

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

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

MINUTES BOARD OF EDUCATION

Regular Meeting
January 22, 2020
6 P.M.

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

ORDER OF BUSINESS

1. OPENING PROCEDURES

*Opening
Procedures*

A. Call to Order

President Farías called the meeting to order at 6:04 P.M.

B. Roll Call

Members Present:

Mr. Armando Farías, President
Dr. Eduardo Reyes, Vice President
Mrs. Laurie K. Humphrey, Clerk
Mrs. Leslie Ray Bunker, Member
Mr. Francisco Tamayo, Member

Members Absent:

None.

Others Present:

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

C. Pledge of Allegiance Led by Students from Palomar, Greg Rogers, Fred H. Rohr, Rosebank, Salt Creek, Silver Wing, and Sunnyside Elementary Schools

Student Gianna Vuong (Salt Creek) led the Pledge of Allegiance.
Gianna joined Students Chloeline Duque (Silver Wing), Camila

Figueroa (Palomar), Pryor Holmes (Sunnyside), Kendra Santana (Rogers), Natalie Vega (Rosebank), and Adrianna Villaseñor (Rohr), in sharing information about their respective schools.

President Farías thanked the students. Board Members presented each of them with a Certificate of Appreciation and stylus pen with the District's name.

2. APPROVE AGENDA (Action)

Approve Agenda

Motion: HUMPHREY, Second: BUNKER, Vote: UNANIMOUS

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

*Presentations/
Awards*

A. Presentation of Newly Hired and Promoted Employees

There were no introductions.

B. Report on District Cohort Schools: Palomar, Greg Rogers, Fred H. Rohr, Rosebank, Salt Creek, Silver Wing, and Sunnyside Elementary for the 2018-19 School Year

Dr. Tessier presented Compass Cohort Principal Lead Lalaine Perez (Salt Creek), who introduced fellow cohort members: Principals Dr. Patricia Magaña (Palomar), Janette Ridgels (Rogers), Erin Williamson (Rohr), Aaron Magnan (Rosebank), Teresa Corona (Silver Wing), and Robert Cochran (Sunnyside) and Associate Principals Brandi Sheppy (Rogers), and Ashley Vasquez (Salt Creek). Ms. Perez reviewed the cohort's results from one of the measures of student achievement—the California Assessment of Student Performance and Progress (CAASPP). She communicated the tools and resources that Compass Cohort members are utilizing to improve student achievement. Ms. Perez acknowledged cohort students, staff members, and parents in the audience. Cohort members also answered questions from the Board.

Board Members thanked cohort members for their commitment and remarked on several portions of the report. Clerk Humphrey said the students were a great representation of the schools, each of them being articulate and well poised. She congratulated the students and encouraged them to continue their hard work.

President Farías asked if there was a motion to move Oral Communications before the next report.

Motion: TAMAYO, Second: HUMPHREY, Vote: UNANIMOUS

C. Midyear Report by District Parent Leaders

Dr. Tessier introduced District Advisory Council Chair Marina Beltran, District English Learner Advisory Committee Chair Arianna Gonzalez, and Chula Vista Elementary Council PTAs President Jeanne Schiele. Each of the parents reported on highlights of their respective groups and shared their individual experiences as part of the groups.

Board Members thanked the parents for their efforts and commented on the information provided.

D. Report on California Schools Voluntary Employees' Benefits Association

Dr. Escobedo introduced Voluntary Employees' Benefits Association (VEBA) Representative Lora Josh. Ms. Josh provided a report that included background information on VEBA and what the organization is doing to promote wellness among its members. She presented information on the VEBA Resources Center and shared its features as well as the services and opportunities it offers to members (free of charge). She also answered questions from the Board.

President Farías thanked Ms. Josh and Board Members commented on the information she provided.

4. COMMUNICATIONS TO THE BOARD OF EDUCATION

*Communications
to the Board*

A. Chula Vista Classified Employees Organization

Chula Vista Classified Employees Organization (CVCEO) President Peter Zeitler commended the students who led the Pledge of Allegiance, saying they did a wonderful job. He also commented that CVCEO is still in negotiations and expressed displeasure about the District offer. Mr. Zeitler shared that the District should look into raising the health cap for retirees.

B. Chula Vista Educators

Chula Vista Educators (CVE) President Susan Skala wished everyone a Happy New Year and thanked Clerk Humphrey for everything she did as Board President. She also thanked CVE members who were present in support of the union and the negotiations. Ms. Skala stated there is only about one percent difference between the District's and CVE's offers but that, having started bargaining in May 2019, it is taking a long time to come to an agreement. She said the District must ensure that every student has a caring, qualified, and committed teacher and that CVE members are determined to receive a fair settlement that puts students first and provides fair compensation.

5. ORAL COMMUNICATIONS

Oral Communications

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

This item took place earlier in the agenda.

A group of parents that includes Michelle Canlas, Jennifer Cate, and Rhodora DeGuzman (Tiffany); Kandi, Nadia Kean-Ayub, and Kirin Macapugay; and another parent who did not identify herself addressed the Board to express concerns regarding incidents in a special education classroom at Burton C. Tiffany Elementary. Institutional Child Abuse Expert Loxie Gant spoke to advocate for the Tiffany parents and students.

President Farias thanked all the parents for expressing their concerns and for giving the Board the opportunity to take action so the District continues to evolve and improve, especially when serving the most vulnerable students. Board Members asked Dr. Escobedo to conduct an investigation and to meet with the parents.

Teacher Lisandra DeGomez expressed concerns because the Compact for Success program between Sweetwater Union High School District and San Diego State University was not renewed.

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.

Motion: BUNKER, Second: HUMPHREY, Vote: UNANIMOUS

- A. Adopt Board of Education Meeting Minutes: Organizational Meeting December 18, 2019
- B. Adopt Resolution in Support of Proposition 13: Public Preschool, K-12, and College Health and Safety Bond Act of 2020 **2019-20.051**
- C. Adopt Resolution in Support of EastLake Educational Foundation Fundraising Event **2019-20.052**
- D. Approve and/or Ratify Human Resources Items A Through H **2019-20.053**

- E. Adopt Resolution Declaring February 7, 2020, as *National Wear Red Day®* in the Chula Vista Elementary School District **2019-20.054**
- F. Review and Accept Quarterly Report to the San Diego County Office of Education on *Williams* Complaints for the Period of October Through December 2019
- G. Ratify Agreement with the California Family Resource Association for an Immigration Education and Outreach Project for the Period of January 1 Through December 31, 2020
- H. Ratify Contract Agreement with the San Diego Association of Governments for Community-Based Outreach Services Related to the 2020 San Diego Association of Governments Regional Plan for the Period of January 1, 2020, Through December 31, 2021
- I. Ratify Agreement with the University of California, San Diego, for the Gifted and Talented Education Teacher Certification Program for the Period of December 20, 2019, Through June 30, 2020
- J. Ratify Service Agreement with the Health and Human Services Agency, Local Government Agency to the Orange County Department of Education, Region 9 Local Educational Consortium for Administrative Services of the School-Based Medi-Cal Administrative Activities Program for the Period of July 1, 2019, Through June 30, 2021
- K. Approve Memorandum of Understanding with EduAbroad for the American Companion Program for the Period of July 1, 2020, Through September 30, 2023
- L. Approve Wilkinson Hadley King & Co. LLP as Auditor for Fiscal Year 2019-20 for the District Financial and Compliance Audit, and the Proposition E and Measure VV General Obligation Bond Programs Financial and Performance Audit Required Under Proposition 39
- M. Approve Award of Bid No. 19/20-7 to Western Rim Constructors, Inc., for the Demolition and Preparation of Existing Area to Receive and Install a New Walk-In Freezer/Refrigerator, Extension of Existing Dock at the Education Service and Support Child Nutrition Services Warehouse in the Amount of \$1,055,000 for the Period of January 23, 2020, Through Completion of the Project
- N. Approve Award of Bid No. 19/20-9 to GEM Industrial Electric, Inc., for the Relocation of One 24' X 40' Relocatable Classroom Building at Vista Square Elementary School in the Amount of \$174,000 for the Period of January 23, 2020, Through Completion of the Project
- O. (1) Approve Retention Release for All Prime Contractors for the Summer 2019 Modernization/Renovation of Sunnyside Elementary School;

(2) Approve Change Orders for Multiple Prime Contractors for a Decrease in the Amount of <\$145,436.00> on Bid Package Nos. 1 Through 14; and

(3) Approve Notices of Completion for Bid Package Nos. 1 Through 14

P. Ratify Purchase Orders, Warrants, and Checks Written/Issued Through December 31, 2019 **2019-20.055**

Q. Approve and/or Ratify Inservice/Travel Requests **2019-20.056**

7. PUBLIC HEARINGS

Public Hearings

A. Conduct Public Hearing to Receive Input on the Amended Collective Negotiations Proposal from the Chula Vista Elementary School District to Chula Vista Educators for the 2019-20 School Year

Dr. Thiel said the District is asking for input on an amended negotiations proposal from the District to CVE that consists of the addition of two articles. These are Article 9 Calendar, so the parties can start working on the 2021-22 calendar and Article 35 Evaluation, to negotiate the evaluation program they have been working on all year. Dr. Thiel said he met with Ms. Skala on the subject and she is in agreement.

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

Ms. Skala spoke in support of adding both articles to the negotiations.

President Farías closed the public hearing.

8. ADMINISTRATIVE ACTION ITEMS

*Administrative
Action Items*

A. Accept Chula Vista Elementary School District 2018-19 Annual Audit Report

Mr. Esquivel said the District's 2018-19 Financial Statements have been audited by the firm Wilkinson Hadley King and introduced Partner Aubrey Mann.

Ms. Mann provided a summary of the results of the audit, stating that an unmodified opinion was issued, which means the financial statements can be relied upon as accurate, and saying that no deficiencies in internal controls were identified. She added that two federal programs were audited, with no findings, and that 22 state programs were audited, with one finding. Ms. Mann explained that the finding is procedural, relating to the after-school education and safety

program, where District policies had not been updated to reflect a revision in Education Code that changed priority enrollment. She said there was no fiscal impact due to the finding and the recommendation was to update the policies, which the District has since done.

President Fariás thanked Ms. Mann for the report.

Motion: TAMAYO, Second: HUMPHREY, Vote: UNANIMOUS

- 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 2020 Certificates of Participation in an Aggregate Principal Amount Not to Exceed \$25,000,000, Authorizing the Distribution of an Official Statement in Connection Therewith, and Authorizing the Execution of Various Documents and Related Actions

2019-20.057

Mr. Esquivel explained the District is planning construction of School No. 47, including funding and that the process involves a loan in the form of Certificates of Participation (COPs). He said the total cost of the school (including land) is approximately \$42 million, to be financed partially with Community Facilities District (CFD) funds, with the remaining \$25 million to be raised through COPs. This action initiates the COPs loan process, which will be 100 percent financed with Mello Roos CFD monies.

Motion: HUMPHREY, Second: FARÍAS, Vote: UNANIMOUS

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

First and Second Readings

None.

10. GENERAL INFORMATION ITEMS/REPORTS

Information Items/Reports

- A. Report Calendar to Board of Education

Clerk Humphrey requested a report on Achieve3000®.

- B. Report on Feasibility Study of District Middle School Expansion

Dr. Escobedo presented a report on the feasibility of additional middle school programs in the District. He presented an overview of the Education Code (EC) sections that regulate running middle schools and explained the two ways a district can expand to middle school—the electoral process and the charter school process. Dr. Escobedo reviewed the implications of the electoral process, including the fact that the District does not have the facilities to serve the 6,000+

students who will be in middle school next year. He also answered a variety of questions from Board Members.

President Farías thanked Dr. Escobedo for the report. Board Member Tamayo commented on his motivation to request the feasibility study. He and Clerk Humphrey asked to explore District options through the charter school process.

C. Report on the Governor's 2020-21 State Budget Proposal

Mr. Esquivel reported on the Governor's budget proposal for 2020-21. He reviewed California's unemployment rate, the big three state revenues, the proposed line items under the education budget for 2020-21, and the impact of the proposed state budget on the District. He also addressed multiyear projections through 2022-23, next steps for the Governor's proposed budget, and items the District is watching.

**11. RECESS TO CHULA VISTA ELEMENTARY SCHOOL DISTRICT
PUBLIC FACILITIES FINANCING CORPORATION**

*Public Facilities
Financing Corp.*

President Farías adjourned to the Chula Vista Elementary School District Public Facilities Financing Corporation meeting at 8:55 P.M.

**CHULA VISTA ELEMENTARY SCHOOL DISTRICT
PUBLIC FACILITIES FINANCING CORPORATION**

AGENDA

BOARD OF DIRECTORS MEETING

1. OPENING PROCEDURES

*Opening
Procedures*

A. Call to Order

President Farías called the meeting to order at 8:55 P.M.

B. Roll Call

Members Present:

Mrs. Laurie K. Humphrey, President

Mr. Armando Farías, Vice President

Dr. Eduardo Reyes, Clerk

Mrs. Leslie Ray Bunker, Member

Mr. Francisco Tamayo, Member

Members Absent:

None.

Others Present:

Dr. Francisco Escobedo, Superintendent

Mr. Oscar Esquivel, Deputy Superintendent

Dr. Jeffrey Thiel, Asst. Supt., Human Resources

Dr. Matthew Tessier, Asst. Supt., Innovation and Instruction

Mr. Anthony Millican, Director, Communications and Community Development

Mrs. María Mayela Couturier, Translator/Interpreter

Mrs. Soreli M. Norton, Asst. to the Supt. and Board of Education

Mrs. Araceli Vargas, Administrative Assistant II

2. ADMINISTRATIVE ACTION ITEMS

*Administrative
Action Items*

- A. Elect Current Board of Education President Armando Farías as Chairperson of the Chula Vista Elementary School District Public Facilities Financing Corporation Board of Directors

Mr. Esquivel the Chula Vista Public Facilities Financing Corporation (PFFC) serves as the entity that facilitates the COPs for new construction of schools. He added that it is recommended that the Board of Education President chair the PFFC.

Motion: TAMAYO, Second: HUMPHREY, Vote: UNANIMOUS

- B. Adopt Resolution of the Board of Directors of the Chula Vista Elementary School District Public Facilities Financing Corporation Authorizing the Execution by the Corporation of Various Documents with Respect to the Chula Vista Elementary School District 2020 Certificates of Participation in an Aggregate Principal Amount Not to Exceed \$25,000,000 and Authorizing Related Actions in Connection Therewith

2019-20.001

Mr. Esquivel said this is similar to the Board of Education approval of the resolution authorizing the sale of \$25 million COPs. The PFFC acts as facilitator of the sale; therefore, the PFFC also needs to authorize the sale of COPs to fund construction of the next elementary school [School No. 47].

Motion: HUMPHREY, Second: FARÍAS, Vote: UNANIMOUS

3. ADJOURNMENT OF CHULA VISTA ELEMENTARY SCHOOL DISTRICT PUBLIC FACILITIES FINANCING CORPORATION MEETING

Adjournment

President Farías adjourned the Public Facilities Financing Corporation meeting at 8:59 P.M.

12. RECONVENE TO CHULA VISTA ELEMENTARY SCHOOL DISTRICT BOARD OF EDUCATION MEETING

Board of Education Meeting

President Farías reconvened to the Chula Vista Elementary School District Board of Education meeting at 8:59 P.M.

13. BOARD COMMUNICATIONS

Board Communications

Mrs. Bunker:

- Wished everyone a Happy New Year.
- Thanked everyone who spoke at the meeting, those who were happy and those who were not, saying it is good for the Board to hear what they have to share and that it makes them better Board Members.

Mr. Farías:

- Thanked Cabinet, union presidents, and support staff, saying that Dr. Escobedo hires the best of the best. Remarked that it is a privilege for him to work in the District and that it makes him a better professional and a better human being. Emphasized the outstanding caliber of District employees. Said this is an amazing district, adding that it has areas that need improvement, just like other districts.
- Congratulated Dr. Escobedo, telling him he is a role model for so many to emulate and thanked him for making sure the District continues to move in the right direction.

Mrs. Humphrey:

- Said that while the world is watching Prince Harry, Dr. Escobedo is the Board's person to watch. Expressed how proud she is of Dr. Escobedo and of the work that is done in the District, saying it is amazing. Remarked she is very thankful for the District team that includes Mr. Zeitler, Ms. Skala, the teachers, and all staff members.

Dr. Reyes:

- Thanked everyone for their hard work, from the Superintendent to District personnel. Highlighted employees at the [school] sites, where teaching and learning occurs.

Mr. Tamayo:

- Echoed wishes for a Happy New Year and welcomed everyone back from Winter Break. Said he hoped everyone spent quality time with their families.
- Commented that recently the Fitch report was released outlining districts that are not doing well financially. Added the District was not included, which is a good thing. Commended the work Mr. Esquivel and his team do to maintain the District financially sound and with a good credit rating.

Said this is very important, mentioning as an example that it will help the District get a better rate for the \$25 million it will borrow to build the new school.

- Highlighted an article by Education Dive featuring five superintendents to watch across the nation, one of which is Dr. Escobedo. Mentioned this is due to good work, commenting that there was a reason why Dr. Escobedo was also selected as Superintendent of the Year. Remarked that even though there is always room for improvement in the District, there is no doubt Dr. Escobedo is a leader. Congratulated Dr. Escobedo and said he is proud to work with him.

14. SUPERINTENDENT'S COMMUNICATION

*Superintendent's
Communication*

Dr. Escobedo:

- Said he very is humbled by the Education Dive article recognition, and truly to be working among great people for example an amazing Board that cares so much about teachers, parents, and students and the whole child in general. Added he is also humbled to be working with amazing partners, and parent leaders, and in a district with such great leaders. Emphasized he is honored and humbled to continue serve in the District.
- Announced that the day before, bilingual leaders throughout California were in town to learn how the District educates English Learners. Said the group visited immersion programs at Rice.
- Highlighted that because of the District, Mexico opened two dual immersion programs last year. Commented that the District's influence is not only within the state of California, but extends outside our nation.

15. ADJOURN TO CLOSED SESSION

Closed Session

President Farías adjourned to closed session at 9:09 P.M. in accordance with the following:

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

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

Education Code Section 48918: Review Administrative Hearing Panel's Findings and Decision in the Matter Concerning the Expulsion of Student No. 912941

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Joint Powers Authority Claim No. 17-04512

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Joint Powers Authority Claim No. 18-04850

Government Code Section 54957: Public Employee Performance Evaluation – Superintendent

16. RECONVENE TO OPEN SESSION

Open Session

President Farías reconvened to open session at 10:12 p.m. with all Board Members present.

President Farías said that in closed session, the Board reviewed the Administrative Hearing Panel's findings and decision in the matter concerning the expulsion of Student No. 912941. He asked if there was a motion to adopt the panel's decision of expulsion with suspended enforcement.

Motion: TAMAYO, Second: REYES

Vote: Ayes: BUNKER, FARÍAS, HUMPHREY, REYES, TAMAYO

Noes: NONE, Abstain: NONE

Clerk Humphrey announced that in closed session, the Board approved a settlement agreement in Existing Litigation in Joint Powers Authority Claim No. 18-04850.

Motion: BUNKER, Second: TAMAYO

Vote: Ayes: BUNKER, FARÍAS, HUMPHREY, REYES, TAMAYO

Noes: NONE, Abstain: NONE

17. ADJOURNMENT

Adjournment

President Farías adjourned the meeting at 10:14 P.M.


Francisco Escobedo, Ed.D., Secretary


Laurie K. Humphrey, Clerk

THE NEXT REGULAR MEETING OF THE BOARD OF EDUCATION OF THE CHULA VISTA ELEMENTARY SCHOOL DISTRICT IS SCHEDULED ON WEDNESDAY, FEBRUARY 12, 2020, AT 6 P.M.