021, the Board of Education authorized a contract with Ruhnau Clarke Architect (Ruhnau) to provide conceptual architectural design services of the Education Service and Support Center (ESSC) for Improvement Projects for Child Nutrition Services, Publications, and Information Technology Departments (ESSC Improvements) for an amount not to exceed $7,928. The $7,928 was for the initial conceptual design of the ESSC Improvements. The District is now requesting an expansion of Ruhnau's services to determine existing building capacity, including structural, electrical, mechanical, and architectural requirements for interior tenant improvements. For the additional services, Ruhnau is requesting additional fees in the amount of $94,500 to complete the engineering and architectural design of interior tenant improvements, which is based on the Office of Public School Construction sliding scale. The new not to exceed amount of the contract will be $102,428 and will be paid from Capital funds.

On September 9, 2020, the Board of Education authorized a contract with Ruhnau Clarke Architects to provide architectural design and engineering services for the District's Transportation Department bus yard service addition (Transportation Project) in an amount not to exceed $515,327. During the pre-check process required by the City of Chula Vista, a Hydrology Report, a Stormwater Quality Management Plan, and a Stormwater Pollution Prevention Plan are required for City approval of the Transportation Project. Based on the added requirement of the specialized report/plans, Ruhnau Clarke Architect is requesting an additional fixed fee of $17,490 to complete the required report/plans. The added cost in the amount of $17,490 will increase the not to exceed amount of the original contract from $515,327 to $532,817. Fees will be paid from General Obligation Bond and other Capital funds.

South Bay Community Services (SBCS) is serving as the employment agent for designated Chula Vista Community Collaborative (CVCC) staff. CVCC will abide by all employment policies and procedures. District and CVCC will work with SBCS Human Resources to determine mandatory staff training. Services commenced July 1, 2021, and continue through June 30, 2022. The sum not to exceed $720,000 will be paid from Title I Schools, CARES Act, CVCC/Family Resource Center, CVCC/Community Projects, SBCS, Sweetwater Union High School District, NALEO Educational Fund, San Diego Association of Governments, California Family Resource Association, Be There San Diego, University of Miami, funds.

Stradling Yocca Carlson & Rauth will provide bond and disclosure counsel services relating to general obligation bonds, general obligation refunding

bonds, certificates of participation, and limited obligation bonds. Services will be provided beginning November 14, 2021, and will continue for a period of two years, expiring on November 14, 2023. The fees due will be billed upon earlier of date of bond issuance or 90 days following end of fiscal year bonds were scheduled to be issued. Fees will be charged for each series of issuance as follows, plus all reasonable and necessary out-of-pocket expenses.

- $55,000 for each issuance.
- $35,000 for preparation of Official Statement for each issuance.

Additional services for pre-election services and/or work after closing of sales, amendments of financing documents or agreements, or additional studies or legal analyses requested by the District will be charged at the following hourly rates:

	2021-22
Shareholders	$550
Associates	$360
Paralegals	$140

Pre-election services shall not exceed $8,500 and will be paid from the General Fund or other lawful source of funds.

Sunbelt Staffing, LLC is providing language and speech services. Services commenced September 16, 2021, and continue through June 30, 2022. The sum not to exceed $82,000 will be paid from Special Education-Speech Services funds.

Sunbelt Staffing, LLC is providing licensed vocational nurse services. Services commenced September 16, 2021, and continue through June 30, 2022. The sum not to exceed $38,000 will be paid from District Health/Nursing funds.

The Music Therapy Center of California will provide music therapy services. Services will commence October 21, 2021, and continue through June 30, 2022. The sum not to exceed $10,000 will be paid from Special Education funds.

ADDITIONAL DATA:

Additional information is available for review in the Office of the Assistant Superintendent for Human Resources Services and Support.

STAFF RECOMMENDATION:

Recommend approval and/or ratification.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Human Resources
Services and Support

ITEM TITLE:

Approve Memorandum of Understanding with Chula Vista Classified Employees Organization Regarding Juneteenth National Independence Day Act

____X____ Action **_____ Information**

BACKGROUND INFORMATION:

On June 19, 1865 — nearly nine decades after our Nation's founding, and more than two years after President Lincoln signed the Emancipation Proclamation — enslaved Americans in Galveston, Texas, finally received word that they were free from bondage. As those who were formerly enslaved were recognized for the first time as citizens, Black Americans came to commemorate Juneteenth with celebrations across the country, building new lives and a new tradition that we honor today. In its celebration of freedom, Juneteenth is a day that should be recognized by all Americans.

On June 18, 2021, President Biden declared and signed a proclamation declaring Juneteenth a federal holiday.

On September 30, 2021, the District, and the Chula Vista Classified Employees Organization (CVCEO) agreed to a Memorandum of Understanding (MOU) recognizing Juneteenth as a National holiday.

ADDITIONAL DATA:

A copy of the MOU is available for review in the Office of the Assistant Superintendent for Human Resources Services and Support.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

Recommend approval.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Review and Accept Quarterly Report to the San Diego County Office of Education on *Williams* Complaints for the Period of July Through September 2021

_____Action **____X____Information**

BACKGROUND INFORMATION:

In May 2000, a lawsuit was filed against the State of California claiming that low-performing schools throughout the state were housed in facilities that were dirty, unsafe, and inadequate with further allegations that these schools were additionally burdened with unqualified teachers and insufficient instructional materials. A settlement in *Williams vs. California* was reached in August 2004 and subsequently enacted into law through Senate Bills 6 and 550 and Assembly Bills 1550, 2727, and 3001 (chaptered September 29, 2004).

The intent of the *Williams* settlement is to ensure that all students have equal access to:

- Instructional materials.
- Qualified teachers.
- Safe, clean, and adequate facilities.

ADDITIONAL DATA:

A stipulation of the settlement is that all school districts must update Uniform Complaint Procedures to include:

- Instructional materials.
- Teacher vacancies and misassignments.
- Emergency or urgent facilities issues.

Notices are posted in each classroom in every District school informing parents/guardians that all classes in all California public schools must have sufficient instructional materials and that the facilities must be clean, safe, and in

"good repair." The notices also provide information on how and where to file a complaint.

A quarterly summary report of complaints must be presented to the Board and to the San Diego County Office of Education. For the period of July through September 2021, no *Williams* complaints were filed in the District.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

Recommend review and acceptance.

Chula Vista Elementary School District

QUARTERLY UNIFORM COMPLAINT REPORT SUMMARY

For submission to the Chula Vista Elementary School District Board of Education

and

San Diego County Office of Education

District Name: Chula Vista Elementary School District

Quarter covered by this report: July – September 2021

	Number of complaints received in quarter	Number of complaints resolved	Number of complaints unresolved
Instructional Materials	**0**	**0**	**0**
Facilities	**0**	**0**	**0**
Teacher Vacancy and Misassignment	**0**	**0**	**0**
Totals:	**0**	**0**	**0**

Submitted by: Dr. Matthew Tessier

Title: Assistant Superintendent of Innovation and Instruction

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Ratify Nonpublic, Nonsectarian Individual Services Agreement with Sierra School of San Diego for Student No. 443914 for the Period of September 13, 2021, Through June 30, 2022

____X____Action **_____Information**

BACKGROUND INFORMATION:

Contracting for the provision of Special Education and/or related services for a child with exceptional needs in a California nonpublic school (NPS) is made under three basic provisions of the law:

1. An eligible pupil is one for whom an Individualized Education Program (IEP) Team determines that there are no other appropriate public school programs available that meet the pupil's needs as specified by the IEP, or a student moves into the District from another school district with an existing IEP.

2. Each placement is made through a contract between the placing local education agency and the appropriate NPS/agency.

3. The NPS must be certified by the California Department of Education.

The Special Education and Instruction Services and Support Department has complied with the provisions listed above and contracted with Sierra School of San Diego for Student No. 443914 from September 13, 2021, through June 30, 2022.

ADDITIONAL DATA:

Additional information is available for review in the Office of the Executive Director of Special Education and Instruction Services and Support.

FISCAL IMPACT/FUNDING SOURCE:

The cost for Student No. 443914 to attend Sierra School of San Diego for 176 days at a daily rate of $208.04, plus intensive individual services at an hourly rate of $22.13, is as follows:

Special Education Funding (Assembly Bill 602)	$ 4,357.82
Special Education Average Daily Attendance	
Local Control Funding Formula	9,916.00
Other General Fund Revenues	45,710.50
Estimated Total Revenues	**$59,984.32**

Summary:

Total cost for Student No. 443914 to attend the above-mentioned NPS is:

Sierra School of San Diego	$59,984.32
Estimated Total Expenditures	**$59,984.32**

STAFF RECOMMENDATION:

Recommend ratification.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Ratify Subcontract Agreement with South Bay Community Services for Community Assessment Team Services and Chula Vista Community Collaborative for the Period of July 1 Through December 31, 2021

____X____Action **_____Information**

BACKGROUND INFORMATION:

South Bay Community Services (SBCS) is the recipient of the Community Assessment Teams (CAT) contract. The District, Chula Vista Community Collaborative (CVCC), and SBCS have developed a subcontract agreement to provide referral, screening, and coordination of wraparound service delivery to students and their families through the Family Resource Centers (FRCs). This subcontract is a renewal of a current agreement.

The CAT contract from SBCS will enable the FRCs to expand services available to students and families. These services include counseling, case management, youth groups, and other support services. The FRCs, managed by CVCC, serve as central points of access for families.

CVCC will provide space and support to SBCS CAT staff (up to 5) one each at the FRCs and will coordinate provision of services in support of families and local community.

ADDITIONAL DATA:

Additional information is available for review in the Office of the Executive Director of Student, Family, Community, and Instruction Services and Support.

FISCAL IMPACT/FUNDING SOURCE:

The District, as the fiscal agent for CVCC, will receive up to $2,500 for use by CVCC.

STAFF RECOMMENDATION:

Recommend ratification.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Ratify Agreement with South Bay Community Services and Chula Vista Community Collaborative for the Period of May 10 Through December 31, 2021

____X____Action **_____Information**

BACKGROUND INFORMATION:

The Chula Vista Community Collaborative (CVCC) oversees the management of five Family Resource Centers (FRCs). The FRCs assist individuals and families with assessments, referrals, and support services to increase their ability to lead productive and self-sufficient lives including, but not limited to, emergency food assistance, food stamps, health insurance enrollment, energy cost assistance, counseling, teen parent case management, kinship services, youth services, support groups, parenting classes and COVID-19 information on testing and vaccines.

The South Bay Community Services (SBCS) is the recipient of a grant award for the program from the County of San Diego and is authorized to contract and employ an independent subrecipient with special expertise and experience to perform the services required.

SBCS has chosen CVCC as its independent subrecipient to address the needs of the most vulnerable children and families during the COVID-19 crisis by providing outreach, education, and support to clients around the COVID-19 vaccines.

ADDITIONAL DATA:

Additional Information is available for review in the Office of the Executive Director of Student, Family, Community, and Instruction Services and Support.

FISCAL IMPACT/FUNDING SOURCE:

The District, as the fiscal agent for CVCC, will receive funds up to $72,000 for use by the CVCC.

STAFF RECOMMENDATION:

Recommend ratification.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Ratify Agreement with California Family Resource Association and Chula Vista Community Collaborative for the Period of April 1 Through June 30, 2022

__X__ Action **_____ Information**

BACKGROUND INFORMATION:

The Chula Vista Community Collaborative (CVCC) oversees the management of five Family Resource Centers (FRCs). The FRCs assist individuals and families with assessments, referrals, and support services to increase their ability to lead productive and self-sufficient lives including, but not limited to, emergency food assistance, food stamps, health insurance enrollment, energy cost assistance, counseling, teen parent case management, kinship services, youth services, support groups, and parenting classes.

The California Family Resource Association is seeking to address the needs of the most vulnerable children and families during the COVID-19 crisis and provide direct support and services to families. CVCC staff will provide outreach, education on the latest information on community services available. Funding from this agreement will cover CVCC membership to the California Family Resource Association for the current year. This partnership will ensure children and families in Chula Vista receive support services.

This agreement will be between the California Family Resource Association and the District on behalf of the CVCC for COVID-19 FRC relief, outreach, education, and support.

ADDITIONAL DATA:

Additional Information is available for review in the Office of the Executive Director of Student, Family, Community, and Instruction Services and Support.

FISCAL IMPACT/FUNDING SOURCE:

The District, as the fiscal agent for CVCC, will receive funds up to $13,292.72 for use by the CVCC.

STAFF RECOMMENDATION:

Recommend ratification.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Approve Purchase of One Benchmark ***Hello!*** Newcomer Program Kit per District School with Supporting Student Materials for the Period of October 21, 2021, Through October 30, 2023

____X____Action **_____Information**

BACKGROUND INFORMATION:

Benchmark Education has developed Benchmark ***Hello!***, a new program designed expressly for Newcomers and recently arrived students that combines survival skills with English language development and social-emotional learning. Benchmark ***Hello!*** includes print and digital resources designed to support newly arrived students gain the confidence and vocabulary they need to accelerate their language learning.

Benchmark ***Hello!*** is flexibly designed to meet individual site needs for pull-out, push-in, whole-class, and 1:1 instruction. The program teaches academic language, as well as metacognitive and socio-affective skills and strategies. Benchmark ***Hello!*** also exposes students to classroom routines and procedures.

The program consists of eight units that can be completed within an 8 to16-week time period. Certificated and/or classified staff can teach these units using both the consumable booklets and the digital resources. Lessons are designed with specific language objectives aligned with English Language Development standards, addresses forms and functions, teaches academic vocabulary, and includes learning opportunities in the Listening, Speaking, Reading and Writing domains.

Having a District Newcomer resource ensures that the newly arrived students who are linguistically diverse participate in a culturally responsive and welcoming program that will set them up for success in their journey in language learning, with the goal to attain annual progress on English Language Proficiency Assessments for California, academic proficiency, and reclassification.

ADDITIONAL DATA:

Additional information is available for review in the Office of the Executive Director of Language Development and Instruction Services and Support.

FISCAL IMPACT/FUNDING SOURCE:

The cost of a two-year subscription with supporting student materials is $34,188 and will be paid from Elementary and Secondary School Emergency Relief III funds.

STAFF RECOMMENDATION:

Recommend approval.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Approve Report on Annual Community Facilities Districts Activity for Fiscal Year 2020-21

____X____Action **_____Information**

BACKGROUND INFORMATION:

In September 2000, the Governor signed legislation known as Senate Bill 165, Chapter 535, Statute 2000. Chapter 535 adds Sections 50075.3 and 53411 to the Government Code and requires the filing of an annual report on all voter-approved special taxes and bonded indebtedness. Government Code Section 53343.1 also sets forth the required contents of the report that must be made available to any requesting individual who resides or owns property within a Community Facilities District. Annual reports must be filed with the Board of Education no later than October 31 of each year.

ADDITIONAL DATA:

The District's report for the year ending June 30, 2021, is attached. Detailed information is available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

Recommend approval.

Chula Vista Elementary School District

Community Facilities Districts Nos. 1-6, 10-15, and 17-20

Annual Report Fiscal Year 2020-21

Presented to the Board of Education October 20, 2021

By Business Services and Support
Oscar Esquivel, Interim Superintendent
Theresa Villanueva, Interim Executive Director of Fiscal Services and Support
Bernadette Faustino, Accounting Manager

On September 18, 2000, the Governor signed legislation known as Senate Bill 165, Chapter 535, Statute 2000. Chapter 535 adds Sections 50075.3 and 53411 to the Government Code. In effect, these two code sections require the filing of certain information and an annual report on all voter-approved special taxes and bonded indebtedness. Section 53343.1 of the Government Code also sets forth the required contents of an annual report that must be made available to any requesting individual who resides or owns property within a Community Facilities District (CFD). The reports are to be filed with the Board of Education no later than October 31 of each year.

General Description

Since 1986, the Chula Vista Elementary School District (CVESD) has formed 16 Mello-Roos CFDs to finance certain school construction within CVESD. The following is a brief description identifying the location of each CFD.

Community Facilities District No. 1

This CFD is located in the eastern portion of the City of Chula Vista (the "City"), east of Interstate 805, south of Bonita, and west of the Otay Lakes Reservoir (with part of the boundary outside City limits). It consists of 3,230 acres, and its boundaries are those of the Eastlake Master-Planned Community. It will contain approximately 9,485 residential dwelling units when fully developed. Of this number, approximately 9,479 have been completed or are currently under construction.

Community Facilities District No. 2

This CFD is located in the southeastern portion of the City, east of Interstate 805, roughly between Otay Lakes Road and Corral Canyon Road. It consists of 365.5 acres, and its boundaries are those of Units Nos. 4 through 7 of a larger area known as the Bonita Long Canyon Development. This CFD is fully developed and consists of approximately 423 dwelling units. FY 2017-18 represented the last year for which taxes were authorized to be levied in this CFD and it is anticipated that FY 2020-21 will represent that last year for which revenues and/or expenditures will be allocated to CFD No. 2 and included in this report.

Community Facilities District No. 3

This CFD is located in the eastern portion of the City, east of Interstate 805, roughly between Otay Lakes Road and Telegraph Canyon Road. It consists of 1,600 acres, and its boundaries are those of the Rancho del Rey Development. It will contain approximately 3,914 dwelling units at build out. Of this number, approximately 3,907 have been completed or are currently under construction.

Community Facilities District No. 4

This CFD is located in the southeastern portion of the City, east of Interstate 805, and south of Telegraph Canyon Road. It consists of 704 acres, and its boundaries are those of the Sunbow (Rancho del Sur) Development. This CFD is fully developed and consists of approximately 2,332 dwelling units. However, there are currently efforts to allow additional residential units to be developed in a portion of the CFD that was originally zoned for commercial/industrial development.

Community Facilities District No. 5

CFD No. 5 was an annexable CFD with annexation boundaries coterminous with the boundaries of CVESD. This CFD was used to annex small developments and did not provide for the levy of special taxes on undeveloped property. The original formation included a 76-unit condo project. In addition,

10 projects were added to this CFD representing approximately 791 dwelling units at build out. Of this number, approximately 759 have been completed or are currently under construction.

Community Facilities District No. 6

This CFD is located south of Telegraph Canyon Road. It is represented by property initially owned by Baldwin Communities and is bisected by property being developed by McMillin Communities, which is within CFD No. 11. Specifically, this CFD consists of approximately 940 gross acres within the City and is bounded by Telegraph Canyon/Otay Lakes Road on the north, Olympic Parkway to the south, Paseo Ranchero to the west, and CFD No. 1 to the east. This CFD is fully developed and consists of approximately 4,272 dwelling units of which 247 dwelling units are age restricted.

Community Facilities District No. 10

CFD No. 10 is an annexable CFD with annexation boundaries coterminous with the boundaries of CVESD. This CFD is used to annex small developments and does not provide for the levy of special taxes on undeveloped property. It was initially formed to accommodate the Bella Nevona development, a 28 single-family detached project built by Western Pacific Housing. Since its formation, an additional nine projects have been added to this CFD representing approximately 2,253 dwelling units at build out. Of this number, approximately 2,149 have been completed leaving a single project identified as El Dorado Ridge as undeveloped.

Community Facilities District No. 11

This CFD is located south of Telegraph Canyon Road/Otay Lakes Road and is represented by property located in the development known as Lomas Verdes. The project is being developed by McMillin Communities. Specifically, this CFD consists of approximately 700 gross acres within the City and is bounded by Telegraph Canyon Road/Otay Lakes Road on the north, Olympic Parkway to the south, and CFD No. 6 to the east and west. This CFD is fully developed and consists approximately 2,979 dwelling units.

Community Facilities District No. 12

This CFD is located in Otay Ranch and is located more specifically in the area known as Village One West. It is bounded by Telegraph Canyon Road to the north, Olympic Parkway to the south, Paseo Ranchero to the east, and the easternmost portion of CFD No. 4 to the west. This CFD is fully developed and consists of approximately 909 single-family detached homes.

Community Facilities District No. 13

This CFD is located to the northeast of Eastlake Hills and Eastlake Shores and east of CFD No. 2. It is represented by property located in the development known as San Miguel Ranch. The project is being developed by Trimark Homes. Specifically, this CFD is fully developed and consists of 357 gross acres and approximately 1,314 dwelling units. The project is bisected by a right-of-way for State Route 125.

Community Facilities District No. 14

This CFD is located just south of EastLake Greens and primarily will consist of residential neighborhoods located to the northwest of the southern extension of Hunte Parkway. This area is largely identified as Village 11 within the Otay Ranch Specific Plan and is being developed through a joint venture of Brookfield Homes and Shea Homes. This CFD consists of approximately 662 gross acres and will contain approximately 2,288 dwelling units at build out of which 2,245 are already completed and the remaining 43 units are part of a mixed-unit development that is expected to be completed in the next year.

Community Facilities District No. 15

This CFD is located just south of Olympic Parkway and Otay Ranch Village One and west of the southern portion of CFD No. 11. This area is largely identified as Village 6 within the Otay Ranch Specific Plan and is being developed by The Otay Ranch Company. This CFD is fully developed and consists of approximately 184 gross acres and contains approximately 1,537 dwelling units.

Community Facilities District No. 17

This CFD is located just south of Olympic Parkway and the southern portion of CFD No. 11 and is bisected by La Media Road. The Otay Ranch Company formed CFD No. 17 to mitigate the impact on school facilities of its development in Otay Ranch Villages 2 and 7. Recently, the southern and western portions of Village 2 were included in the District's newest CFD (CFD 19) and the portion of Villages 2 and 7 that still remain in CFD 17 will contain approximately 2,717 dwelling units at build out. Of this number, approximately 2,502 have been completed or are currently under construction.

Community Facilities District No. 18

This CFD is located in eastern Chula Vista south of Birch Road and is bounded by Eastlake Parkway and State Route 125 to the east and west, respectively. CFD No. 18 was initially developed by McMillin Communities, but is now being developed by Meridian Communities. Once completed, CFD 18 will contain a mix of retail and commercial development, and approximately 2,794 small

detached and attached dwelling units of which 2,386 are currently developed or under construction and of these units 123 units represent senior housing.

Community Facilities District No. 19

This CFD was formed and incorporates developments located in two non-contiguous tax zones in eastern Chula Vista. Tax Zone 1 consists of a mixed-use development referred to as Planning Area 12 (Freeway commercial) which was formerly within CFD No. 1 and Tax Zone 2 represents the southern and western portions of Village 2 which were formerly within CFD No. 17. At buildout, this CFD is expected to consist of approximately 3,115 dwelling units at buildout of which 1,477 are currently developed or under construction.

Community Facilities District No. 20

This CFD encompasses the residential development to be developed in Village 3 of the Otay Ranch with Heritage Road to the north and west and Main Street located to the south. At buildout, this CFD is expected to consist of approximately 992 single-family attached and detached dwelling units of which 848 are currently developed or under construction. Excluded from this figure are 272 apartment units which were excluded from the CFD. Additionally, there is some expectation that some additional attached product will be entitled and developed within the CFD at some point in the future.

Purpose of the Bonds and Authorized Facilities Funding

In total, CVESD has issued approximately $240 million in CFD Certificates of Participation (COPs) and bonds since 1988 to finance various authorized facilities. Generally, the facilities authorized to be acquired or constructed with the bond proceeds include the acquisition of elementary school sites and the design, construction, lease, equipping, and/or improvements thereon of elementary school facilities. The following table identifies the section in each respective resolution of formation that describes the authorized facilities for each CFD.

Authorized Facilities Reference

CFD	Resolution Establishing CFD	Date of Establishment	Section Authorizing Facilities
1	86-87.07	July 8, 1986	Section 4
2	87-88.56	January 5, 1988	Section 4
3	88-89.54	October 18, 1988	Section 4
4	88-89.59	October 18, 1988	Section 4
5	88-89.72	November 15, 1988	Section 4
6	98-99.29	August 21, 1998	Section 6
10	98-99.70	October 7, 1998	Section 6
11	98-99.73	October 7, 1998	Section 6
12	2000-01.60	November 17, 2000	Section 6
13	2001-02.07	July 17, 2001	Section 6
14	2002-03.66	January 14, 2003	Section 6
15	2002-03.68	January 14, 2003	Section 6
17	2005-06.46	October 18, 2005	Section 6
18	2012-13.93A	April 17, 2013	Section 6
19	2015-16.116	May 18, 2016	Section 6
20	2016-17.145	May 3, 2017	Section 6

CVESD Bonds and Authorized Funding

The following chart summarizes debt issues currently outstanding for which the repayment is derived from special taxes levied within the District's CFDs.

Year of Issuance	Amount	Purpose	School Site(s)
2010	$11.2 million refunding COPs*	Refund outstanding 2000 COPs	The 2000 COPs were issued to help finance construction of Corky McMillin Elementary.
2011	$25 million COPs	Finance new school construction.	Enrique S. Camarena Elementary
2013	$41.6 million refunding COPs*	Refund outstanding 2001, 2002, 2003 Series A, and 2003 Series B COPs.	The refunded COPs were issued to help finance the construction of Corky McMillin, Anne & William Hedenkamp, and Salt Creek Elementary Schools, and for the completion of expansion efforts at several schools serving various CFD developments.
2014	$42.4 million refunding COPs*	Refund outstanding 2004 and 2006 COPs	The 2004 and 2006 COPs were issued to help finance Veterans Elementary and Wolf Canyon Elementary.
2016	$36.8 million COPs	Finance new school construction	Saburo Muraoka Elementary
2016	$6.6 million refunding COPs*	Refund outstanding 1997 and 1999 special tax bonds	The 1997 and 1999 special tax bonds were issued to help finance the construction cost of Joseph Casillas Elementary and Arroyo Vista Charter Elementary.
2020	$25 million COPs	Finance new school construction	Future school at Otay Ranch Village 3.

*Refunded bonds to reduce interest rate payments.

Thus, for the 2020-21 tax year, debt service payments to be paid with special tax funds are the amounts due for the outstanding four refunding COPs in 2010, 2013, 2014 and 2016; and the "new money" COPs issued in 2011, 2016 and 2020.

Application of Proceeds

No bonds were sold during fiscal year 2020-21.

Account Activity

During fiscal year 2020-21 funds collected and expended were as follows.

All Funds	Beginning Balance July 1, 2020	$ 75,554,682
	Income	43,856,473
	Expenditures	<22,062,027>
	Ending Balance June 30, 2021	$97,349,128

Status of Project Improvements

During fiscal year 2020-21, the following expenditures occurred from the CVESD School Account:

- $14,288,880 was used to pay the scheduled debt service on the outstanding COPs bonds.
- $5,656,619 was used for the new school construction expenditures for Fahari L. Jeffers Elementary School.
- $1,769,442 was used for architect fees and geotechnical study for a proposed future school at Otay Ranch Village 2 Site 2.
- $193,181 was used for the purchase of new relocatable classrooms at Saburo Muraoka Elementary School and HVAC upgrades at Casillas
- $153,905 was used to pay the cost of collecting taxes and other administrative expense.

Summary of Annual Revenues and Expenditures

On September 26, 2002, the Governor signed legislation known as Assembly Bill 2851, Chapter 960, an act to add Sections 53343.1 and 53344.4 to the Government Code relating to CFDs. This legislation requires that for CFDs formed after January 1, 1992, (a) an annual report be prepared identifying the amount of special taxes collected along with associated interest earnings and how such revenues are expended, and (b) a certification and explanation by the district of how the moneys described in subdivisions (d), (e), (f), and (g) comply with Section 53343 and that this annual report be made available to the public within 120 days of the end of the fiscal year. In order to comply with the requirements of AB 2851, incorporated in this annual report is a summary of annual revenues and expenditures (Attachment A) and a certification of compliance (Attachment B). An annual report for each of the CFDs in CVESD is on file in the Office of the Interim Superintendent.

ATTACHMENT A

Chula Vista Elementary School District
Annual CFD Report FY 2020-21
Worksheet for Preparation of CFD Annual Report
(Pursuant to Section 53343.1 of the California Government Code)

	Percentage	Amount
CFD Revenues for FY 2020-21		
Special Tax Collections - Gov't Code 53343.1(a) (Oracle)	46.2	$ 20,246,598.97
Interest Earnings - Gov't Code 53343.1(b) (Oracle & Treasurer)	1.7	724,463.64
Other Sources - Gov't Code 53343.1(b)		
Delinquencies (Oracle)	0.5	238,923.24
Loan Repayments	0.0	-
Bond Proceeds	0.0	-
Mitigation Fees	1.6	686,212.43
Special Tax Prepayments	3.8	1,687,593.54
Other - Reimbursements	46.2	20,272,681.13
Total CFD Revenues	100.0	$43,856,472.95
CFD Expenses for FY 2020-21		
Facilities Including Property -- Gov't Code 53343.1(d)(1):		
Acquisition of Property:		
Paid from Bond Proceeds -- Gov't Code 53343.1(e)	0.0	
Paid from Special Taxes -- Gov't Code 53343.1(e)	8.0	1,769,441.78
New School Construction		
Paid from Bond Proceeds -- Gov't Code 53343.1(e)	25.6	5,656,619.47
Paid from Special Taxes -- Gov't Code 53343.1(e)	0.0	-
Purchase or Lease of Relocatables		
Paid from Bond Proceeds -- Gov't Code 53343.1(e)	0.0	-
Paid from Special Taxes -- Gov't Code 53343.1(e)	0.9	190,002.16
Other Facilities Expenditures		
Paid from Bond Proceeds -- Gov't Code 53343.1(e)	0.0	-
Paid from Special Taxes -- Gov't Code 53343.1(e)	0.0	3,249.00
Services - Gov't Code 53343.1(d)(2)		
Paid from Bond Proceeds -- Gov't Code 53343.1(f)	0.0	
Paid from Special Taxes -- Gov't Code 53343.1(f)	0.0	
Costs of bonded indebtedness -- Gov't Code 53343.1(d)(3):		
Principal Payments	39.9	8,810,000.00
Interest Payments	24.8	5,478,880.31
Costs of collecting Special Tax -- Gov't Code 53343.1(d)(4):		
County Charges -- Gov't Code 53343.1(g)	0.0	
Annual Administration -- Gov't Code 53343.1(g)	0.2	43,062.18
Delinquency Monitoring -- Gov't Code 53343.1(g)	0.0	
Arbitrage Rebate -- Gov't Code 53343.1(g)	0.0	-
Bank Fees (Trustee/Paying Agent) -- Gov't Code 53343.1(g)	0.1	9,215.00
Other -- Gov't Code 53343.1(g)	0.0	1,424.44
Other Administrative and Overhead costs -- Gov't Code 53343.1(d)(5):		
Agency Staff -- Gov't Code 53343.1(g)	0.5	100,133.11
Internal Auditing -- Gov't Code 53343.1(g)	0.0	
External Auditing -- Gov't Code 53343.1(g)	0.0	
Total CFD Expenditures	100.0	22,062,027.45

ATTACHMENT B

Chula Vista Elementary School District
Community Facilities Districts
Nos. 1-6, 10-15, and 17-20
Annual Report
Fiscal Year 2020-21

This report has been prepared solely for the purpose of complying with the requirements pursuant to Government Code Section 53343.1(h), the special taxes collected, and expenditures reported.

A qualified representative of the Chula Vista Elementary School District has reviewed the contents of the report and certifies that to the best of his/her knowledge, the information contained herein is factually correct.

Oscar Esquivel
Interim Superintendent

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Approve Annual Report on Statutory Fees and Mitigation Payments for Fiscal Year 2020-21 and Five-Year Report for Fiscal Years 2016-17 Through 2020-21

____X____Action **_____Information**

BACKGROUND INFORMATION:

Government Code Section 66006 addresses the collection of developers' fees and requirements for agencies collecting those fees. The Board of Education is required to review this information annually at a regularly scheduled meeting. Section 66006 requires an annual report that includes:

- Description of the types of reportable fees.
- Amounts of reportable fees.
- Beginning and ending balances.
- Amount of reportable fees collected.
- Identification of improvements.
- Identification of incomplete projects.
- Description of inter-fund transfers.
- Refunds of reportable fees.

In addition, Government Code Section 66001 required a five-year report that includes:

- Identification of the purpose for which reportable fees are to be used.
- Demonstration of the reasonable relationship between reportable fees and the purpose for which they are charged.
- Identification of all sources and amounts of funding anticipated to complete financing of school facilities the District has identified in the District's reports and the designation of the approximate date on which this funding is expected to be deposited in the appropriate account.

ADDITIONAL DATA:

The District's report for the year ending June 30, 2021, is attached. Detailed financial information is available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

Recommend approval.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT
STATUTORY FEES AND MITIGATION PAYMENTS REPORT
FISCAL YEAR 2020-21

Government Code Section 66006 provides that the District shall make available to the public certain information relative to statutory school fees ("Statutory School Fees") collected pursuant to Education Code Section 17620, et seq., and Government Code Section 65995, et seq., and mitigation payments specified or required by conditions of legislative land-use approvals, mitigation measures of environmental impact reports and negative declarations, or mitigation agreements entered into with the District ("Mitigation Payments"), collectively "Reportable Fees." The described information and findings relate to Reportable Fees received, expended, or to be expended in connection with school facilities ("School Facilities") to accommodate additional students from new development if funded or partially funded with Reportable Fees. The Reportable Fees do not include letters of credit, bonds, or other instruments to secure payment of Reportable Fees at a future date. The Reportable Fees have not been levied, collected, or imposed for general revenue purposes.

The District proposes to review and adopt the following information and findings in accordance with Government Code Section 66006.

ANNUAL REPORT

In accordance with Government Code Section 66006(b)(1) and (2), the District provides the following information for fiscal year 2020-21.

A. DESCRIPTION OF THE TYPES OF REPORTABLE FEES IN THE ACCOUNTS OF THE DISTRICT

The Reportable Fees consist of Statutory School Fees and Mitigation Payments.

B. AMOUNT OF REPORTABLE FEES

The Statutory School Fee in effect for the fiscal year ending June 30, 2021, applicable to new residential development was $1.80 per square foot of assessable space for all residential dwelling units constructed within the District and for which alternative mitigation did not exist. This residential fee amount (Level I) has been in effect since July 27, 2020. The residential Statutory School Fee amount was adopted by the Board of Education ("Board") of the District on May 27, 2020, by Resolution No. 2019-20.106.

The current Statutory School Fee in effect for the fiscal year ending June 30, 2021, applicable to new commercial/industrial development was $.29 per square foot of covered and enclosed, nonresidential space constructed within

the District. This nonresidential fee amount (Level I) has been in effect since July 27, 2020. The nonresidential Statutory School Fee amount was adopted by the Board on May 27, 2020, as set forth in Resolution No. 2019-20.106.

The Statutory School Fee amounts only partially mitigate the impacts to the District caused by new residential development because the Statutory School Fees do not adequately fund the school facility needs resulting from additional development within the District. Additional amounts collected in the form of Mitigation Payments are essential to help fund interim and permanent School Facilities to accommodate students from additional development within the District.

C. BEGINNING AND ENDING BALANCES OF ACCOUNTS

Table 1

FUND BALANCE	REPORTABLE SCHOOL FEES
Beginning Balance, July 1, 2020	$3,858,068
Ending Balance, June 30, 2021	$4,429,825

D. AMOUNTS OF REPORTABLE FEES COLLECTED AND INTEREST EARNED

Table 2 below shows the amounts of Reportable Fees collected to accommodate students from additional development ("Project Students") and interest earned during fiscal year 2020-21

Table 2

SOURCE	AMOUNT COLLECTED
Residential Construction	$502,285
Commercial Construction	$89,031
Community Facilities District (CFD) No. 1 Fee Mitigation Payments	$0
Interest Earned	$42,260

E. IDENTIFICATION OF EACH IMPROVEMENT ON WHICH REPORTABLE FEES WERE EXPENDED AND THE AMOUNT OF THE EXPENDITURES ON EACH IMPROVEMENT, INCLUDING THE TOTAL PERCENTAGE OF THE COST OF EACH PROJECT OF THE DISTRICT THAT WAS FUNDED WITH REPORTABLE FEES

The statutory fees collected from new development projects are largely used to pay for the cost of expanding student capacity at many of the District's

existing schools through the lease or purchase of relocatable classrooms. These additional facilities provide increased capacity that serves the student population of the District. Some additional mitigation fee payments collected from development within CFD No. 1 are currently designated to pay for a portion of debt service due on outstanding bonds, which were issued to pay for the construction of new school facilities. Table 3 identifies the amount of Reportable Fees expended for School Facilities in fiscal year 2020-21 as well as the percentage of each improvement funded by Reportable Fees.

Table 3

Project	Amount Expended and Percentage of the Project Funded by Reportable Fees	
School Facilities Expansion/Relocatable Buildings	$97,824	100%
Long-Range Planning Administrative Expenditures	$0	0%

F. IDENTIFICATION OF INCOMPLETE PROJECTS

The District will use some of the Reportable Fees in Fund 25-18 to pay for a portion of the relocatable classrooms at school sites as part of its expansion efforts.

G. DESCRIPTION OF INTERFUND TRANSFERS OR LOANS MADE FROM THE ACCOUNT

A portion of the Reportable Fees collected from CFD No. 1 accumulated from previous years may be used to pay a portion of debt service due on outstanding bonds and/or COPs issued, in part, to provide for new school facilities to serve the developments located within CFD No. 1.

H. THE AMOUNT OF REFUNDS MADE OR REVENUES ALLOCATED FOR OTHER PURPOSES IF THE ADMINISTRATIVE COSTS OF REFUNDING UNEXPENDED REVENUES EXCEED THE AMOUNT TO BE REFUNDED

No refunds of Reportable Fees were made in fiscal year 2020-21

FIVE-YEAR REPORT

In accordance with Government Code Section 66001, the District provides the following information with respect to that portion of the account or sub-account(s) remaining unexpended, whether committed or uncommitted.

A. IDENTIFICATION OF THE PURPOSE TO WHICH THE REPORTABLE FEES ARE TO BE PUT:

The purpose of the Reportable Fees imposed and collected on new residential, commercial and industrial development within the District is to fund additional School Facilities required to serve the students of the District generated by such new development. Specifically, the Reportable Fees will be used for the construction and/or acquisition of additional School Facilities, remodeling existing School Facilities to add additional classrooms and technology, as well as acquiring and installing additional relocatable classrooms.

B. DEMONSTRATION OF A REASONABLE RELATIONSHIP BETWEEN THE REPORTABLE FEES AND THE PURPOSES FOR WHICH THEY ARE CHARGED:

There is a roughly proportional, reasonable relationship between the new development upon which the Reportable Fees are charged and the need for additional School Facilities by reason of the fact that additional students will be generated by additional development within the District and the District does not have student capacity in the existing School Facilities to accommodate these new students. Furthermore, the Reportable Fees charged on new development will be used to fund School Facilities, which will serve the students generated from new development, and the Reportable Fees do not exceed the costs of providing such School Facilities for new students.

C. IDENTIFICATION OF ALL SOURCES AND AMOUNTS OF FUNDING ANTICIPATED TO COMPLETE FINANCING OF THE SCHOOL FACILITIES THE DISTRICT HAS IDENTIFIED IN THE DISTRICT'S REPORTS:

Table 4 identifies all funding received and allocated to capital facilities projects during the past five years. These revenues have been summarized to reflect funds received which may be classified as reportable fees as they are described in Government Code Section 66001 and 66006. These amounts include statutory fees (Level I and Level II fees) as well as monies received from redevelopment areas in accordance with the redevelopment agreement with the City of Chula Vista.

Revenues shown under “Other Funding Sources” include, but may not be limited to, general fund expenditures, bond proceeds from the issuance of general obligation bonds, certificates of participation (COPs) proceeds, and interest from the qualified zone academy bonds (QZABs) guaranteed investment contract.

Table 4
Capital Facilities Revenue Received for Five-Year Period Ending June 30, 2021

Revenue Source	Reportable Fees [1]	Other Funding Sources [2]	Total
Balance on June 30, 2016	$2,149,556	$8,826,530	$10,976,086
Fiscal Year 2016-17:			
Reportable Fees:			
Statutory Developer Fees	595,490		595,490
Eastlake Mitigation Payments	0		0
Other Reportable Fees	0		0
Other Funding Sources		46,932,079	46,932,079
Fiscal Year 2017-18:			
Reportable Fees:			
Statutory Developer Fees	690,135		690,135
Eastlake Mitigation Payments	4,625		4,625
Other Reportable Fees	0		0
Other Funding Sources		15,175,479	15,175,479
Fiscal Year 2018-19:			
Reportable Fees:			
Statutory Developer Fees	387,812		387,812
Eastlake Mitigation Payments	3,145		3,145
Other Reportable Fees	0		0
Other Funding Sources		2,249,864	2,249,864
Fiscal Year 2019-20:			
Reportable Fees:			
Statutory Developer Fees	415,657		415,657
Eastlake Mitigation Payments	1,617		1,617
Other Reportable Fees	0		0
Other Funding Sources		64,408,688	64,408,688
Fiscal Year 2020-21:			
Reportable Fees:			
Statutory Developer Fees	633,576		633,576
Eastlake Mitigation Payments	0		0
Other Reportable Fees	0		0
Other Funding Sources		73,177,599	73,177,599
Total Five-Year Facilities Revenue	**2,732,057**	**201,943,709**	**204,675,766**
Total Beg. Balance and Revenue	**$4,881,613**	**$210,770,239**	**$215,651,852**

Notes:
(1) Includes Statutory Fees (Level I & II), Mitigation Payments from CFD No. 1 (Eastlake) and associated interest earnings.
(2) Other Funding Sources includes General Obligation Bonds, QZAB Guaranteed Investment Contract interest, and redevelopment funds.

Table 5 identifies all capital facilities expenditures during the corresponding five-year period and also shows remaining funds available to be used for incomplete projects. This table also classifies the capital facilities expenditures based on whether or not such expenditures were from "reportable fees" or "other funding sources".

Table 5
Capital Facilities Expenditures for Five-Year Period Ending June 30, 2021

Facilities Item	Reportable Fees	Other Funding Sources	Total
Central Administration:			
Salaries -Planning/Const. Mgr	$14,546		$14,546
Legal/Financial/Admin.		$185,637	185,637
Other			
New Construction Projects:			
Relocatables	205,142	48,916	254,058
Modern./Expansion Projects:			
Modernization Project		77,304,577	77,304,577
Other Facilities Projects:			
ESSC Remodel		388,520	388,520
School Equipment		992,380	992,380
Expansion/Replacement	258,718	12,061,763	12,320,480
Fencing		20,942	20,942
HVAC		6,261,622	6,261,622
Fire Alarm Replacement		957,310	957,310
Charter Funded COP Debt Service		2,955,313	2,955,313
QZAB Payoff		5,000,000	5,000,000
State Funding to CFD's		32,912,188	32,912,188
Eastlake Mitigation to CFD Fund	9,387	0	9,387
Total Expenditure	**$487,793**	**$139,089,167**	**$139,576,960**
Balance as of June 30, 2021	**$4,393,820**	**$71,681,072**	**$76,074,892**

D. DESIGNATION OF THE APPROXIMATE DATE ON WHICH THE FUNDING REFERRED TO IN PARAGRAPH "C" ABOVE IS EXPECTED TO BE DEPOSITED IN THE APPROPRIATE ACCOUNT:

Table 6 below lists the approximate dates on which the funds are expected to be available for the School Facility projects identified by the District as of June 30, 2021 to be funded from reportable fees as well as from "other funding sources". This does not represent a complete list of capital facilities projects to be funded during the next five years. Rather it demonstrates that all unexpended reportable fees are expected to be expended within the next 18 months. The remaining reportable fees will be used for construction, acquisition, and expansion of school facilities generated by new development upon which Reportable fees are charged.

Table 6
Incomplete Capital Facilities Projects and Expected Funding Dates

Facilities Item	Remaining Reportable Fee Funding Needs	Remaining "Other" Funding Needs	Expected Available Funding Date
Transportation Center Expansion		11,800,000	July 2021
HVAC Replacement		8,700,000	July 2021
Districtwide Solar Project		28,900,000	July 2021
Total	**$0**	**$49,400,000**	

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Adopt Resolution Authorizing Utilization of the State of California Department of General Services Contract Number 1-18-23-20 A through I for Fleet Vehicles for the Period of October 20, 2021, Through April 30, 2022

___X___ Action **_____ Information**

BACKGROUND INFORMATION:

The State of California issued contract Number 1-18-23-20 in April 2018. The Contract was awarded to dealerships who each represent a specific vehicle manufacturer. The District as a local governmental agency is authorized to utilize this contract under the contract terms and Public Contract Code Sections 20118 and 20652.

Use of this contract will allow the District to purchase new vehicles as needed or to replace old vehicles that are beyond economical repair.

ADDITIONAL DATA:

Copies of the contract documents are available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

Funding will be determined at the time of purchase.

STAFF RECOMMENDATION:

Recommend adoption.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

RESOLUTION NO. _____

Resolution Authorizing Utilization of)
the State of California Department of)
General Services Contract Number)
1-18-23-20 A through I for Fleet Vehicles)
for the Period of October 20, 2021,)
Through April 30, 2022)

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

WHEREAS, the State of California Department of General Services (DGS) entered into Contract Number 1-18-23-20 A through I for Fleet Vehicles with the following dealerships: Downtown Ford Sales, Elk Grove Auto Group, Freeway Toyota; Winner Chevrolet; Wondries Fleet Group; Riverview International Trucks; Selma Nissan; Leehan of Davis Inc., dba Chrysler Dodge Jeep Ram Kia; and Sacramento Truck Center; and

WHEREAS, the Chula Vista Elementary School District as a local government agency is authorized to utilize this contract pursuant to Public Contract Code Sections 20118 and 20652; and

WHEREAS, the dealerships awarded under Contract Number 1-18-23-20 A through I, agree to provide vehicles to the Chula Vista Elementary School District under the terms and conditions of the DGS contract; and

WHEREAS, this Board has determined it to be in the best interest of the District to utilize the DGS contract to meet the needs of the Chula Vista Elementary School District.

NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND DECLARED that participation by the Chula Vista Elementary School District in the State of California, Department of General Services Contract Number 1-18-23-20 A through I, for Fleet Vehicles is hereby authorized and approved and is subject to all terms, conditions, and documents as specified in the contract documents.

BE IT FURTHER RESOLVED, ORDERED, AND DECLARED that Oscar Esquivel, Interim Superintendent and Secretary to the Board of Education of the Chula Vista Elementary School District, or his designee is hereby authorized to execute the necessary contract documents with any of the aforementioned dealerships, as needed.

PASSED AND ADOPTED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, this 20th day of October, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

- - - - - - - - - - - - - - -

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Oscar Esquivel, Interim 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.

_____
Interim Secretary to the Board of Education

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Adopt Resolution Authorizing Utilization of Glendale Unified School District Bid No. P-13 18/19 for Apple Computer Products, Services, and Related Items with Apple, Inc., for the Period of October 16, 2021, Through October 15, 2022

___X___ Action **_____ Information**

BACKGROUND INFORMATION:

On October 16, 2018, the Glendale Unified School District (GUSD) awarded its Bid No. P-13 18/19 to Apple, Inc., (Apple) for the purchase of Apple computer products, services, and related items. On August 31, 2021, the GUSD renewed the contract for an additional one-year term. This is the third of four renewals allowable under the contract, if mutually agreed upon.

The Chula Vista Elementary School District (CVESD) is eligible to use the GUSD bid per Public Contract Code Sections 20118 and 20652. This bid will allow CVESD to purchase or lease Apple computers and related products to support student and staff needs. In addition, service for any Apple-related equipment will be provided directly from Apple or an Apple-certified technician.

ADDITIONAL DATA:

Copies of bid and contract documents are available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

Pricing structure for this bid is based on the current government and educational price list for Apple products that is published several times each year. Included in the GUSD bid documents is a "Technology Clause" which allows product and component upgrades that meet the general technical requirements of school districts. A representative list of items that includes current pricing is attached as Exhibit "A." Purchase of equipment, related items, and services will be paid from General, Categorical Program, and other District funds.

STAFF RECOMMENDATION:

Recommend adoption.

EXHIBIT "A"

Bid No. P-13 18/19
Representative Pricing for
Glendale Unified School District
Apple Computer Products, Services, and Related Items
(Prices as of August 12, 2021)

MacBook Pro	
13" 2.0 GHz (MWP72LL/A)	$1,699.00
16" 2.6 GHz (MVVL22LL/A)	$2,199.00
3 Year Apple Care for above items (S7731LL/A)	$ 219.00

MacBook Air	
13" 128 GB (MGN83LL/A)	$ 799.00
3 Year Apple Care for above items (S7732LL/A)	$ 139.00

Mac Mini	
Apple M1 Chip (MGNR3LL/A)	$ 649.00
3 Year Apple Care for above item (S7730LL/A)	$ 79.00

iPad 8th Generation	
10.2" 32GB WiFi (MYL92LL/A)	$ 299.00
2 Year Apple Care for above item (S77411LL/A)	$ 59.00
10.2" 32GB WiFi, 10 pack (MYLU2LL/A)	$2,940.00

iPod Touch	
32 GB (MVHX2LL/A)	$ 199.00
2 Year Apple Care for above item (S5092LL/A)	$ 59.00

Apple TV	
Apple TV – 4K HD (MHY93LL/A)	$ 149.00

Pricing above is based on the current government and educational price list for Apple Inc. that is published several times a year.

Pricing is subject to change.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

RESOLUTION NO. _____

Resolution Authorizing Utilization of)
Glendale Unified School District Bid)
No. P-13 18/19 for Apple Computer)
Products, Services, and Related)
Items with Apple, Inc., for the Period)
of October 16, 2021, Through)
October 15, 2022)

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

WHEREAS, the Glendale Unified School District (GUSD) has conducted a cooperative bid process that allows the Chula Vista Elementary School District (District), to purchase, lease or contract under the bid at the same prices and upon the same terms and conditions as GUSD pursuant to Sections 20118 and 20652 of the Public Contract Code of California; and

WHEREAS, Apple, Inc., (Apple) agrees to provide Apple computer products, services, and related items to the District under the terms and conditions of the bid with GUSD; and

WHEREAS, this Board has determined it to be in the best interest of the District to contract with Apple to meet the needs of the District.

NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND DECLARED that participation by the District in the GUSD Bid No. P-13 18/19 for Apple computer products, services, and related items is hereby authorized and approved and is subject to all terms, conditions, and documents as specified in the GUSD bid documents.

BE IT FURTHER RESOLVED, ORDERED, AND DECLARED that Oscar Esquivel, Interim Superintendent and Secretary to the Board of Education of the Chula Vista Elementary School District, or his designee, is hereby authorized to execute the necessary contract documents with Apple.

PASSED AND ADOPTED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, this 20th day of October, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

- - - - - - - - - - - - - -

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Oscar Esquivel, Interim 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.

_____
Interim Secretary to the Board of Education

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Approve Renewal of Bid No. 19/20-4 Transportation Service to HopSkipDrive, Inc., and Sol Transportation, Inc., for the Period of November 14, 2021, Through November 13, 2022

____X____ Action **_____ Information**

BACKGROUND INFORMATION:

On November 13, 2019, the Board of Education awarded Bid No. 19/20-4 Transportation Services to HopSkipDrive, Inc.; Sol Transportation, Inc; and Zum Services, Inc. On October 14, 2020, the Board extended the contract for a second year. This bid is used to supply supplemental transportation services for the Chula Vista Elementary School District for students requiring home-to-school transportation when services cannot be accommodated by the District Transportation department. All three responsive, responsible bidders were given the opportunity to provide services due to the possibility that the lowest bidder may not be able to accommodate the needs of the District on any given date, or time. Zum Services, Inc., declined renewal for the 2020-21 school year due to COVID-19, and is not included in this renewal. This is the second renewal term allowable under this contract.

ADDITIONAL DATA:

Detailed copies of bid documents and contractor rankings are available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

Services will be requested when the District's Transportation Department cannot accommodate the need. HopSkipDrive, Inc., and Sol Transportation, Inc., have imposed a two (2) percent increase as a result of added procedures resulting from COVID-19, labor costs, and fuel price increases. Funding for services provided will be primarily paid through the District Transportation Department; however, other available funding sources could be used.

STAFF RECOMMENDATION:

Recommend approval.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Adopt Resolution Authorizing Utilization of the State of California Multiple Award Schedule Contract Number 4-17-78-0006B to Miracle Recreation Equipment Company for Recreation Equipment for the Period of October 20, 2021, Through September 30, 2022

____X____Action **_____Information**

BACKGROUND INFORMATION:

The State of California issued contract Number 4-17-78-0006B under a Multiple Award Schedule based on (GSA) Schedule GS-03F-072GA to Miracle Recreation Equipment Company. The Contract was awarded to provide for the purchase and warranty of playground and outdoor equipment. The District, as a local governmental agency, is authorized to utilize this contract under the contract terms and Public Contract Code Sections 20118 and 20652.

Use of this contract will allow the District to purchase new parts for existing play toy structures or complete equipment replacement of play structures installed at our school sites.

ADDITIONAL DATA:

Copies of the contract documents are available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

Purchases will be funded primarily through District Capital funds; however, other available District funding sources may be used.

STAFF RECOMMENDATION:

Recommend adoption.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

RESOLUTION NO. _____

Resolution Authorizing Utilization of)
the State of California Multiple Award)
Schedule Contract Number 4-17-78-0006B)
for Recreation Equipment to Miracle)
Recreation Equipment Company for the)
Period of October 20, 2021, Through)
September 30, 2022)

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

WHEREAS, the California Multiple Award Schedule Number 4-17-78-006B is based on products and prices from GSA Schedule No. GS-03F-072GA with Miracle Recreation Equipment Company; and

WHEREAS, the Chula Vista Elementary School District as a local government agency is authorized to utilize this contract pursuant to Public Contract Code Sections 20118 and 20652; and

WHEREAS, Miracle Recreation Equipment Company, agrees to provide recreation equipment to the Chula Vista Elementary School District under the terms and conditions of the CMAS contract; and

WHEREAS, this Board has determined it to be in the best interest of the District to contract with Miracle Recreation Equipment Company to meet the needs of the Chula Vista Elementary School District.

NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND DECLARED that participation by the Chula Vista Elementary School District in the State of California, Multiple Award Schedule Contract Number 4-17-78-0006B for recreation equipment is hereby authorized and approved and is subject to all terms, conditions, and documents as specified in the contract documents.

BE IT FURTHER RESOLVED, ORDERED, AND DECLARED that Oscar Esquivel, Interim Superintendent and Secretary to the Board of Education of the Chula Vista Elementary School District, or his designee is hereby authorized to execute the necessary contract documents with Miracle Recreation Equipment Company.

PASSED AND ADOPTED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, this 20th day of October, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

- - - - - - - - - - - - - - -

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Oscar Esquivel, Interim 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.

_____
Interim Secretary to the Board of Education

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Adopt Resolution Authorizing Utilization of the National Association of State Procurement Officials Value Point Contract No. MNWNC-119 for Computer Equipment, Awarded to Microsoft for the Period of October 21, 2021, Through July 31, 2022

____X____Action **_____Information**

BACKGROUND INFORMATION:

In October 1993, purchasing directors from 15 western states formed the Western State Contracting Alliance (WSCA), a cooperative multistate contracting agency. Despite having a separate name, the WSCA cooperative was a program under National Association of State Procurement Officials (NASPO). NASPO, through its collective buying power stimulates competition and assists states in achieving cost-effective and efficient acquisition of products and services. As public agencies, school districts are allowed to use NASPO contracts to procure products and services. The Chula Vista Elementary School District (District) has participated in NASPO/WSCA since 2008-09.

NASPO developed a “lead state” process to issue cooperative solicitations. The lead state awards and manages contracts with the vendors. NASPO’s member states and or members that wish to participate enter into a cooperative agreement with the lead state, and a participating addendum is executed with the vendor supplying the product or service.

On October 1, 2015, the State of Minnesota, the lead state, executed the award of NASPO Value Point (NVLPT) Contract #MNWNC-119. The state of Minnesota extended the contract in May 2021 for an additional one-year term. The District requested approval from the State of California to utilize the NASPO contract, as required under the contract terms and conditions. The District received approval from the State of California to utilize this contract via a Participating Addendum that was issued on October 6, 2021.

The District will utilize this contract to purchase Microsoft computers and services, through an approved list of resellers for the NASPO contract.

ADDITIONAL DATA:

Copies of contract documents are available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

Funding will be determined at time of purchase.

STAFF RECOMMENDATION:

Recommend adoption.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

RESOLUTION NO. _____

Resolution Authorizing Utilization of the)
National Association of State Procurement)
Officials Value Point Contract)
No. MNWNC-119, for Computer Equipment)
Awarded to Microsoft for the Period of)
October 21, 2021, Through July 31, 2022)

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

WHEREAS, the State of Minnesota, as the Lead State, entered into an agreement through the National Association of State Procurement Officials (NASPO), a cooperative multistate contracting agency that with its collective buying power stimulates competition and assists states in achieving cost-effective and efficient acquisition of products and services; and

WHEREAS, the State of California Department of General Services, issued a Participating Addendum to the Chula Vista Elementary School District approving the District's ability to purchase Microsoft computers, equipment and services, under the NASPO contract No. MNWNC-119; and

WHEREAS, the Chula Vista Elementary School District (District) as a participating agency may purchase equipment and services provided by Microsoft, through approved resellers under the NASPO contract; and

WHEREAS, this Board has determined it to be in the best interest of the District to utilize this contract to purchase student and staff computer equipment and services that may be needed; and

WHEREAS, NASPO and the State of California waived its right to require the District to draw warrants for such purchases or contracts in favor of NASPO or the State of California.

NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND DECLARED that the contract for Computer Equipment and services for the District to be provided by Microsoft through the approved NASPO ValuePoint resellers under Contract No. MNWNC-119 and the District's State of California approved Participating Addendum is hereby authorized and approved; and is subject to all terms and conditions as specified in the contract documents.

BE IT FURTHER RESOLVED, ORDERED, AND DECLARED that Oscar Esquivel, Interim Superintendent and Interim Secretary to the Board of Education of the Chula Vista Elementary School District, or his designee is hereby authorized to execute the necessary contract documents to purchase Microsoft computer equipment and services.

PASSED AND ADOPTED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, this 20th day of October, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

- - - - - - - - - - - - - -

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Oscar Esquivel, Interim 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 its organizational 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.

_____
Interim Secretary to the Board of Education

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Approve Award of Bid No. 21/22-1 Robert L. Mueller Charter School Network Cabling Upgrade Project to World Bridge Technologies, Inc.

____X____Action **_____Information**

BACKGROUND INFORMATION:

The Notice for Bid No. 20/21-1 3 Robert L. Mueller Charter School (Mueller) Network Cabling was issued on August 17, 2021, to all contractors registered with the District who possess an active C-7 Low Voltage Contractors License. On August 23, 2021, a pre-bid conference was held and four (4) contractors participated in the site walk. At the bid opening held on September 3, 2021, three (3) bids were received

The purpose of this bid is to replace computer and telephone network cabling in all buildings on Mueller's campus. The cabling was installed in 1996 and is deteriorating. As a result, network and telephone communications are being impacted. The lack of reliable network and telephone communications hinders administrative and instructional activities, and it also poses a safety risk if communications fail during an emergency situation.

ADDITIONAL DATA:

Copies of the bid documents are available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

The lowest responsive, responsible bidder meeting all requirements for this project is World Bridge Technologies, Inc. This project will be funded with Capital funds.

A list of the bids submitted is detailed in the chart below:

Vendor	Total Bid Amount
World Bridge Technologies Inc.	**$165,500**
Communication Wiring Specialists, Inc.	$219,998
GA Technical Solutions, Inc.	$275,000

The estimated total cost, including tax, based on the lowest bid above is $165,500.

STAFF RECOMMENDATION:

Recommend approval.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

(1) Approve Retention Release for Bid Package for Demolition, Abatement, Roofing, and Heating, Ventilating, and Air Conditioning (HVAC) Renovations Project at J. Calvin Lauderbach and Palomar Elementary Schools and Robert L. Mueller Charter School to M.A. Stevens Construction, Inc.;

(2) Approve Change Order to M.A. Stevens Construction, Inc., for a Decrease in the Amount of <$126,063.00>; and

(3) Approve Notice of Completion for Bid Package to M.A. Stevens Construction, Inc.

____X____Action **_____Information**

BACKGROUND INFORMATION:

On November 18, 2020, the Board approved the award of a Prime Bid Package to M.A. Stevens Construction, Inc. (M.A. Stevens) for the Demolition, Abatement, HVAC, and Roofing for J. Calvin Lauderbach and Palomar Elementary Schools, and Robert L. Mueller Charter School. Work commenced on December 19, 2020, and will be substantially complete on October 20, 2021. This prime contractor has satisfactorily completed its work sufficient to release the 5% retention held on their progress payments.

The contract with M.A. Stevens contained allowances for unforeseen conditions and/or scope modifications. The entire amount of those allowances was not needed to complete the project; therefore, the actual cost of the project was less than the original contract amount. The change order amount for the Prime Bid Package on the chart below represents the original contract amount less the actual cost of the project.

Contractor	Original Contract Amount	Actual Costs	Change Order Amount
M.A. Stevens Construction Inc.	$2,869,729	$2,743,666	<$126,063>
			-4.39%

The District has inspected the work and found it to be substantially complete and satisfactory. The final payments of funds owed will be paid no later than 60 days after the Acceptance of Work and Notice of Completion have been filed.

ADDITIONAL DATA:

Copies of change orders are available for review in the Office of the Interim Superintendent. A copy of the Notice of Completion of Public Work is attached as Exhibit "A".

FISCAL IMPACT/FUNDING SOURCE:

The change order results in a decrease of <$126,063.00> to the total contract amount. The total contract sum will be adjusted from $2,869,729.00 to $2,743,666. Funding will be provided from General Obligation Bond and other Capital funds.

STAFF RECOMMENDATION:

Recommend approval.

Recording Requested By and When Recorded Mail to:

Chula Vista Elementary
School District
Attention: Facilities Department
84 East "J" Street
Chula Vista, CA 91910

"EXHIBIT A"

Space above for Recorder's use only.
Exempt from recording fee pursuant to Government Code § 6103.

NOTICE OF COMPLETION OF PUBLIC WORK

Project Owner:
Chula Vista Elementary School District,
84 East "J" Street, Chula Vista, CA 91910

Project Site:

J. Calvin Lauderbach and Palomar Elementary Schools, and Robert L. Mueller Charter School, 84 East J Street, Chula Vista, CA 91910

Project Owner Interest in Project Site(s): Fee Simple Ownership

Description of Public Work:

Name/Bid Package(s):	Bid Package Demolition, Abatement, HVAC, and Roofing
Direct Contractor:	M.A. Stevens Construction, Inc.
Date of Contract:	12/4/2020
Name of Surety:	Hudson Insurance Company
Nature of Work:	Bid Package Demolition, Abatement, HVAC, and Roofing for renovations at Mueller Charter, Lauderbach, and Palomar Elementary Schools

Acceptance/Completion Date: The Project Owner's Board of Education accepted the above-described public work as being complete on October 20, 2021.

Verification: The undersigned hereby declares subject to penalty for perjury that I am an officer of the Project Owner (i.e., Secretary to the Board of Education of the Chula Vista Elementary School District), I am authorized to make this verification on behalf of the Project Owner, I have read this notice and understand its contents, and I am informed and believe that the matters set forth herein are true and correct.

Executed in Chula Vista, California, on October 21, 2021.

Oscar Esquivel
Interim Secretary to the Board of Education of
the Chula Vista Elementary School District

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Ratify Purchase Orders, Warrants, and Checks Written/Issued Through September 30, 2021

____X____Action **_____Information**

BACKGROUND INFORMATION AND FISCAL IMPACT:

The following purchase orders, warrants, and checks were written/issued through September 30, 2021

i.	Purchase Orders: 22001748-22002271	$ 2,970,376.97
ii.	Alternative Revolving Cash:	$ .00
iii.	Commercial Warrants: 330759-331567	$ 7,234,959.95
	Cafeteria Warrants: 00008614-00008680	$ 1,047,535.38
iv.	Payroll Warrants: Series 10 13334512-13335878; N-2989433-2993123	$19,198,490.23
v.	Revolving Cash Checks: 009785-009899	$ 21,576.16

ADDITIONAL DATA:

Additional information is available for review in the Office of the Interim Superintendent in accordance with Board Policies 3310, 3314, and 3314.2.

STAFF RECOMMENDATION:

Recommend ratification.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Approve and/or Ratify Inservice/Travel Requests

____X____Action **_____Information**

BACKGROUND INFORMATION:

See attached listing.

ADDITIONAL DATA:

Inservice/travel requests are available for review in the Office of the Interim Superintendent in accordance with Board Policies 4133, 4233, and 4333.

FISCAL IMPACT/FUNDING SOURCE:

See attached listing.

STAFF RECOMMENDATION:

Recommend approval and/or ratification.

Chula Vista Elementary School District

Agenda Item 7.T.
October 20, 2021
Exhibit A

INSERVICE/TRAVEL REQUESTS

Individual	Event	Destination	From	To	Est'd Cost	Funding	CVESD Location
Bruder, M	CS EdCon 2021	Los Angeles, CA	11/02/21	11/05/21	$ -	UCSD/Code.org	Instructional Services
Millican, A	National School Public Relations Association Seminar 2021	New Orleans, LA	07/11/21	07/14/21	$ 1,873.00	District Admin	Instructional Services
Camarena, S	American Orff-Schulwerk Association Music Conference	Charleston, SC	11/03/21	11/07/21	$ 1,709.00	Title I	Otay Elementary
Casey, S	Association of California School Administrators Conference	Palm Springs, CA	01/11/21	01/14/21	$ -	Selpa Reimbursement	Pupil Services
McKinney, S	Captain Cadre	Riverside, CA	11/01/21	11/02/21	$ 492.00	Special Ed	Pupil Services
Estrada, C	Equity Conference	SDCOE	01/20/22	01/21/22	$ 375.00	Title I	Vista Square Elementary
Gregg, E	Equity Conference	SDCOE	01/20/22	01/21/22	$ 375.00	Title I	Vista Square Elementary

*Estimated cost per participant. Funds may vary by site for this event
NOTE: Actual Inservice/Travel costs may differ from estimated costs as shown above.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Instructional Services and Support

ITEM TITLE:

Approve Elementary and Secondary School Emergency Relief III Plan

_____X____Action **_____Information**

BACKGROUND INFORMATION:

In response to the 2019 Novel Coronavirus (COVID-19), the U.S. Congress passed American Rescue Plan (ARP) Act, which was signed into law on March 11, 2021. This federal stimulus funding is the third act of federal relief in response to COVID-19, following the Coronavirus Aid, Relief, and Economic Security Act signed into law on March 27, 2020, and the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 signed into law on December 27, 2020.

The main funding source for local educational agencies (LEAs) in the ARP Act is the Elementary and Secondary School Emergency Relief (ESSER) III Fund. The ESSER III Fund accounts for nearly $122 billion of funding for all states and California's allocation is $15,068,884,546. The ARP Act also requires the U.S. Department of Education to reserve $800 million to support efforts to identify homeless children and youth, and provide such youth with comprehensive, wrap-around services that address needs arising from the COVID-19 pandemic and allows them to attend school and participate fully in all school activities. California's allocation for these funds is $98,709,231. The ESSER III funding provides LEAs with emergency relief funds to address the impact of COVID-19 on elementary and secondary schools across the nation.

Section 2001(c) of the ARP Act requires ED to allocate the ESSER III Fund based on the proportion that each State received under Title I, Part A of the Elementary and Secondary Education Act of 1965 (ESEA) in the most recent fiscal year. Funds may be used for pre-award costs dating back to March 13, 2020, when the national emergency was declared. These funds are available for obligation by the state and subrecipients through September 30, 2024.

On September 15, 2021, the Board conducted a Public Hearing on the ESSER III Plan to receive recommendations and comments from stakeholders.

ADDITIONAL DATA:

A copy of the ESSER III Plan is attached as "Exhibit A." Additional information is available for review in the Office of the Assistant Superintendent of Innovation and Instruction.

FISCAL IMPACT/FUNDING SOURCE:

The District's preliminary allocation of ESSER III funding is anticipated to be $42,818,688.

STAFF RECOMMENDATION:

Recommend approval.

"EXHIBIT A"

ESSER III Expenditure Plan

Local Educational Agency (LEA) Name	Contact Name and Title	Email and Phone
Chula Vista Elementary School District	Matthew Tessier, Ed.D. Assistant Superintendent	Matthew.Tessier@cvesd.org (619) 425-9600 ext. 1462

School districts, county offices of education, or charter schools, collectively known as LEAs, that receive Elementary and Secondary School Emergency Relief (ESSER) funds under the American Rescue Plan Act, referred to as ESSER III funds, are required to develop a plan for how they will use their ESSER III funds. In the plan, an LEA must explain how it intends to use its ESSER III funds to address students' academic, social, emotional, and mental health needs, as well as any opportunity gaps that existed before, and were worsened by, the COVID-19 pandemic. An LEA may also use its ESSER III funds in other ways, as detailed in the Fiscal Requirements section of the Instructions. In developing the plan, the LEA has flexibility to include community input and/or actions included in other planning documents, such as the Local Control and Accountability Plan (LCAP), provided that the input and actions are relevant to the LEA's Plan to support students.

For more information please see the Instructions.

Other LEA Plans Referenced in this Plan

Plan Title	Where the Plan May Be Accessed
Expanded Learning Opportunities Grant Plan	CVESD Website: https://p12cdn4static.sharpschool.com/UserFiles/Servers/Server_411950/File/Community/LCAP/2021-22/Expanded%20Learning%20Opportunities%20Grant%20Plan%20-%20CVESD.pdf
Local Control and Accountability Plan	CVESD Website: https://p12cdn4static.sharpschool.com/UserFiles/Servers/Server_411950/File/Community/LCAP/2021-22/2021-22%20Annual%20Update-LCAP.pdf
Learning Continuity and Attendance Plan	CVESD Website: https://www.cvesd.org/common/pages/DisplayFile.aspx?itemId=16233471

Summary of Planned ESSER III Expenditures

Below is a summary of the ESSER III funds received by the LEA and how the LEA intends to expend these funds in support of students.

Total ESSER III funds received by the LEA

$42,818,688.00

Plan Section	Total Planned ESSER III
Strategies for Continuous and Safe In-Person Learning	$9,766,152.00
Addressing Lost Instructional Time (a minimum of 20 percent of the LEAs ESSER III funds)	$9,479,784.00
Use of Any Remaining Funds	$23,572,752.00

Total ESSER III funds included in this plan

Pending Board Approval

Community Engagement

An LEA's decisions about how to use its ESSER III funds will directly impact the students, families, and the local community. The following is a description of how the LEA meaningfully consulted with its community members in determining the prevention and mitigation strategies, strategies to address the academic impact of lost instructional time, and any other strategies or activities to be implemented by the LEA. In developing the plan, the LEA has flexibility to include input received from community members during the development of other LEA Plans, such as the LCAP, provided that the input is relevant to the development of the LEA's ESSER III Expenditure Plan.

For specific requirements, including a list of the community members that an LEA is required to consult with, please see the Community Engagement section of the Instructions.

A description of the efforts made by the LEA to meaningfully consult with its required community members and the opportunities provided by the LEA for public input in the development of the plan.

The Chula Vista Elementary School District intentionally invests in strong partnerships and collaboration efforts with stakeholder groups and community members. These ongoing collaborative efforts provided strong insight and input into the development of the ESSER III Expenditure Plan. This input was gathered through a variety of methods including through the use of the ThoughtExchange process (to inform LCAP development), ongoing collection of teacher survey data, working with bargaining units included Chula Vista Educators (CVE) and the Chula Vista Classified Employees Organization (CVCEO), equity groups and committees including the newly formed Black Learners Advisory Committee and PTA, and the overall Expanded Learning Opportunities Grant Plan and LCAP development process which includes meeting with parent and student groups as well as the District Advisory Committee (DAC)/District English Learner Advisory Committee (DELAC).

In addition to the description described above, below is a list of dates noting when specific meetings occurred.

Dates Met:
Chula Vista Educators (CVE) - July 23, 2021, August 19, 2021, August 26, 2021
District Advisory Council/District English Learner Advisory Committee (DAC/DELAC) Executive Board - August 5, 2021, August 21, 2021
Black Learners Advisory Council (B-LAC) - August 11, 2021, August 26, 2021
Chula Vista Elementary Council of PTAs - August 12, 2021
Chula Vista Classified Employees Organization (CVCEO) - August 18, 2021, September 2, 2021
Instructional Services and Support - July 12, 2021, August 9, 2021, September 7, 2021
Principal Leads - July 15, 2021, August 24, 2021

A description of how the development of the plan was influenced by community input.

Input from community members was critical to developing the content of the ESSER III Expenditure Plan. This input includes, but is not limited to, the plan components further described here. In an effort to provide prevention and mitigation strategies to continuously and safely operate schools for in-person learning which was a need identified by several community members including teachers, bargaining units, and parents, HVAC filters and technician support for installation and maintenance were included in the plan. Principals, teachers, parents groups including BLAC, DAC/DELAC, PTA, expressed a need to provide ongoing mental health strategies and support. These are included in the plan through MTSS counselors, fulltime psychologists at each site, and District Social Workers to support our most underserved students including foster and homeless youth. Classified staff, through the input process, is being supported with new equipment to ensure up-to-date technology resources and cleaning equipment with most recent industrial cleanliness standards. Community members such as parent groups and teachers desired an alternate instructional strategy so the District has implemented the CVESD Virtual Academy using an independent study framework. This provides all students, including those underserved, with an alternate option to in-person instruction; the Virtual Academy components are included in the ESSER III plan as a direct response to those needs. To address lost instructional time, Impact Teachers were hired to support students in need of intervention, especially those students disproportionately impacted by COVID-19. The use of an Impact Teacher to provide intervention using research-based approaches was influenced by needs expressed from principals, teachers, students, and parents/guardians. Additional strategies to address lost instructional time, as influenced by the community, include the use of evidence-based technology accelerators including i-Ready and Achieve3000 and continuing funding for EL-IAs to support English Learners. Additional resources such as VAPA items are included as a response from the community to continuously provide VAPA instruction to all students.

Actions and Expenditures to Address Student Needs

The following is the LEA's plan for using its ESSER III funds to meet students' academic, social, emotional, and mental health needs, as well as how the LEA will address the opportunity gaps that existed before, and were exacerbated by, the COVID-19 pandemic. In developing the

plan, the LEA has the flexibility to include actions described in existing plans, including the LCAP and/or Expanded Learning Opportunity (ELO) Grant Plan, to the extent that the action(s) address the requirements of the ESSER III Expenditure Plan.
For specific requirements, please refer to the Actions and Expenditures to Address Student Needs section of the Instructions.

Strategies for Continuous and Safe In-Person Learning

A description of how the LEA will use funds to continuously and safely operate schools for in-person learning in a way that reduces or prevents the spread of the COVID-19 virus.

Total ESSER III funds being used to implement strategies for continuous and safe in-person learning

$9,766,152.00

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
NA	HVAC Filters/Tech	Air filter replacements (4x per year)	$231,683.00
NA	Increased Time for Staff	Increased time to support staff as they support safe in-person learning for all student groups (including CNS, IAs, nurses, teachers, custodians, NDS, clerks, techs, etc.)	$4,413,016.00
NA	HVAC Filter Technician	Technician support for increased need for filter placements (4x per year)	$204,795.00
NA	COVID-19 Testing	Costs to support ongoing testing and support for COVID-19	$1,866,720.00
NA	Contact Tracer	Support for contact tracing	$559,427.00
NA	Custodial Equipment	Custodial supplies for safe in person learning such as vacuum, scrubber, buffer, and extractor	$80,135.00
NA	Warehouse Delivery Driver/Storekeeper	Support for delivering extra supplies to sites	$193,777.00
NA	Teacher Substitute Pay	Temporary increase in teacher substitute pay to support safe in-person learning	$2,216,599.00

Addressing the Impact of Lost Instructional Time

A description of how the LEA will use funds to address the academic impact of lost instructional time.

Total ESSER III funds being used to address the academic impact of lost instructional time

$9,479,784.00

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
Expanded Learning Opportunities Grant Plan	Impact Teachers	Impact teachers hired to accelerate progress to close learning gaps through the implementation, expansion, or enhancement of learning supports. ELO to support 21-22 school year with 1 teacher per site; ESSER III to continue support at top 20 unduplicated sites in 22-23 and 23-24. Impact teachers will provide evidence-based interventions to address technical skill deficits in language and literacy including SIPPS (Systematic Instruction in Phonological Awareness, Phonics, and Sight Words) and Benchmark Advance assessment resources to students in the following priority areas: (1) Foster youth and students experiencing homelessness, (2) At Risk English Learners or Long Term English Learners, (3) English Learners that are at ELPAC 1 or 2 levels, and (4) low-income students.	$7,652,025.00
Expanded Learning Opportunities Grant Plan	English Learner Instructional Assistants	CVESD will continue additional ELIA staffing to directly support English Learner instruction and support by providing SIPPS (Systematic Instruction in Phonological Awareness, Phonics, and Sight Words) and One to One Literacy Instruction. SIPPs will provide students with explicit instruction, assessment and differentiation based on their needs. One to One Literacy Instruction will include one to one tutoring which is supported by research and is seen as essential for students who are at high risk, which may include many of our Multilingual English Learners. Additionally, the U.S. Department of Education's Institute of Education Studies found that one to one instruction was effective for at-risk readers.	$1,827,759.00

Use of Any Remaining Funds

A description of the how the LEA will use any remaining ESSER III funds, as applicable.

Total ESSER III funds being used to implement additional actions

$23,572,752.00

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
2021-22 LCAP, Goal #3, Action #1	Visual and Performing Arts (VAPA) Materials	VAPA curriculum, materials, and support to successfully implement site programs will continue to be provided.	$234,968.00
Expanded Learning Opportunities Grant Plan	3 District Social Workers	Funding will continue through 2023-2024 for 3 District Social Workers to provide integrated student supports to address other barriers to learning.	$406,620.00
NA	1 FTE Port Station Teacher	1 full-time Port Station Teacher will provide innovative experiences at CVESD station for students	$106,120.00
NA	Virtual Academy Staff	1 Principal on Special Assignment, Teachers, and clerical support for Virtual Academy to support students on independent study per AB130	$4,281,751.00
NA	Dynamic After School Programs (DASH)	DASH is a 2 hour after school recreation and enrichment program offered at 24 CVESD sites for students in K-6 grade funded by CVESD and operated by the South Bay Family YMCA. Priority enrollment for the 21-22 school year included first priority for homeless or foster youth, followed by students receiving free/reduced lunch, those needing care 5 days a week, those successfully having attended DLSP, and those with a parent/guardian in the military.	$1,848,000.00
Learning Continuity and Attendance Plan	Student Devices	CVESD will continue to engage in a 1:1 technology initiative so that each student has access to a device for academic resources, assessment, and instruction.	$7,076,097.00
Learning Continuity and Attendance Plan	Teacher Laptops	Teacher laptops will continue to be purchased for the purpose of increasing student learning and providing ongoing instruction, assessment, access to resources.	$2,917,148.00
NA	Passenger Van Driver	The passenger van driver will provide transportation to school for students experiencing homelessness and students in the foster care system.	$167,110.00

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
Expanded Learning Opportunities Grant Plan	1 FTE - MTSS Coordinator	1 full-time MTSS Coordinator to provide an academic lens for instruction and support with providing integrated student supports.	$166,893.00
Expanded Learning Opportunities Grant Plan	10 FTE - MTSS Counselors	10 full-time MTSS counselors to provide integrated student supports and address other barriers to learning at top 10 unduplicated sites	$1,830,558.00
Expanded Learning Opportunities Grant Plan	16 FTE - MTSS Counselors	16 full-time MTSS counselors to provide integrated student supports and address other barriers to learning via sister school model	$520,121.00
Expanded Learning Opportunities Grant Plan	Hotspots	Hotspots to provide internet connectivity for homeless and foster youth will continue to be funded.	$31,500.00
Expanded Learning Opportunities Grant Plan	Psychologists	1 full-time psychologist at every school site to provide integrated student supports and address other barriers to learning	$1,484,027.00
Expanded Learning Opportunities Grant Plan	1 FTE - Central Support for Attendance	Central office support to improve chronic absenteeism	$70,182.00
Expanded Learning Opportunities Grant Plan	Before/After School Programming	Computer programming for 15 STRETCH school sites	$150,000.00
Expanded Learning Opportunities Grant Plan	1 FTE - IT Communications/Web Specialist	1 full-time IT/Web specialist to improve communication and input from the community using digital tools	$129,444.00
Expanded Learning Opportunities Grant Plan	CST Increase	Increase of staffing of Computer Support Technicians (CST) to support all digital programs that provide adaptive instruction for students in class	$710,679.00
Expanded Learning Opportunities Grant Plan	TET Increase	Increase of staffing of Technology Equipment Technicians (TET) to support all digital programs that provide adaptive instruction for students in class	$289,851.00
NA	Clerical Support	Additional clerical support for Instructional Services	$67,008.00
NA	Virtual Academy Materials and Supplies	Materials and supplies for teachers and site costs to implement instruction to students in Virtual Academy who have opted for independent study under AB130	$100,000.00

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
2021-22 LCAP, Goal #1, Action 4	Associate Principal 0.5 FTE	Support at one of the highest unduplicated schools to increase academic access and achievement for English Learners.	$158,075.00
NA	Junior Achievement	Expanded learning opportunity (career exploration and strengths-based educational experience) for foster youth, homeless students, and low income students	$300,000.00
NA	Classified Technology	Computers and printers for Secretary, AHS, LMT & Custodians at each site	$307,965.00
NA	Van Rentals	4 vans - annual van rentals to support transportation for foster youth and homeless students	$109,600.00
NA	New Comer Program	New Comer Program within Benchmark to support instruction of English Learners	$34,000.00
NA	ESSC Special Education Teacher	Special education teacher to mitigate learning loss for students with disabilities	$75,035.00

Ensuring Interventions are Addressing Student Needs

The LEA is required to ensure its interventions will respond to the academic, social, emotional, and mental health needs of all students, and particularly those students most impacted by the COVID–19 pandemic. The following is the LEA's plan for ensuring that the actions and expenditures in the plan are addressing the identified academic, social, emotional, and mental health needs of its students, and particularly those students most impacted by the COVID–19 pandemic.

Action Title(s)	How Progress will be Monitored	Frequency of Progress Monitoring
Strategies for Safe, In-Person Learning - Increased time for staff and increase in sub pay	Staff time will be increased to ensure student support (including CNS, IAs, nurses, teachers, custodians, NDS, clerks, techs, etc.). Substitute teacher pay will be increased as an incentive to provide continuous instruction to students in-person. Site administrators will monitor that student needs are met in areas of safety, site maintenance and student/teacher emotional,	Ongoing (daily)

Action Title(s)	How Progress will be Monitored	Frequency of Progress Monitoring
	academic, and health needs, as well as ensuring students have continuous in person experiences.	
Strategies for Safe, In-Person Learning - Custodial items and support	Maintenance schedules established to ensure effectiveness of materials (HVAC filters, tech support, vacuum, scrubber, warehouse delivery/storekeeper, etc.).	Regular, ongoing maintenance schedules
Lost Instructional Time - Impact Teachers	Impact Teachers will be using progress monitoring assessments with students that they are working with: (1) Foster youth and students experiencing homelessness, (2) At Risk English Learners or Long Term English Learners, (3) English Learners that are at ELPAC 1 or 2 levels, and (4) low-income students.	Assessments administered 2x per year; monitoring on a monthly basis by site and district administrative personnel
Strategies for Safe, In-Person Learning - COVID-19	COVID-19 items to support testing and contact tracing (testing supplies, support, contact tracer)	Needs analysis completed on an ongoing basis
Use of Add. Funds - Before/After School Programs/Resources	These programs and resources provide students with ongoing support, supervision, and enrichment opportunities. Progress will be monitored by site and district administrative personnel through enrollment and usage data.	Program enrollment and use of resources will be monitoring annually.
Use of Add. Funds - VAPA Items	VAPA items will be monitored by the formal and/or informal showcase of student learning throughout the school year. Registration and attendance will be kept for any afterschool programing. Implementation of the curriculum will be monitored through teacher surveys.	Ongoing monitoring of VAPA items Curriculum implementation - quarterly teacher surveys
Use of Add. Funds - Virtual Academy	Students enrolled in Virtual Academy will receive ongoing support and services. Academic progress will be monitored through District diagnostic assessments. Additional progress and needs monitored through enrollment patterns.	Academic - diagnostic assessments administered 3x per year; enrollment data and patterns monitored monthly
Use of Add. Funds - Mental Health Plan and Student Support	This includes District SW, MTSS Coordinator, Psychologists, and MTSS Counselors. All school sites will utilize the Student Risk	Progress monitored through Student Risk Screening Scale at least one time per year. Hanover survey data will also be

Action Title(s)	How Progress will be Monitored	Frequency of Progress Monitoring
	Screening Scale - Internalizing/Externalizing. Students will also be administered Hanover Survey for mental, social, and emotional progress monitoring. Employees will be supported and have their progress monitored by site and district administrative personnel.	used annually. Employee progress monitored by site and district administrative personnel on a monthly basis.
Use of Add. Funds - Student Support	Passenger van driver, van rentals, Junior Achievement experiences, 0.5 AP, SpEd teacher, New Comer Program, central office support for improving attendance, and connectivity/hotspots for Homeless and Foster Youth will have progress monitored by enrollment and need by site and District administrative personnel, including but not limited to, District Social Workers.	Progress will be monitored with monthly enrollment and use of connectivity/hot spots.
Use of Add. Funds - Technology and Support	Devices and laptops (student and teacher) will be utilized to address academic needs of students determined by diagnostic assessments. Progress and need for CST/TET staff/technology support will be monitoring by IT department and needs expressed by school sites. IT Communications/Web Specialist progress will be measured by technology use for communication.	Diagnostic assessments administered 3x per year. Tech support (CST/TET/IT Communications/Web Specialist) will be monitored quarterly.
Use of Add. Funds - Port Station Teacher	Progress will be monitored by attendance at Port Station and student experience data.	Attendance measured quarterly; data reviewed pre/post attendance at station.
Lost Instructional Time - English Learner Instructional Assistants	ELIAs will be using evidence-based intervention including SIPPS and One to One Literacy Instruction. Student progress will be monitored through SIPPs and additional progress monitoring assessments. Professional development will be provided to ensure effective implementation of intervention.	Monitoring will on a monthly basis by site and district administrative personnel; academic progress monitoring will occur through ongoing curriculum embedded (i.e. SIPPS) assessments as well as state-level assessments (ELPAC).

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ESSER III Expenditure Plan Instructions

Introduction

School districts, county offices of education (COEs), or charter schools, collectively known as local educational agencies (LEAs), that receive Elementary and Secondary School Emergency Relief (ESSER) funds under the American Rescue Plan (ARP) Act, referred to as ESSER III funds, are required to develop a plan for how they will use ESSER III funds to, at a minimum, address students' academic, social, emotional, and mental health needs, as well as the opportunity gaps that existed before, and were exacerbated by, the COVID-19 pandemic.

The plan must be adopted by the local governing board or body of the LEA at a public meeting on or before October 29, 2021 and must be submitted for review and approval within five days of adoption. A school district must submit its ESSER III Expenditure Plan to its COE for review and approval; a COE must submit its plan to the California Department of Education for review and approval. A charter school must submit its plan to its chartering authority for review and to the COE of the county in which the charter school operates for review and approval.

In addition, consistent with the requirements of the ARP, Volume 86, *Federal Register*, page 21201, April 22, 2021, the ESSER III Expenditure Plan must be:

- Written in an understandable and uniform format;
- Written in a language that parents can understand, to the extent practicable;
    - If it is not practicable to provide written translations to a parent with limited English proficiency, the plan must be orally translated for parents
- Provided in an alternative format to a parent who is an individual with a disability as defined by the Americans with Disabilities Act, upon request; and
- Be made publicly available on the LEA's website.

For additional information regarding ESSER III funding please see the ARP Act Funding web page at https://www.cde.ca.gov/fg/cr/arpact.asp.

For technical assistance related to the completion of the ESSER III Expenditure Plan, please contact EDReliefFunds@cde.ca.gov.

Fiscal Requirements

- The LEA must use at least 20 percent (20%) of its ESSER III apportionment for expenditures related to addressing the academic impact of lost instructional time through the implementation of evidence-based interventions, such as summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs.
    - For purposes of this requirement, "evidence-based interventions" include practices or programs that have **evidence** to show that they are effective at producing results and improving outcomes when implemented. This kind of evidence has generally been produced through formal studies and research. There are four tiers, or levels, of evidence:

        - **Tier 1 – Strong Evidence**: the effectiveness of the practices or programs is supported by one or more well-designed and well-implemented randomized control experimental studies.
        - **Tier 2 – Moderate Evidence**: the effectiveness of the practices or programs is supported by one or more well-designed and well-implemented quasi-experimental studies.
        - **Tier 3 – Promising Evidence**: the effectiveness of the practices or programs is supported by one or more well-designed and well-implemented correlational studies (with statistical controls for selection bias).
        - **Tier 4 – Demonstrates a Rationale**: practices that have a well-defined logic model or theory of action, are supported by research, and have some effort underway by a State Educational Agency, LEA, or outside research organization to determine their effectiveness.
    - **For additional information please see the Evidence-Based Interventions Under the ESSA web page at https://www.cde.ca.gov/re/es/evidence.asp.**
- The LEA must use the remaining ESSER III funds consistent with section 2001(e)(2) of the ARP Act, including for:
    - Any activity authorized by the Elementary and Secondary Education Act (ESEA) of 1965;
    - Any activity authorized by the Individuals with Disabilities Education Act (IDEA);
    - Any activity authorized by the Adult Education and Family Literacy Act;
    - Any activity authorized by the Carl D. Perkins Career and Technical Education Act of 2006;
    - Coordination of preparedness and response efforts of LEAs with State, local, Tribal, and territorial public health departments, and other relevant agencies, to improve coordinated responses among such entities to prevent, prepare for, and respond to COVID-19;
    - Activities to address the unique needs of low-income students, students with disabilities, English learners, racial and ethnic minorities, homeless students, and foster youth, including how outreach and service delivery will meet the needs of each population;
    - Developing and implementing procedures and systems to improve the preparedness and response efforts of LEAs;
    - Training and professional development for staff of the LEA on sanitation and minimizing the spread of infectious diseases;
    - Purchasing supplies to sanitize and clean the facilities of an LEA, including buildings operated by such agency;
    - Planning for, coordinating, and implementing activities during long-term closures, including providing meals to eligible students, providing technology for online learning to all students, providing guidance for carrying out requirements under IDEA, and ensuring other educational services can continue to be provided consistent with all Federal, State, and local requirements;
    - Purchasing education technology (including hardware, software, and connectivity) for students who are served by the LEA that aids in regular and substantive educational interaction between students and their classroom instructors, including low-income students and children with disabilities, which may include assistive technology or adaptive equipment;
    - Providing mental health services and supports, including through the implementation of evidence-based full-service community schools;
    - Planning and implementing activities related to summer learning and supplemental after school programs, including providing classroom instruction or online learning during the summer months and addressing the needs of underserved students;

- Addressing learning loss among students, including underserved students, by:
  - Administering and using high-quality assessments that are valid and reliable, to accurately assess students' academic progress and assist educators in meeting students' academic needs, including through differentiated instruction,
  - Implementing evidence-based activities to meet the comprehensive needs of students,
  - Providing information and assistance to parents and families of how they can effectively support students, including in a distance learning environment, and
  - Tracking student attendance and improving student engagement in distance education;

  Note: A definition of "underserved students" is provided in the Community Engagement section of the instructions.
- School facility repairs and improvements to enable operation of schools to reduce risks of virus transmission and exposure to environmental health hazards, and to support student health needs;
- Inspection, testing, maintenance, repair, replacement, and upgrade projects to improve the indoor air quality in school facilities, including mechanical and nonmechanical heating, ventilation, and air conditioning systems, filtering, purification and other air cleaning, fans, control systems, and window and door replacement;
- Developing strategies and implementing public health protocols including, to the greatest extent practicable, policies in line with guidance from the Centers for Disease Control and Prevention (CDC) for the reopening and operation of school facilities to effectively maintain the health and safety of students, educators, and other staff;
- Other activities that are necessary to maintain the operation of and continuity of services in LEAs and continuing to employ existing staff of the LEA.

Other LEA Plans Referenced in this Plan

In developing the plan, the LEA has flexibility to include community input and/or actions included in other planning documents, such as the Local Control and Accountability Plan (LCAP) and/or the Expanded Learning Opportunities (ELO) Grant Plan, provided that the input and/or actions address the requirements of the ESSER III Expenditure Plan.

An LEA that chooses to utilize community input and/or actions from other planning documents must provide the name of the plan(s) referenced by the LEA and a description of where the plan(s) may be accessed by the public (such as a link to a web page or the street address of where the plan(s) are available) in the table. The LEA may add or delete rows from the table as necessary.

An LEA that chooses not to utilize community input and/or actions from other planning documents may provide a response of "Not Applicable" in the table.

Summary of Expenditures

The Summary of Expenditures table provides an overview of the ESSER III funding received by the LEA and how the LEA plans to use its ESSER III funds to support the strategies and interventions being implemented by the LEA.

Instructions

For the 'Total ESSER III funds received by the LEA,' provide the total amount of ESSER III funds received by the LEA.

In the Total Planned ESSER III Expenditures column of the table, provide the amount of ESSER III funds being used to implement the actions identified in the applicable plan sections.

For the 'Total ESSER III funds included in this plan,' provide the total amount of ESSER III funds being used to implement actions in the plan.

Community Engagement

Purpose and Requirements

An LEA's decisions about how to use its ESSER III funds will directly impact the students, families, and the local community, and thus the LEA's plan must be tailored to the specific needs faced by students and schools. These community members will have significant insight into what prevention and mitigation strategies should be pursued to keep students and staff safe, as well as how the various COVID–19 prevention and mitigation strategies impact teaching, learning, and day-to-day school experiences.

An LEA must engage in meaningful consultation with the following community members, as applicable to the LEA:

- Students;
- Families, including families that speak languages other than English;
- School and district administrators, including special education administrators;
- Teachers, principals, school leaders, other educators, school staff, and local bargaining units, as applicable.

"Meaningful consultation" with the community includes considering the perspectives and insights of each of the required community members in identifying the unique needs of the LEA, especially related to the effects of the COVID-19 pandemic. Comprehensive strategic planning will utilize these perspectives and insights to determine the most effective strategies and interventions to address these needs through the programs and services the LEA implements with its ESSER III funds.

Additionally, an LEA must engage in meaningful consultation with the following groups to the extent that they are present or served in the LEA:

- Tribes;
- Civil rights organizations, including disability rights organizations (e.g. the American Association of People with Disabilities, the American Civil Liberties Union, National Association for the Advancement of Colored People, etc.); and
- Individuals or advocates representing the interests of children with disabilities, English learners, homeless students, foster youth, migratory students, children who are incarcerated, and other underserved students.
    - For purposes of this requirement "underserved students" include:
        - Students who are low-income;

- Students who are English learners;
- Students of color;
- Students who are foster youth;
- Homeless students;
- Students with disabilities; and
- Migratory students.

LEAs are also encouraged to engage with community partners, expanded learning providers, and other community organizations in developing the plan.

Information and resources that support effective community engagement may be found under *Resources* on the following web page of the CDE's website: https://www.cde.ca.gov/re/lc.

Instructions

In responding to the following prompts, the LEA may reference or include input provided by community members during the development of existing plans, including the LCAP and/or the ELO Grant Plan, to the extent that the input is applicable to the requirements of the ESSER III Expenditure Plan. Descriptions provided should include sufficient detail yet be sufficiently succinct to promote a broad understanding among the LEA's local community.

A description of the efforts made by the LEA to meaningfully consult with its required community members and the opportunities provided by the LEA for public input in the development of the plan.

A sufficient response to this prompt will describe how the LEA sought to meaningfully consult with its required community members in the development of the plan, how the LEA promoted the opportunities for community engagement, and the opportunities that the LEA provided for input from the public at large into the development of the plan.

As noted above, a description of "meaningful consultation" with the community will include an explanation of how the LEA has considered the perspectives and insights of each of the required community members in identifying the unique needs of the LEA, especially related to the effects of the COVID-19 pandemic.

A description of the how the development of the plan was influenced by community input.

A sufficient response to this prompt will provide clear, specific information about how input from community members and the public at large was considered in the development of the LEA's plan for its use of ESSER III funds. This response must describe aspects of the ESSER III Expenditure Plan that were influenced by or developed in response to input from community members.

- For the purposes of this prompt, "aspects" may include:
    - Prevention and mitigation strategies to continuously and safely operate schools for in-person learning;

- Strategies to address the academic impact of lost instructional time through implementation of evidence-based interventions (e.g. summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs);
- Any other strategies or activities implemented with the LEA's ESSER III fund apportionment consistent with section 2001(e)(2) of the ARP Act; and
- Progress monitoring to ensure interventions address the academic, social, emotional, and mental health needs for all students, especially those students disproportionately impacted by COVID-19

For additional information and guidance, please see the U.S. Department of Education's Roadmap to Reopening Safely and Meeting All Students' Needs Document, available here: https://www2.ed.gov/documents/coronavirus/reopening-2.pdf.

Planned Actions and Expenditures

Purpose and Requirements

As noted in the Introduction, an LEA receiving ESSER III funds is required to develop a plan to use its ESSER III funds to, at a minimum, address students' academic, social, emotional, and mental health needs, as well as the opportunity gaps that existed before, and were exacerbated by, the COVID-19 pandemic.

Instructions

An LEA has the flexibility to include actions described in existing plans, including the LCAP and/or ELO Grant Plan, to the extent that the action(s) address the requirements of the ESSER III Expenditure Plan. When including action(s) from other plans, the LEA must describe how the action(s) included in the ESSER III Expenditure Plan supplement the work described in the plan being referenced. The LEA must specify the amount of ESSER III funds that it intends to use to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA. Descriptions of actions provided should include sufficient detail yet be sufficiently succinct to promote a broad understanding among the LEA's local community.

Strategies for Continuous and Safe In-Person Learning

Provide the total amount of funds being used to implement actions related to Continuous and Safe In-Person Learning, then complete the table as follows:

- If the action(s) are included in another plan, identify the plan and provide the applicable goal and/or action number from the plan. If the action(s) are not included in another plan, write "N/A".
- Provide a short title for the action(s).
- Provide a description of the action(s) the LEA will implement using ESSER III funds for prevention and mitigation strategies that are, to the greatest extent practicable, in line with the most recent CDC guidance, in order to continuously and safely operate schools for in-person learning.

- Specify the amount of ESSER III funds the LEA plans to expend to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA.

Addressing the Impact of Lost Instructional Time

As a reminder, the LEA must use not less than 20 percent of its ESSER III funds to address the academic impact of lost instructional time. Provide the total amount of funds being used to implement actions related to addressing the impact of lost instructional time, then complete the table as follows:

- If the action(s) are included in another plan, identify the plan and provide the applicable goal and/or action number from the plan. If the action(s) are not included in another plan, write "N/A".
- Provide a short title for the action(s).
- Provide a description of the action(s) the LEA will implement using ESSER III funds to address the academic impact of lost instructional time through the implementation of evidence-based interventions, such as summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs.
- Specify the amount of ESSER III funds the LEA plans to expend to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA.

Use of Any Remaining Funds

After completing the Strategies for Continuous and Safe In-Person Learning and the Addressing the Impact of Lost Instructional Time portions of the plan, the LEA may use any remaining ESSER III funds to implement additional actions to address students' academic, social, emotional, and mental health needs, as well as to address opportunity gaps, consistent with the allowable uses identified above in the Fiscal Requirements section of the Instructions. LEAs choosing to use ESSER III funds in this manner must provide the total amount of funds being used to implement actions with any remaining ESSER III funds, then complete the table as follows:

- If the action(s) are included in another plan, identify the plan and provide the applicable goal and/or action number from the plan. If the action(s) are not included in another plan, write "N/A".
- Provide a short title for the action(s).
- Provide a description of any additional action(s) the LEA will implement to address students' academic, social, emotional, and mental health needs, as well as to address opportunity gaps, consistent with the allowable uses identified above in the Fiscal Requirements section of the Instructions. If an LEA has allocated its entire apportionment of ESSER III funds to strategies for continuous and safe in-person learning and/or to addressing the impact of lost instructional time, the LEA may indicate that it is not implementing additional actions.
- Specify the amount of ESSER III funds the LEA plans to expend to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA. If the LEA it is not implementing additional actions the LEA must indicate "$0".

Ensuring Interventions are Addressing Student Needs

The LEA is required to ensure its interventions will respond to the academic, social, emotional, and mental health needs of all students, and particularly those students most impacted by the COVID–19 pandemic, including students from low-income families, students of color, English learners, children with disabilities, students experiencing homelessness, children in foster care, and migratory students.

The LEA may group actions together based on how the LEA plans to monitor the actions' progress. For example, if an LEA plans to monitor the progress of two actions in the same way and with the same frequency, the LEA may list both actions within the same row of the table. Each action included in the ESSER III Expenditure Plan must be addressed within the table, either individually or as part of a group of actions.

Complete the table as follows:

- Provide the action title(s) of the actions being measured.
- Provide a description of how the LEA will monitor progress of the action(s) to ensure that they are addressing the needs of students.
- Specify how frequently progress will be monitored (e.g. daily, weekly, monthly, every 6 weeks, etc.).

California Department of Education
June 2021

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

Adopt Resolution of the Board of Education of the Chula Vista Elementary School District Authorizing the Execution and Delivery of the Chula Vista Elementary School District 2021 Refunding Bonds in an Aggregate Principal Amount Not to Exceed $5,700,000, Authorizing Execution and Delivery of Paying Agent Agreement and Bond Purchase Agreement, and Authorizing the Execution of Necessary Documents and Certificates and Related Actions

____X____Action **_____Information**

BACKGROUND INFORMATION:

On September 14, 2010, the Board of Education authorized the issuance of the Chula Vista Elementary School District 2010 General Obligation Refunding Bonds (Election of 1998) ("Prior Bonds"), which were subsequently issued on November 4, 2010. Based on analyses with District financial advisor Dale Scott & Company, the Prior Bonds are positioned for refunding. The District now seeks the Board's authorization for the issuance of not to exceed $5,700,000 of refunding bonds (the "Refunding Bonds") (i) to refund all or a portion of the District's outstanding Prior Bonds, and (ii) to pay costs of issuance of the Refunding Bonds.

ADDITIONAL DATA:

The Board of Education is requested to authorize the issuance of the Refunding Bonds and the refunding of the outstanding Prior Bonds and approve various documents and actions, as follows:

1. *Resolution.* The resolution authorizes the issuance of the Refunding Bonds and establishes parameters for the terms thereof, approves the forms of and authorizes the execution and delivery of the financing documents (including the Paying Agent Agreement, the Escrow Agreement, the Placement Agent Agreement and the Bond Purchase Agreement) to be entered into in connection with issuing the bonds.

2. *Paying Agent Agreement.* The Paying Agent Agreement sets forth the terms for the Refunding Bonds, redemption provisions, and the covenants of the District to bond owners.

3. *Escrow Agreement.* The Escrow Agreement establishes an escrow fund to hold and apply the moneys to pay and redeem the Prior Bonds called for early redemption.

4. *Placement Agent Agreement.* The Placement Agent Agreement will appoint the placement agent to act as the exclusive placement for the District in connection with the private sale and placement of the Refunding Bonds to the Purchaser.

5. *Bond Purchase Agreement.* The Bond Purchase Agreement will specify the purchase price of the Refunding Bonds to be paid by the Purchaser, the interest rates, maturity dates and principal amounts of each maturity of the Refunding Bonds, the date, time and place of the closing of the Refunding Bond issue, the allocation of the expenses incurred in connection with the Refunding Bond issue, the parties' representations to and agreements with each other and the conditions which the District must satisfy before the Purchaser becomes obligated to purchase the Refunding Bonds.

The Refunding Bonds will be issued and sold by the District to a Purchaser (as defined in the Resolution) through a private placement as part of a refunding bond program (the "Program") sponsored by the California School Boards Association (CSBA) to make refinancing small amounts of outstanding general obligation bonds economical to achieve taxpayer savings. The Refunding Bonds will be issued in conjunction with other districts in the Program to create economies of scale to reduce issuance costs. However, the District's Refunding Bonds will be issued separately so there is no sharing of risk or obligation among participating districts.

Dale Scott & Company (DS&C) will provide financial advisory services, Orrick, Herrington & Sutcliffe LLP will provide bond and disclosure counsel services, and Oppenheimer & Co., Inc. will serve as the placement agent for the Refunding Bonds. A three-year agreement with DS&C was approved by the Board on August 14, 2019. The attached resolution provides for approval of agreements with Orrick, Herrington & Sutcliffe, LLP, and Oppenheimer & Co., Inc. for purposes of this refunding only.

FISCAL IMPACT/FUNDING SOURCE:

This refunding is expected to generate an estimated savings of $221,533, or percentage present value savings of 4.11% for the District's taxpayers. This refunding will reduce aggregate property taxes and will not increase the term of the outstanding Prior Bonds. Staff recommends proceeding with the refunding.

STAFF RECOMMENDATION:

Recommend adoption.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

RESOLUTION NO. _____

Resolution of the Board of	)
Education of the Chula Vista	)
Elementary School District Authorizing	)
the Execution and Delivery of the Chula	)
Vista Elementary School District	)
2021 Refunding Bonds in an Aggregate	)
Principal Amount Not to Exceed	)
$5,700,000, Authorizing Execution and	)
Delivery of Paying Agent Agreement	)
and Bond Purchase Agreement, and	)
Authorizing the Execution of Necessary	)
Documents and Certificates and	)
Related Actions	)

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

WHEREAS, on November 4, 2010, the Chula Vista Elementary School District (the "District") has heretofore issued, the Chula Vista Elementary School District (County of San Diego, California) 2010 General Obligation Refunding Bonds (Election of 1998) (the "Prior Bonds") in the aggregate principal amount of $14,785,000; and

WHEREAS, pursuant to Articles 9 and 11 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code (the "Government Code") and other applicable law (collectively, the "Act"), the District is authorized to issue refunding bonds to refund all or a portion of the Prior Bonds; and

WHEREAS, it is desirable that all or a portion of the outstanding Prior Bonds be refunded (such refunded Prior Bonds being referred to herein as the "Refunded Bonds"); and

WHEREAS, in order to refund all or a portion of the Prior Bonds, it is desirable that the District issue its Chula Vista Elementary School District (San Diego County, California) General Obligation Refunding Bonds, with such series designations as may be approved as herein provided (the "Refunding Bonds"); and

WHEREAS, in order to provide for the delivery of the Refunding Bonds, the District proposes to enter into a Paying Agent Agreement with the Treasurer-Tax Collector of the County of San Diego (the "County"), as paying agent (the "Paying Agent") (such Paying Agent Agreement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as the "Paying Agent Agreement"); and

WHEREAS, the moneys to pay and redeem the Refunded Bonds will be applied to such purpose pursuant to an Escrow Agreements by and between the District and U.S. Bank National Association, as escrow bank (such Escrow Agreement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as the "Escrow Agreement"); and

WHEREAS, the District proposes to engage, pursuant to a Placement Agent Agreement (such Placement Agent Agreement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as the "Placement Agent Agreement"), Oppenheimer & Co. Inc., as the exclusive placement agent for the Refunding Bonds (the "Placement Agent"); and

WHEREAS, the District proposes that the Refunding Bonds be sold to either (a) a "qualified institutional buyer" (a "Qualified Institutional Buyer") within the meaning of Rule 144A (as may be in effect on the date the Refunding Bonds are delivered to the Purchaser), promulgated under the Securities Act of 1933, as amended (the "Securities Act"), or (b) an "accredited investor" (an "Institutional Accredited Investor") as defined in Section 501(a)(1), (2), (3), (7) or (8) of Regulation D promulgated under the Securities Act, provided that each equity owner of an "accredited investor" as defined in Section 501(a)(8) of Regulation D shall be an "accredited investor" as defined in Section 501(a)(1), (2), (3) or (7) of Regulation D, as may be ready, willing and able to purchase the Refunding Bonds (in any such case, such purchaser being referred to herein as the "Purchaser"), as selected as provided herein, pursuant to a Bond Purchase Agreement (such Bond Purchase Agreement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as the "Bond Purchase Agreement"); and

WHEREAS, in compliance with Government Code Section 5852.1, the Board of Education of the District (the "Board of Education") has obtained from Dale Scott & Company, as the District's municipal advisor under Section 15B of the Securities Exchange Act of 1934 (the "Municipal Advisor"), and from the Placement Agent, good faith estimates of (a) the true interest cost of the Refunding Bonds, (b) the sum of all fees and charges paid to third parties with respect to the Refunding Bonds, (c) the amount of proceeds of the Refunding Bonds expected to be received net of the fees and charges paid to third parties and any reserves or capitalized interest paid or funded with proceeds of the Refunding Bonds, and (d) the sum total of all debt service payments on the Refunding Bonds calculated to the final maturity of the Refunding Bonds plus the fees and charges paid to third parties not paid with the proceeds of the Refunding Bonds, and such estimates are disclosed and set forth in Exhibit A attached hereto; and

WHEREAS, the District has previously adopted a local debt policy (the "Debt Management Policy") that complies with Government Code Section 8855(i), and the District's sale and issuance of the Refunding Bonds as contemplated by this Resolution is in compliance with the Debt Management Policy; and

WHEREAS, the District desires to proceed to issue and sell the Refunding Bonds and to authorize the execution of such documents and the performance of such acts as may be necessary or desirable to effect the offering, sale and issuance of the Refunding Bonds; and

WHEREAS, there have been prepared and submitted to this meeting forms of:

(a) the Paying Agent Agreement;
(b) the Escrow Agreement;
(b) the Placement Agent Agreement; and
(c) the Bond Purchase Agreement; and

WHEREAS, the San Diego County Superintendent of Schools has jurisdiction over the District; and

WHEREAS, the Board of Education desires that the County levy and collect a tax on all taxable property within the District sufficient to provide for payment of the Refunding Bonds, and intends by the adoption of this Resolution to notify the Board of Supervisors of the County (the "Board of Supervisors"), the Auditor-Controller of the County (together with any authorized deputy thereof, the "Auditor-Controller"), the Treasurer-Tax Collector of the County (together with any authorized deputy thereof, the "Treasurer"), and other officials of the County that

they should take such actions as shall be necessary to provide for the levy and collection of such a tax and payment of the Refunding Bonds and such portion of the Prior Bonds as shall remain outstanding following the issuance of the Refunding Bonds; and

WHEREAS, all acts, conditions and things required by the Constitution and laws of the State of California to exist, to have happened and to have been performed precedent to and in connection with the consummation of the actions authorized hereby do exist, have happened and have been performed in regular and due time, form and manner as required by law, and the District is now duly authorized and empowered, pursuant to each and every requirement of law, to consummate such actions for the purpose, in the manner and upon the terms herein provided;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Chula Vista Elementary School District as follows:

Section 1. The above recitals are true and correct, and the Board of Education so finds and determines.

Section 2. The Board of Education hereby determines that prudent management of the fiscal affairs of the District requires that, subject to the provisions of Section 4 hereof, the District issue the Refunding Bonds under the provisions of the Act to refund the Refunded Bonds.

Section 3. Subject to the provisions of Section 4 hereof, the issuance of the Refunding Bonds, in the aggregate principal amount of not to exceed $5,700,000, on the terms and conditions set forth in, and subject to the limitations specified in, the Paying Agent Agreement, is hereby authorized and approved. The Refunding Bonds shall be dated, shall accrue interest at the rates, shall mature on the dates, shall be issued in the form, and shall be as otherwise provided in the Paying Agent Agreement, as the same shall be completed as provided in this Resolution.

The Paying Agent Agreement, in substantially the form submitted to this meeting and made a part hereof as though set forth herein, be and the same is hereby approved. The President of the Board of Education, and such other member of the Board of Education as the President may designate, the Superintendent of the District (including any interim Superintendent) and the Director of Fiscal Services and Support of the District, and such other officer or employee of the District as the Superintendent may designate (the “Authorized Officers”), are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby

directed, for and in the name of the District, to execute and deliver the Paying Agent Agreement in the form submitted to this meeting, with such changes, insertions and omissions as the Authorized Officer executing the same may require or approve, such requirement or approval to be conclusively evidenced by the execution of the Paying Agent Agreement by such Authorized Officer; provided, however, that (a) the aggregate principal amount of Refunding Bonds shall not be in excess of $5,700,000, (b) no Refunding Bond shall have a final maturity date later than the latest maturity date of the Refunded Bonds, and (c) the total net interest cost to maturity of the Refunding Bonds, plus the principal amount of the Refunding Bonds, shall not be in excess of the total net interest cost to maturity of the Refunded Bonds, plus the principal amount of the Refunded Bonds.

Section 4. The refunding of the Refunded Bonds is hereby approved. Such refunding shall be accomplished by paying the principal of and interest on the Refunded Bonds due and payable through and including the earliest practicable date or dates for which notice of redemption can be given (each, a "Redemption Date"), and redeeming the Refunded Bonds on the Redemption Date, by paying the redemption price therefor, plus accrued interest thereon to the date of redemption. In accordance with Section 53553 of the Act, the Board of Education hereby designates the following costs and expenses as the "designated costs of issuing the refunding bonds:"

(i) all expenses incident to the calling, retiring, or paying of the Refunded Bonds and incident to the issuance of the Refunding Bonds, including the charges of any escrow agent or trustee in connection with the issuance of the Refunding Bonds or in connection with the redemption or retirement of the Refunded Bonds;

(ii) the interest upon the Refunded Bonds from the date of sale of the Refunding Bonds to the date upon which the Refunded Bonds will be paid pursuant to call; and

(iii) any premium necessary in the calling or retiring of the Refunded Bonds.

The Escrow Agreement, in substantially the form submitted to this meeting and made a part hereof as though set forth in full herein, be and the same is hereby approved. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to execute and deliver the Escrow Agreement in the form presented to this meeting, with such changes, insertions and omissions as the Authorized

Officer executing the same may require or approve, such requirement or approval to be conclusively evidenced by the execution of the Escrow Agreement by such Authorized Officer.

Section 5. The Placement Agent Agreement, in substantially the form submitted to this meeting and made a part hereof as though set forth in full herein, be and the same is hereby approved. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to execute and deliver the Placement Agent Agreement in the form presented to this meeting, with such changes, insertions and omissions as the Authorized Officer executing the same may require or approve, such requirement or approval to be conclusively evidenced by the execution of the Placement Agent Agreement by such Authorized Officer; provided, however, that such changes, insertions and omissions shall not result in a placement agent's fee in excess of 0.50% of the aggregate principal amount of the Refunding Bonds.

Section 6. The Board of Education hereby determines to sell the Refunding Bonds by a negotiated sale pursuant to the Bond Purchase Agreement to be entered into with a Purchaser. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to select the Purchaser of the Refunding Bonds pursuant to a proposal process in consultation with the Municipal Advisor and the Placement Agent, such selection to be conclusively evidenced by the execution of the Bond Purchase Agreement by an Authorized Officer. The Bond Purchase Agreement, in substantially the form submitted to this meeting and made a part hereof as though set forth in full herein, be and the same is hereby approved. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to execute and deliver one or more Bond Purchase Agreements in the form presented to this meeting, with such changes, insertions and omissions as the Authorized Officer executing the same may require or approve, such requirement or approval to be conclusively evidenced by the execution of the Bond Purchase Agreement by such Authorized Officer.

The Board of Supervisors of the County, the Auditor-Controller, the Treasurer and other officials of the County are hereby requested to take and authorize such actions as may be necessary pursuant to law to provide for the levy and collection of a property tax on all taxable property of the District sufficient to provide for payment of all principal of and interest on the Refunding Bonds as the same shall

become due and payable, and to apply moneys in the District's interest and sinking fund as necessary to the payment of the Refunding Bonds pursuant to the Paying Agent Agreement, and to provide for the payment of any Prior Bonds which are to remain outstanding pursuant to the resolution pursuant to which such bonds were issued. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, to transmit this Resolution and the debt service schedule for the Refunding Bonds to the Auditor-Controller and the Treasurer of the County in sufficient time to permit the County to establish tax rates and necessary funds or accounts for the Refunding Bonds.

Section 7. In connection with the issuance of the Refunding Bonds, Dale Scott & Company is hereby appointed to serve as the Municipal Advisor to the District, Orrick, Herrington & Sutcliffe LLP is hereby appointed to serve as Bond Counsel to the District, and Oppenheimer & Co. Inc., is hereby appointed to serve as the Placement Agent for the Refunding Bonds. The Authorized Officers are hereby authorized to enter into fee agreements for such services with such firms.

Section 8. The Authorized Officers are each hereby authorized to cause to be deposited in a costs of issuance account, which may be held by a bank, national banking association or trust company meeting the qualifications necessary to be a Paying Agent set forth in the Paying Agent Agreement, as cost of issuance administrator, proceeds of the sale of the Refunding Bonds, in an amount as shall be set forth in the Bond Purchase Agreement, for the purposes of paying the costs associated with the issuance of the Refunding Bonds.

Section 9. With the passage of this Resolution, the Board hereby certifies that the District has adopted local debt policies that comply with Government Code Section 8855(i), and that the Refunding Bonds authorized to be issued pursuant to this Resolution are consistent with such policies, and instructs Orrick, Herrington & Sutcliffe LLP, as Bond Counsel to the District, (a) to cause, on behalf of the District, notices of the proposed sale and final sale of the Refunding Bonds to be filed with the California Debt and Investment Advisory Commission pursuant to Government Code Section 8855, and (b) to check, on behalf of the District, the "Yes" box relating to such certifications in the notice of proposed sale filed pursuant to Government Code Section 8855 with respect to the Refunding Bonds issued pursuant to this Resolution.

The officers and employees of the District are, and each of them hereby is, authorized and directed to execute and deliver, for and on behalf of the District, any and all agreements, documents, certificates and instruments, including any County investment management agreement, and to do and cause to be done any

and all acts and things necessary or advisable in order to consummate the transactions contemplated by this Resolution and otherwise to carry out, give effect to and comply with the terms and intent of this Resolution.

Section 10. All actions heretofore taken by the officers and employees of the District with respect to the issuance and sale of the Refunding Bonds, or in connection with or related to any of the agreements, documents, certificates or instruments referred to herein, are hereby approved, confirmed and ratified.

Section 11. The Board of Education hereby approves the execution and delivery of all agreements, documents, certificates and instruments referred to herein with electronic signatures as may be permitted under the California Uniform Electronic Transactions Act and digital signatures as may be permitted under Section 16.5 of the California Government Code using DocuSign.

Section 12. This Resolution shall take effect from and after its date of adoption.

PASSED AND ADOPTED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, this 20th day of October, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

- - - - - - - - - - - - - - -

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Oscar Esquivel, Interim 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.

Interim Secretary to the Board of Education

EXHIBIT A

GOOD FAITH ESTIMATES

The good faith estimates set forth herein are provided with respect to the Refunding Bonds in compliance with Section 5852.1 of the California Government Code. Such good faith estimates have been provided to the District by Dale Scott & Company, the District's municipal advisor under Section 15B of the securities Exchange Act of 1934 (the "Municipal Advisor"), and by Oppenheimer & Co. Inc., as the exclusive placement agent for the Refunding Bonds (the "Placement Agent").

Principal Amount. The Municipal Advisor and the Placement Agent have informed the District that, based on the District's financing plan and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the aggregate principal amount of the Refunding Bonds to be sold is $5,324,000 (the "Estimated Principal Amount").

True Interest Cost of the Refunding Bonds. The Municipal Advisor and the Placement Agent have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the true interest cost of the Refunding Bonds, which means the rate necessary to discount the amounts payable on the respective principal and interest payment dates to the purchase price received for the Refunding Bonds, is 1.27%.

Finance Charge of the Refunding Bonds. The Municipal Advisor and the Placement Agent have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the finance charge for the Refunding Bonds, which means the sum of all fees and charges paid to third parties (or costs associated with the Refunding Bonds), is $52,308.

Amount of Proceeds to be Received. The Municipal Advisor and the Placement Agent have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the amount of proceeds expected to be received by the District for sale of the Refunding Bonds, less the finance charge of the Refunding Bonds, as estimated above, and any reserves or capitalized interest paid or funded with proceeds of the Refunding Bonds, is $5,271,241.

Total Payment Amount. The Municipal Advisor and the Placement Agent have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time

of preparation of such estimate, their good faith estimate of the total payment amount, which means the sum total of all payments the District will make to pay debt service on the Refunding Bonds, plus the estimated finance charge for the Refunding Bonds, as described above, not paid with the proceeds of the Refunding Bonds, calculated to the final maturity of the Refunding Bonds, is $5,487,580.

The foregoing estimates constitute good faith estimates only and are based on market conditions prevailing at the time of preparation of such estimates. The actual principal amount of the Refunding Bonds issued and sold, the true interest cost thereof, the finance charges thereof, the amount of proceeds received therefrom and total payment amount with respect thereto may differ from such good faith estimates for a variety of reasons, including, without limitation, due to (a) the market conditions prevailing on the actual date of the sale of the Refunding Bonds being different than the market conditions prevailing at the time of preparation of the estimates contained herein, (b) the actual principal amount of Refunding Bonds sold being different from the Estimated Principal Amount, (c) the actual amortization of the Refunding Bonds being different than the amortization assumed for purposes of preparing the estimates contained herein, (d) the actual interest rates at which the Refunding Bonds are sold being different than those estimated for purposes of preparing the estimates contained herein, (e) other market conditions, or (f) alterations in the District's financing plan, or a combination of such factors. The actual date of sale of the Refunding Bonds and the actual principal amount of Refunding Bonds sold will be determined by the District based on market conditions and other factors. The actual interest rates borne by the Refunding Bonds will depend on market interest rates at the time of sale thereof. The actual amortization of the Refunding Bonds will also depend, in part, on market conditions at the time of sale thereof. Market conditions, including, without limitation, interest rates are affected by economic and other factors beyond the control of the District, the Municipal Advisor and the Placement Agent.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Superintendent's Office

ITEM TITLE:

Approve Phone-In Option for Persons Requesting to Address the Board of Education at Properly Noticed Board Meetings

____X____Action _____Information

BACKGROUND INFORMATION:

During the COVID-19 pandemic when Board of Education meetings were held virtually, the Chula Vista Elementary School District provided the public the option to address the Board via telephone during properly noticed Board of Education meetings. With the recent return of in-person Board meetings, the District returned to requiring persons to attend in-person if they wished to be heard by the Board of Education. It has been requested that the Board of Education allow persons the option to phone-in during Board meetings to address the Board of Education.

ADDITIONAL DATA:

None.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

For Board consideration.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Business Services and Support

ITEM TITLE:

ACTING AS THE GOVERNING BOARD OF COMMUNITY FACILITIES DISTRICT NO. 21

(1) Conduct the Second Reading by Title Only of Ordinance of Community Facilities District No. 21, Authorizing the Levy of Special Tax Within Community Facilities District No. 21; and

(2) Adopt Ordinance of Community Facilities District No. 21 Authorizing the Levy of a Special Tax within Community Facilities District No. 21

____X____Action **_____Information**

BACKGROUND INFORMATION:

During its September 15, 2021, meeting, the Board of Education took steps that resulted in the formation of Community Facilities District No. 21 of the Chula Vista Elementary School District ("CFD No. 21") over and for property located within Village 8 West of the Otay Ranch development project ("V8 West"). CFD No. 21 will fund school facilities needed by the District as mitigation for the impacts of students generated by the development within V8 West.

In order to authorize the special taxes of CFD No. 21, the Board of Education, acting as the Legislative Body of CFD No. 21, must adopt an ordinance, which requires a first and second reading of the ordinance. The Board of Education conducted the first reading of an ordinance to authorize the special taxes of CFD No. 21 during its September 15, 2021, meeting.

The above items provide for the second reading and subsequent adoption of the ordinance. Please note that, if the Board does not vote to authorize the second reading of the ordinance by reading of the title only, the Clerk of the Board must read the Ordinance in its entirety.

ADDITIONAL INFORMATION:

Additional information is available for review in the Office of the Interim Superintendent.

FISCAL IMPACT/FUNDING SOURCE:

CFD No. 21 will fund school facilities needed as a result of the development of V8 West through the receipt of agreed-upon special taxes and, as applicable, proceeds of bonds or other securities. The developer and merchant builders also will make mitigation payments for property not subject to the special taxes of CFD No. 21.

STAFF RECOMMENDATION:

Recommend conduct second reading of the Ordinance by title only and thereafter adopt the Ordinance.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

ORDINANCE NO. _____

Ordinance of Community Facilities)
District No. 21 Authorizing the Levy of)
Special Tax Within Community Facilities)
District No. 21)

On motion of Member _____, seconded by Member _____, the following ordinance is adopted:

WHEREAS, on June 16, 2021, the Board of Education ("Board") of the Chula Vista Elementary School District ("District"), adopted Resolution No. 2020-21.092 to thereby state its intention to form proposed Community Facilities District No. 21 of the Chula Vista Elementary School District ("CFD No. 21") pursuant to the Mello-Roos Community Facilities Act of 1982, as amended ("Mello-Roos Act"); and

WHEREAS, on September 15, 2021, in accordance with the Mello-Roos Act, the Board conducted and completed a continued public hearing regarding the formation of CFD No. 21, the authorization of CFD No. 21 to levy special taxes ("Special Taxes") in accordance with the Rate and Method of Apportionment of Special Tax ("RMA") attached as Exhibit "A" hereto, the authorization for CFD No. 21 to incur bonded indebtedness, the public facilities to be paid for and/or financed by CFD No. 21 ("CFD Facilities"), and related matters; and

WHEREAS, subsequent to concluding the continued public hearing, the Board adopted Resolution No. 2020-21.040 to thereby establish CFD No. 21 and call a special election within CFD No. 21 to be held on September 15, 2021, regarding the combined proposition to levy the Special Taxes within CFD No. 21, authorize CFD No. 21 to incur bonded indebtedness, and to establish an appropriations limit for CFD No. 21 ("Proposition"); and

WHEREAS, on September 15, 2021, a special election was held within CFD No. 21 in which the eligible voters approved the Proposition by more than two-thirds of the total votes;

NOW, THEREFORE, the Board of Education of the Chula Vista Elementary School District, acting as the Legislative Body of Community Facilities District No. 21, does hereby ordain as follows:

Section 1. The foregoing recitals are all true and correct, and the Board hereby adopts such recitals as findings of the Board.

Section 2. CFD No. 21 is authorized to levy Special Taxes on property within the boundaries of CFD No. 21, in accordance with the RMA and in such amounts as necessary to pay all amounts payable with respect to financing and/or otherwise paying for the CFD Facilities and other related obligations.

Section 3. The Board is hereby authorized to annually determine, by adoption of an applicable resolution, the rates and amounts of the Special Taxes to be levied during the next subsequent fiscal year; provided that the rates at which the Special Taxes are levied shall not exceed the rates determined in accordance with the RMA.

Section 4. To the extent provided in the RMA, properties or entities of the state, federal, or other local governments shall be exempt from the above-authorized Special Taxes within CFD No. 21, except that, notwithstanding this Ordinance, when property not otherwise exempt from such Special Taxes is acquired by a public entity through a negotiated transaction, or by gift or devise, the Special Taxes shall continue to be levied on such property and shall be enforceable against the public entity that acquired the property.

Section 5. No other properties or entities shall be exempt from the levy of the Special Taxes unless the properties or entities are expressly exempted by applicable law, Resolution No. 2021-22.040, adopted by the Board on September 15, 2021, and the RMA.

Section 6. All of the Special Taxes as are collected shall be used as provided for in the Mello-Roos Act and in Resolution No. 2021-22.040.

Section 7. The Special Taxes may be collected in the same manner as ordinary *ad valorem* taxes are collected and may be subject to the same penalties and the same procedure, sale, and lien priority in cases of delinquency as provided for *ad valorem* taxes, or the Board may adopt another procedure for levy and collection of the Special Taxes within CFD No. 21.

Section 8. The San Diego County Treasurer-Tax Collector may deduct its reasonable administrative costs incurred in collecting the Special Taxes.

Section 9. If any portion of the Special Taxes levied pursuant to this Ordinance for purposes of paying interest and/or principal on any bonds or other securities, together with any penalties and other charges accruing under this Ordinance, are not paid when due, then, not later than four years after the due date of the last installment of principal, and without limiting any other remedies it may have, the Board may order that such amounts be collected through the filing of an action in the superior court to foreclose any lien securing such amount.

Section 10. This Ordinance relating to the levy of the Special Taxes within CFD No. 21 shall take effect thirty days after adoption by the Board.

SO ORDAINED by the Board of Education of the Chula Vista Elementary School District, County of San Diego, State of California, acting as the Legislative Body of Community Facilities District No. 21 of the Chula Vista Elementary School District, this 20th day of October, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

- - - - - - - - - - - - - - -

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Oscar Esquivel, Interim Secretary to the Board of Education of the Chula Vista Elementary School District of San Diego County, California, do hereby certify that the foregoing, together with attached Exhibit "A," is a full, true, and correct copy of an ordinance adopted by the Board of Education, acting as the Legislative Body of Community Facilities District No. 21 of the Chula Vista Elementary School District, during its regular meeting on the date and by the vote set forth above, which ordinance is on file and of record in the main administrative offices of the District.

_____
Interim Secretary to the Board of Education

EXHIBIT "A"

RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX

CHULA VISTA ELEMENTARY SCHOOL DISTRICT
COMMUNITY FACILITIES DISTRICT NO. 21
(OTAY RANCH VILLAGE 8-WEST)

This Rate and Method of Apportionment of Special Tax ("RMA") sets forth the Special Tax applicable to each Assessor's Parcel within Community Facilities District No. 21 of the Chula Vista Elementary School District ("CFD") to be apportioned, levied and collected according to the Special Tax liability determined by the Board of Education of the Chula Vista Elementary School District ("Board"), acting as the Legislative Body of the CFD. The applicable Annual Maximum Special Tax shall be determined by applying the appropriate amount or rate for Developed Property and Undeveloped Property, as described below. All Developed Property and Undeveloped Property within the CFD, unless exempted by law or the provisions of Section IX below, shall in each Fiscal Year be subject to the levy and collection of the applicable Annual Maximum Special Tax to the extent and in the manner hereinafter provided.

SECTION I
DEFINITIONS

"**Acre(s)**" or "**Acreage**" means the acreage of an Assessor's Parcel as set forth on the latest San Diego County Assessor's Parcel Map if such acreage is shown thereon. If such acreage is not shown on such Assessor's Parcel Map, the acreage shall be the acreage information shown upon any recorded subdivision map, parcel map, record of survey, or other recorded document describing the property. If none of the above information is available, the determination of the Acreage shall be made by the School District.

"**Act**" means the Mello-Roos Community Facilities Act of 1982 as amended, being Chapter 2.5 (commencing with Section 53311) of Division 2 of Title 5 of the California Government Code.

"**Administrative Expense**" means any cost incurred by the School District on behalf of the CFD related to the determination of the amount of the annual levy of the Special Tax, the collection of the Special Tax, the administration of the Bonds of the CFD, and the other costs incurred in order to carry out the authorized purposes of the CFD.

"**Administrator**" means an official of the School District or designee thereof, responsible for determining the levy and collection of the Special Taxes.

"**Age Restricted Unit**" means a Unit designated as senior citizen housing, part of a residential care facility for the elderly, or part of a multilevel care facility for the elderly as referred to in California Government Code Section 65995.1 for which a senior citizen restriction has been effected. Age Restricted Units shall not be subject to a Special Tax; however, they shall be required to pay all applicable contractual mitigation payments, as detailed in the Mitigation Agreement.

"**Annual Maximum Special Tax**" means the maximum Special Tax that may be levied in each Fiscal Year pursuant to Section III on each Assessor's Parcel classified as Developed Property or Undeveloped

Property.

"**Annual Special Tax Requirement**" means the amount required in any Fiscal Year to pay for: (i) the debt service on all outstanding Bonds, (ii) the costs associated with the release of funds from an escrow account(s) established in association with the Bonds, (iii) any amount required to establish or replenish any reserve funds established in connection with the Bonds, (iv) a sinking fund for the acquisition, construction, equipment and finance costs of future facilities provided that the inclusion of such amount does not cause an increase in the levy of Special Tax on Undeveloped Property, (v) Administrative Expense, less (vi) a credit for funds available to reduce the annual Special Tax levy as determined pursuant to any bond indenture.

"**Assessor's Parcel**" means a parcel of land as designated on an applicable Assessor's Parcel Map and that has been assigned a discrete identifying Assessor's Parcel Number.

"**Assessor's Parcel Map**" means an official map of the San Diego County Assessor designating parcels by Assessor's Parcel Number.

"**Assessor's Parcel Number**" means that number assigned to an Assessor's Parcel by the San Diego County Assessor for purposes of identifying the Assessor's Parcel.

"**Assigned Annual Special Tax**" means the Special Tax of that name described in Section IV.

"**Backup Annual Special Tax**" means the Special Tax of that name described in Section V.

"**Bond Yield**" means the yield of the most recent series of Bonds, calculated at the time such Bonds are issued, pursuant to Section 148 of the Internal Revenue Code of 1986, as amended, for the purpose of the non-arbitrage certificate or other similar bond issuance document.

"**Bonds**" means the bonds or other debt obligations (as defined in Section 53317(d) of the Act), including, but not limited to certificates of participation or leases, as to which the School District uses, or anticipates that it will use, the Special Taxes to pay some or all of the debt service for such debt obligations.

"**Building Square Footage**" or "**BSF**" of a Unit means the square footage of "assessable space" (as defined in Government Code Section 65995 or any successor law) of the Unit, as determined by reference to the building permit(s) for such Unit or to other reasonable and verifiable information.

"**Condominium**" means a Unit, whether attached or detached, meeting the statutory definition of a condominium set forth in California Civil Code Section 4125.

"**Cost Index**" means the latest Building Cost Index for the City of Los Angeles available as of July 1st of each year and published in the Engineering News Record, McGraw-Hill Construction Weekly, or if not available, the School District shall determine a suitable replacement.

"**Developed Property**" means each and all Assessor's Parcels of Taxable Property for which building permits were issued to permit the construction of Residential Dwelling Units on or before June 30 of the preceding Fiscal Year.

"**Exempt Property**" means all Assessor's Parcels designated as being exempt from Special Taxes pursuant to Section IX.

"**Final Map**" means a subdivision of property by recordation of a final map, parcel map, or lot line adjustment, pursuant to the Subdivision Map Act (California Government Code Section 66410 *et seq.*) or recordation of a condominium plan pursuant to California Civil Code 4285 that creates individual lots for which building permits may be issued without further subdivision.

"**Fiscal Year**" means the period starting on July 1 and ending on the following June 30.

"**Initial Fiscal Year**" means the first Fiscal Year in which the Annual Maximum Special Tax will be apportioned and levied on an Assessor's Parcel of Developed Property, i.e., the first Fiscal Year after a Taxable Property becomes Developed Property on or before June 30 of the preceding Fiscal Year.

"**Lot**" means an individual legal lot created by a Final Map for which a building permit for residential construction has been or could be issued. Notwithstanding the foregoing, in the case of an individual legal lot created by a Final Map and upon which Condominiums are entitled to be developed, the number of Lots allocable to such legal lot for purposes of calculating the Backup Annual Special Tax applicable to such Final Map shall equal the number of Condominiums which are permitted to be constructed on such legal lot as shown on such Final Map.

"**Mitigation Agreement**" means the "School Facilities Mitigation Agreement for Otay Ranch Village 8 West" as it may be amended

"**Multi-Family Apartment Unit**" means one or more apartment units available for rent or lease, and not purchase, by the general public and not subject to a condominium map. For the purpose of classifying Residential Dwelling Units, only the first 1,205 apartment units issued a building permit will be classified as a Multi-Family Apartment Unit and all apartments units permitted that are in excess of 1,205 will be classified as Residential Dwelling Units. The apartment units classified as Multi-Family Apartment Units shall not be subject to a Special Tax; however, they shall be required to pay all applicable contractual mitigation payments, as detailed in the Mitigation Agreement. The apartment units classified as Residential Dwelling Units will be subject to the levy of the Special Tax.

"**Net Taxable Acreage**" means the total Acreage of Developed Property expected to exist in the CFD after all Final Maps are recorded. When making this determination, the Administrator shall exclude all Acreage expected to be classified as Exempt Property, Restricted Residential Property, or Non-Residential Property.

"**Non-Residential Property**" means each and all Assessor's Parcels for which building permits were issued for non-residential uses. Non-Residential Property shall not be subject to the Annual Maximum Special Tax; however, it shall be required to pay all applicable contractual mitigation payments, as detailed in the Mitigation Agreement.

"**Prepayment Administrative Fees**" means any fees or expenses of the School District or the CFD associated with the prepayment of the Special Tax obligation of an Assessor's Parcel. Prepayment Administrative Fees shall include among other things the cost of computing the Prepayment

Amount, redeeming Bonds, and preparing and recording any notices to evidence the prepayment and redemption of Bonds.

"**Prepayment Amount**" means the amount required to prepay the Special Tax obligation in full for an Assessor's Parcel as described in Section VII.

"**Present Value of Taxes**" means for any Assessor's Parcel the sum total of (i) the unpaid portion, if any, of the Special Tax applicable to such Assessor's Parcel in the then-current Fiscal Year, plus (ii) the present value of the Special Taxes expected to be levied on such Assessor's Parcel in each remaining Fiscal Year, as determined by the Administrator, until the termination date specified in Section VIII. The discount rate used to calculate the Present Value of Taxes shall: (i) prior to issuance of Bonds, be equal to four and one-quarter percent (4.25%); and (ii) after issuance of Bonds, be equal to the lesser of (a) the Bond Yield plus 100 basis points or (b) 4 and one-quarter percent (4.25%).

"**Proportionately**" means that the ratio of (i) the Special Tax levied or to be levied to (ii) the applicable Assigned Annual Special Tax, is equal for all applicable Assessor's Parcels. In the case of Developed Property subject to apportionment of the Special Tax under Step Three of Section VI, "Proportionately" shall mean that the quotient of (i) the Special Tax less the Assigned Annual Special Tax, divided by (ii) the applicable Backup Annual Special Tax less the Assigned Annual Special Tax, is equal for all applicable Assessor's Parcels.

"**Provisional Undeveloped Property**" means all Assessor's Parcels of Taxable Property that would otherwise be classified as Exempt Property pursuant to Section IX, but cannot be classified as Exempt Property because to do so would reduce the Net Taxable Acreage below the required minimum Acreage set forth in Section IX, as applicable.

"**Residential Dwelling Unit**" means a Unit that is not an Age Restricted Unit or a Multi-Family Apartment Unit.

"**Restricted Residential Property**" means each and all Assessor's Parcels for which building permits have been issued for the construction of Age Restricted Units and/or Multi-Family Apartment Units.

"**School District**" means the Chula Vista Elementary School District.

"**Special Tax**" means any of the special taxes authorized to be levied by the CFD pursuant to the Act and this RMA.

"**Taxable Property**" means all Assessor's Parcels that are not Exempt Property.

"**Undeveloped Property**" means all Assessor's Parcels of Taxable Property that are not Developed Property.

"**Unit**" means each separate residential dwelling unit, including, but not limited to, a single family attached or detached unit, Condominium, apartment unit, mobile home or otherwise, but not including hotel and motels.

SECTION II
CLASSIFICATION OF ASSESSOR'S PARCELS

Each Fiscal Year, beginning with Fiscal Year 2021/22, each Assessor's Parcel within the CFD shall be classified as Taxable Property or Exempt Property. In addition, each Assessor's Parcel of Taxable Property shall be classified as Developed Property, Undeveloped Property, or Provisional Undeveloped Property.

SECTION III
ANNUAL MAXIMUM SPECIAL TAX RATE

1. **Developed Property**

The Annual Maximum Special Tax for each Assessor's Parcel classified as Developed Property shall be the greater of the amount derived by the application of the (a) Assigned Annual Special Tax or (b) Backup Annual Special Tax.

2. **Undeveloped Property**

The Annual Maximum Special Tax for each Assessor's Parcel classified as Undeveloped Property or Provisional Undeveloped Property shall be derived by the application of the Assigned Annual Special Tax.

SECTION IV
ASSIGNED ANNUAL SPECIAL TAXES

1. **Developed Property**

Subject to increases as described below in this Section, the Assigned Annual Special Tax for each Assessor's Parcel of Developed Property for Fiscal Year 2021/22 shall be an amount equal to $0.7336 multiplied by the applicable Building Square Footage.

2. **Undeveloped Property and Provisional Undeveloped Property**

Subject to increases as described below in this Section, the Assigned Annual Special Tax per Acre for each Assessor's Parcel of Undeveloped Property or Provisional Undeveloped Property for Fiscal Year 2021/22 shall be $18,513 per Acre.

3. **Increases in the Assigned Annual Special Tax**

a. **Newly Classified Developed Property**

On July 1 of each Fiscal Year, commencing on July 1, 2022, the Assigned Annual Special Tax rate for Assessor's Parcels of Developed Property specified in

Paragraph 1 of this Section IV shall be increased by an amount equal to the greater of: (i) the positive change in the Cost Index over the previous 12-month period (as a percentage) multiplied by the applicable Assigned Annual Special Tax in effect in that prior Fiscal Year, and (ii) the applicable Assigned Annual Special Tax rate in effect in that preceding Fiscal Year multiplied by two percent (2.0%). For avoidance of doubt, the Assigned Annual Special Tax rate applicable in the Initial Fiscal Year of any particular Assessor's Parcel of Developed Property shall be subject to adjustment in accordance with this Paragraph 3.a.

b. **Existing Developed Property**

On July 1 of each Fiscal Year following the Initial Fiscal Year of an Assessor's Parcel of Developed Property, the Assigned Annual Special Tax rate for such Assessor's Parcel shall be increased by an amount equal to the Assigned Annual Special Tax rate in effect in the immediately prior Fiscal Year multiplied by two percent (2.0%).

c. **Undeveloped Property and Provisional Undeveloped Property**

On July 1 of each Fiscal Year, commencing on July 1, 2022, the Assigned Annual Special Tax rate per Acre for Undeveloped Property and for Provisional Undeveloped Property shall be increased by an amount equal to the greater of: (i) the Assigned Annual Special Tax rate in effect in the immediately prior Fiscal Year multiplied by the positive change in the Cost Index over the previous 12-month period (as a percentage), and (ii) the Assigned Annual Special Tax rate in effect in the immediately prior Fiscal Year multiplied by two percent (2.0%).

SECTION V
BACKUP ANNUAL SPECIAL TAX

Each Fiscal Year, each Assessor's Parcel of Developed Property shall be subject to a Backup Annual Special Tax.

1. **Calculation of the Backup Annual Special Tax Rate**

Subject to increases as described below in this Section, the Backup Annual Special Tax rate for an Assessor's Parcel of Developed Property within a Final Map shall be the rate per Lot calculated in accordance with the following formula, as of the Fiscal Year in which the Final Map is recorded:

$$B = (U \times A) / L$$

The terms above have the following meanings:

B = Backup Annual Special Tax per Lot for the applicable Fiscal Year

U = Assigned Annual Special Tax per Acre of Undeveloped Property in the Fiscal Year the calculation is performed

A = Acreage of Developed Property expected to exist in such Final Map at the time of calculation, as determined by the Administrator. The Acreage applicable to a Condominium shall be computed as described in the definition of "Lot" herein.

L = Number of Lots in the applicable Final Map at the time of calculation, exclusive of any Lots which are expected to be classified as Exempt Property or Provisional Undeveloped Property.

2. **Changes to a Final Map**

If the Final Map(s) described in the preceding paragraph are subsequently changed or modified, then the Backup Annual Special Tax for each Assessor's Parcel of Developed Property changed or modified in each such Final Map shall be a rate per square foot of Acreage calculated as follows:

a. Determine the total Backup Annual Special Tax revenue anticipated to apply to the changed or modified Assessor's Parcels prior to the change or modification.

b. The result of paragraph a above shall be divided by the Acreage of Taxable Property of the modified Assessor's Parcels, as reasonably determined by the Administrator.

c. The result of paragraph b above shall be divided by 43,560. The result is the Backup Annual Special Tax per square foot of Acreage that shall be applicable to the modified Assessor's Parcels, subject to increases as described below.

3. **Increase in the Backup Annual Special Tax**

On July 1 of each Fiscal Year, commencing on July 1, 2022, the Backup Annual Special Tax rate for Assessor's Parcels of Developed Property shall be increased by an amount equal to the greater of: (i) the Backup Annual Special Tax rate in effect in the immediately prior Fiscal Year multiplied by the positive change in the Cost Index over the preceding 12-month period , and (ii) the Backup Annual Special Tax rate in effect in the immediately prior Fiscal Year multiplied by two percent (2.00%) of the Backup Annual Special Tax amount in effect in the immediately prior Fiscal Year. For avoidance of doubt, the Backup Annual Special Tax rate applicable in the Initial Fiscal Year of any particular Assessor's Parcel of Developed Property shall be subject to adjustment in accordance with this the foregoing provisions of this Paragraph 3. On July 1 of each Fiscal Year following the Initial Fiscal Year of an Assessor's Parcel of Developed Property, the Backup Annual Special Tax rate for such Assessor's Parcel shall be increased by an amount equal to the Backup Annual Special Tax rate in effect in the immediately prior Fiscal Year multiplied by two percent (2.0%).

SECTION VI
METHOD OF APPORTIONMENT OF THE SPECIAL TAX

Commencing Fiscal Year 2021/2022 and for each subsequent Fiscal Year, the Board shall levy Special Taxes on all Taxable Property in accordance with the following steps:

Step One: The Special Tax shall be levied on each Assessor's Parcel of Developed Property in an amount not in excess of the Assigned Annual Special Tax applicable to each such Assessor's Parcel.

Step Two: If additional moneys will be needed to satisfy the Annual Special Tax Requirement after the Step One calculations have been completed, the Special Tax shall be levied Proportionately on each Assessor's Parcel of Undeveloped Property in an amount not in excess of the Assigned Annual Special Tax applicable to each such Assessor's Parcel, as needed to satisfy the Annual Special Tax Requirement.

Step Three: If additional moneys will be needed to satisfy the Annual Special Tax Requirement after the Step Two calculations have been completed, the Special Tax on each Assessor's Parcel of Developed Property whose Annual Maximum Special Tax is the Backup Annual Special Tax shall be increased Proportionately from the Assigned Annual Special Tax by an amount not in excess of the Backup Annual Special Tax applicable to each such Assessor's Parcel, as needed to satisfy the Annual Special Tax Requirement.

Step Four: If additional moneys will be needed to satisfy the Annual Special Tax Requirement after the Step Three calculations have been completed, the Special Tax shall be levied Proportionately on each Assessor's Parcel of Provisional Undeveloped Property in an amount not in excess of the Assigned Annual Special Tax applicable to each such Assessor's Parcel, as needed to satisfy the Annual Special Tax Requirement.

SECTION VII
PREPAYMENT OF SPECIAL TAXES

The Special Tax obligation of an Assessor's Parcel of Developed Property or Undeveloped Property for which a building permit has been issued may be prepaid, in full only, provided that there are no delinquent Special Taxes, penalties, or interest charges outstanding with respect to such Assessor's Parcel, or that all of such amounts are paid concurrently with the Prepayment Amount. An owner of an Assessor's Parcel intending to prepay the Annual Maximum Special Tax shall provide the CFD with written notice of intent to prepay. Within thirty (30) days of receipt of such written notice, the Administrator shall determine the Prepayment Amount for such Assessor's Parcel and shall notify the owner of such Prepayment Amount.

Full Prepayment of Special Tax

The Prepayment Amount shall be calculated according to the following formula:

$$P = PVT + PAF$$

The terms above have the following meanings:

P	=	Prepayment Amount
PVT	=	Present Value of Taxes
PAF	=	Prepayment Administrative Fees

With respect to any Assessor's Parcel for which the Special Tax has been prepaid, the Board shall indicate in the records of the CFD that there has been a prepayment of the Special Tax obligation and shall cause a suitable notice to be recorded in compliance with the Act to indicate the prepayment of the Special Tax obligation and the release of the Special Tax lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay such Special Tax shall cease.

Notwithstanding the foregoing, no prepayment shall be allowed unless the amount of Assigned Annual Special Taxes that subsequently may be levied on Taxable Property, other than Provisional Undeveloped Property, less Administrative Expenses, shall be at least 1.1 times the regularly scheduled annual interest and principal payments on all currently outstanding Bonds in each future Fiscal Year, and such prepayment will not impair the security of all currently outstanding Bonds, as reasonably determined by the Administrator. Such determination shall take into account all Assessor's Parcels that are expected to be classified as Exempt Property, Restricted Residential Property, or Non-Residential Property.

SECTION VIII
TERMINATION OF SPECIAL TAX

Provided that Special Taxes previously levied on an Assessor's Parcel are not delinquent, the lien of Special Taxes of the CFD shall terminate as to such Assessor's Parcel as follows: i) the close of the 30th Fiscal Year following the beginning of the Initial Fiscal Year for such Assessor's Parcel, or ii) the Special Tax obligation has been fully and completely discharged pursuant to Section VII.

The Board shall cause to be recorded in the official records of San Diego County a Notice of Cessation of Special Tax applicable to an Assessor's Parcel upon termination of the lien on such Assessor's Parcel.

SECTION IX
EXEMPTIONS

The Administrator shall classify as Exempt Property in the chronological order in which each Assessor Parcel becomes (i) owned by any State of California, federal or local governmental entity, (ii) owned by a homeowners' association, (iii) burdened with one or more public or utility easements making impractical its use for other than the purposes set forth in the easement(s), (iv) Restricted Residential Property, (v) Non-Residential Property, or (vi) any other Assessor's Parcels at the reasonable discretion of the Board, provided that no such classification would reduce the Net Taxable Acreage to less than 103.16 Acres. Notwithstanding the above, the Administrator or Board shall not classify an Assessor's Parcel as Exempt Property if such classification would reduce the

sum of all Taxable Property to less than 103.16 Acres. Assessor's Parcels that otherwise would be Exempt Property, but cannot be classified as Exempt Property because such classification would reduce the Acreage of all Taxable Property to less than the minimum Net Taxable Acreage, shall be classified as Provisional Undeveloped Property, and shall be subject to the levy and collection of Special Taxes accordingly.

SECTION X
APPEALS

Any owner or resident of a property within the CFD who paid a Special Tax levied on such property and who reasonably believes that the Special Tax was not correctly calculated and/or levied in accordance with this RMA may file a notice with the School District, to thereby appeal the levy of that Special Tax, together with such documentation as the property owner or resident believes evidences the incorrect calculation or levy. An appeal panel of three members appointed by the School District ("Appeals Panel") will review the appeal and communicate its findings to the property owner or resident. If the Appeals Panel determines that the Special Tax should be modified or other correction implemented, it will recommend such correction to the Board and, as appropriate, the Special Tax levy shall be corrected, and in applicable cases, refunds shall be granted. An appeal relating to any particular Special Tax must be filed with the School District not later than one year and five days following the mailing to the property owner or resident of the tax bill that includes such Special Tax, and the Property Owner and/or resident shall be deemed and construed to have waived any and all rights to an appeal and to any refund, if the appeal is not filed within such one-year and five-day period.

Interpretations may be made by the School District for purposes of clarifying any vagueness or ambiguity as it relates to any category, rate or definition applicable to any appeal proceedings so long as such interpretations are consistent with the Mitigation Agreement.

SECTION XI
MANNER OF COLLECTION

The Special Tax shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes and shall be subject to the same penalties, the same procedure, sale and lien priority in the case of delinquency; provided, however, that the CFD may directly bill all or a portion of the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet its financial obligations, and if so collected, a delinquent penalty of ten percent (10%) of the Special Tax will attach at 5:00 p.m. on the date the Special Tax becomes delinquent and interest at 1.5% per month of the Special Tax will attach on the July 1 after the delinquency date and the first of each month thereafter until such Special Taxes are paid.

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

GOVERNING BOARD AGENDA ITEM

Prepared by: Superintendent's Office

ITEM TITLE:

Report Calendar to Board of Education

_____Action **____X____Information**

BACKGROUND INFORMATION:

TOPIC	REPORT BY	TENTATIVE DATE
Cohort Presentation (Charter)	Instructional Services	November 2021
Report on Visual and Performing Arts Program		
Report on Educator Effectiveness Grant/Public Hearing		
Cohort Presentation (Corona)	Instructional Services	December 2021
Report on Physical Education		
Cohort Presentation (McLaren)	Instructional Services	January 2022
Parent Midyear Report (B-LAC, DAC/DELAC, PTA)		
Virtual Academy		
Cohort Presentation (TBD)	Instructional Services	February 2022
Special Education Professional Learning		
Equity		

ADDITIONAL DATA:

None.

FISCAL IMPACT/FUNDING SOURCE:

None.

STAFF RECOMMENDATION:

This is an information item.