CHULA VISTA ELEMENTARY SCHOOL DISTRICT

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MINUTES
BOARD OF EDUCATION

Regular Meeting – September 10, 2025

Closed Session – 4:00 P.M.
Open Session – 6:00 P.M.

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

ORDER OF BUSINESS

1. OPENING PROCEDURES

President Ugarte called the meeting to order at 4:02 P.M.

A. Roll Call

Members Present:
Ms. Lucy Ugarte, President
Ms. Delia Dominguez Cervantes, Clerk
Ms. Keren Ramirez Dominguez, Member
Ms. Jessica R. Tolston, Member

Members Absent:
Mr. Francisco Tamayo, Vice President

Others Present:
Dr. Eduardo Reyes, Superintendent
Ms. Sharon Casey, Asst. Supt. Student Services
Ms. Jessica Morales, Area Asst. Supt.
Mr. Jason Romero, Asst. Supt. Human Resources
Mr. Mark Pong, Asst. Supt. of Business Services and Support
Ms. Maria Montgomery, Executive Director, Instructional Services and Support
Ms. Lalaine Perez, Executive Director, Language Development/State & Federal Program
Ms. Araceli Guzman, Supt. and Board of Education Administrative Manager

2. APPROVE AGENDA

A. Approval of Agenda

Motion: DOMINGUEZ CERVANTES, Second: TOLSTON,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TOLSTON, UGARTE
Absent: TAMAYO

3. ORAL COMMUNICATIONS ON CLOSED SESSION ITEMS

A. Oral Communications for Closed Session Items

The Oral Communications section provides the public with an opportunity to address the Board on closed session items only. Persons wishing to be heard may attend in person and should complete a "Request to Be Heard" card and submit it to the Recording Secretary before the start of the meeting. Speakers are requested to limit their remarks to three minutes and speak in a respectful and professional manner. The Board shall limit the total time for public input on each topic to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public comments depending on the number of persons wishing to be heard. The Board of Trustees cannot legally take action or respond to matters not posted on the public agenda due to government code but will refer the matter to the Superintendent for review and report.

No speakers.

4. ADJOURN TO CLOSED SESSION

A. Closed Session Information

President Ugarte adjourned to closed session at 4:05 P.M. in accordance with the following:

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

C. Government Code Section 54957(b)(1): Public Employee Discipline/Dismissal/Release

D. Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings Case No. 2025031159

E. Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings Case No. 2025040568

F. Education Code Section 35146: Consider Waiver of Student Expulsion Hearing and Stipulated Suspended Expulsion Agreement Student No. 126919

G. Conference with Legal Counsel - Anticipated/Pending Litigation Pursuant to Government Code Section 54956.9 Subsection D2 (1 Case)

H. Government Code Section 54957: Public Employee Performance Evaluation-Superintendent

5. RECONVENE TO OPEN SESSION

A. Call to Order/Roll Call

President Ugarte reconvened to open session at 6:02 P.M. with all Board Members present.

Members Present:
Ms. Lucy Ugarte, President
Mr. Francisco Tamayo, Vice President
Ms. Delia Dominguez Cervantes, Clerk
Ms. Keren Ramirez Dominguez, Member
Ms. Jessica R. Tolston, Member

Members Absent:
None.

Others Present:
Dr. Eduardo Reyes, Superintendent
Ms. Sharon Casey, Asst. Supt. Student Services
Ms. Jessica Morales, Area Asst. Supt.
Mr. Jason Romero, Asst. Supt. Human Resources
Mr. Mark Pong, Asst. Supt. Business Services and Support
Ms. Maria Montgomery, Executive Director, Instructional Services and Support
Ms. Lalaine Perez, Executive Director, Language Development/State & Federal Program
Ms. Giovanna Castro, Director of Communications
Ms. Araceli Guzman, Supt. and Board of Education Administrative Manager

B. Report Out from Closed Session

President Ugarte reconvened to open session at 6:04 P.M. She reported that Vice President Tamayo arrived to closed session at 4:22 P.M.

Clerk Dominguez Cervantes reported that in closed session:

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings Case No. 2025031159

Motion: DOMINGUEZ CERVANTES, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

Government Code Section 54956.9(d)(1): Conference with Legal Counsel – Existing Litigation in Office of Administrative Hearings Case No. 2025040568

Motion: TOLSTON, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

Conference with Legal Counsel - Anticipated/Pending Litigation Pursuant to Government Code Section 54956.9 Subsection D2 (1 Case)

Motion: UGARTE, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TOLSTON, UGARTE
Absent: TAMAYO

Clerk Dominguez Cervantes reported the following statement:

"In April 2025, a former Chula Vista Elementary School District (CVESD) employee made public allegations against Trustee Francisco Tamayo, Superintendent Eduardo Reyes, and Assistant Superintendent Jason Romero. The allegations challenged the integrity of the District's overall procurement and contracting processes and practices, and related conduct of the District leaders listed above.

In response, the Governing Board engaged the law firm of Dannis Woliver Kelley, and a team of procurement and contracting investigators to thoroughly review both the specific allegations and the District's overall procurement and contracting practices.

That investigation has now concluded. The evidence gathered does not support the former employee's claims of misconduct, unethical behavior, or conflicts of interest by the individuals named. No evidence of malfeasance, wrongdoing, or ethical violations was found.

While the District acknowledges that there is always room for improvement in processes and systems, CVESD remains firmly committed to continuous improvement through training, oversight, and regular updates. However, after a months-long, independent investigation, the allegations of misconduct against the employees listed above were not substantiated."

C. Pledge of Allegiance

President Ugarte called a moment of silence in honor of remembering 9/11 and lead the Pledge of Allegiance.

6. APPROVE AGENDA

A. Approval of Agenda

President Ugarte motioned to approve the agenda with flexibility. She stated that staff requested to move item 10.A. to the beginning of the agenda followed by items 14.A. through 14.C.

Motion: TAMAYO, Second: TOLSTON,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

Items 10.A, 14.A., 14.B., and 14.C. presented at this time.

7. COMMUNICATIONS TO THE BOARD OF EDUCATION

A. Chula Vista Classified Employees Organization

B. Chula Vista Educators

President Rosi Martinez noted the close of Quarter 1 and the start of parent-teacher conferences, expressing support for the district's family-engagement plan and commending Director of Communications Giovanna Castro. She highlighted the first South County Community Schools Summit (138 participants from five districts) and reaffirmed the Community Schools pillars. Martinez urged deeper, two-way partnership with families—beyond surveys—including broader, prioritized input on budget decisions and greater teacher involvement in family-engagement spaces. She praised the district's safety and mental-health efforts and referenced collaboration with the County Child, Family & Well-Being team. She thanked Trustees Tolston, Tamayo, and Ugarte for site visits to Juarez-Lincoln and Finney and wished everyone a restful fall break.

C. Administrators Association Chula Vista

President Theresa Corona praised members for creating safe, supportive, and challenging learning environments and thanked the Board for considering a resolution proclaiming October 12–18 as Week of the School Administrator. She highlighted early gains from the RLFA Turnaround Leadership Action Plans—"living roadmaps" bringing clarity, focus, and alignment across PD, staff collaboration, and family engagement. As an example, the new Parent Ambassador program produced record turnout at "Coffee with the Principal," engaging families in the school's math goal and strengthening home–school connections.

8. ORAL COMMUNICATIONS

A. Oral Communications Guidelines

The Oral Communications section provides the public with an opportunity to address the Board on non-agenda items. Persons wishing to be heard may attend

in person and should complete a "Request to Be Heard" card and submit it to the Recording Secretary before the start of the meeting. Speakers are requested to limit their remarks to three minutes and speak in a respectful and professional manner. The Board shall limit the total time for public input on each topic to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public comments depending on the number of persons wishing to be heard. The Board of Trustees cannot legally take action or respond to matters not posted on the public agenda due to government code but will refer the matter to the Superintendent for review and report.

There were five public speakers:

- Mary Ann Saponara expressed concern regarding safety issues at Halecrest Elementary School.
- Rosemary Lowry urged the District to prioritize completing the installation of buzz-in entry systems at all schools.
- Noelle Cravens addressed the reorganization of leadership roles and the length of Board meetings.
- Teacher Rachel Teehan expressed concerns about site leadership at Wolf Canyon Elementary.
- Lisa Solaya, on behalf of the California Association for Bilingual Education (CABE) South County Chapter 65, encouraged participation in the CABE Mini Conference.

9. ORAL PRESENTATIONS AND WRITTEN REPORTS

A. District Safety/Health Update

Mr. Jason Romero, Assistant Superintendent of Human Resources, provided a comprehensive update on District safety and health initiatives.

Following the presentation, Board Members were given the opportunity to ask questions and provide comments.

B. Presentation on 2025-26 Family Engagement Plan

Ms. Giovanna Castro, Director of Communications, provided an overview of the 2025-26 Family Engagement Plan for the Chula Vista Elementary School District.

Following the presentation, Board Members were given the opportunity to ask questions and provide comments.

10. SPECIAL RECOGNITION, AWARDS, AND HONORS

A. Recognition of Sunnyside Elementary School as a 2025 California Distinguished School

Ms. Morales was proud to announce Sunnyside Elementary School as the recipient of the 2025 California Distinguished School Award. This prestigious recognition is part of the California School Recognition Program (CSRP), which highlights schools that demonstrate exceptional student performance in English Language Arts (ELA) and Mathematics, strong student engagement, a positive school climate, and

accelerated academic growth among historically underserved student groups. She introduced Principal Delia Arancibia and her staff.

Board Members thanked and commended the staff. The Board President presented a Certificate of Recognition which was accepted by Principal Arancibia and staff.

Item 13.A. presented at this time.

President Ugarte announced a break at 8:14 P.M., and the meeting reconvened at 8:35 P.M.

11. CONSENT CALENDAR

A. 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 the approval of the Consent Calendar, the Staff pulled Item 11.S.

Items 11.C. Subsection D, 11.D., 11.S., 11.U., and 11.W. were pulled by Board Member Ramirez Dominguez; Item 11.C. Subsection D, 11.S., and 11.U. by Board Member Tolston; Items 11.C. Subsection D, K, and L, 11.S, 11.T., 11.U., and 11.W. by Clerk Dominguez Cervantes; and Item 11.U. by Vice President Tamayo.

Motion: TAMAYO, Second: TOLSTON,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

B. Adopt Board of Education Meeting Minutes: Regular Meeting and Special Meeting

C. Approve and/or Ratify Human Resources Items A Through L **(2025-26.016)**

Board Members had an opportunity to comment and ask questions.

Approved with an additional revision to the job description of the Director of Communications.

Motion: TAMAYO, Second: UGARTE,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

D. Adopt Resolution Proclaiming October 12-18, 2025, as Week of the School Administrator in the Chula Vista Elementary School District **(2025-26.017)**

Board Members had an opportunity to comment and ask questions.

Motion: RAMIREZ DOMINGUEZ, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

E. Approve Memorandum of Understanding with Chula Vista Educators Regarding Teachers Providing Academic Intervention

F. Ratify Agreement with the San Diego County Superintendent of Schools for P3 Credential Program From January 1, 2024, Through June 30, 2027

G. Ratify Operating Agreement with the San Diego County Superintendent of Schools' San Diego Quality Preschool Initiative for Preschool Enrichment Services for the 2025-26 School Year

H. Ratify Nonpublic, Nonsectarian Individual Services Agreement with Sierra School of San Diego for Student No. 308567 for the 2025-26 School Year

I. Approve Nonpublic, Nonsectarian Individual Services Agreement with The Institute for Effective Education for Student No. 376155 for the 2025-26 School Year

J. Approve Memorandum of Understanding with University of Oregon for the Use of the School-Wide Information System Suite from September 11, 2025, Through August 31, 2026

K. Ratify Agreement with Expatiate Communications for iTAAP Software for the 2025-26 School Year

L. Approve Award of Bid No. 25/26-2 to ProSpectra Contract Flooring, for Flooring Replacement at Various Locations for the Period of September 11, 2025, Through Completion of the Project

M. Approve Award of Bid No. 25/26-3 to A&S Flooring, for Flooring Replacement at Arroyo Vista Charter Elementary and Juarez-Lincoln Elementary School for the Period of September 11, 2025, Through Completion of the Project

N. Authorize District to Enter into Agreement with tBP/Architecture, Inc., for Architectural and Engineering Services for Proposed Otay Ranch Village 8, East, Community Facilities District 22, School Site for the Period of September 11, 2025, Through Completion of Project

O. Approve Change Order to Gold Coast Paving, Inc. for a Decrease in the Amount of $26,905

P. Approve Notice of Completion for ENGIE Services U.S., Inc., now operating as OPTERRA Energy Services, LLC, for Repair of Photo Voltaic Solar Systems Throughout the District

Q. Ratify Renewal Agreement with BorderLan, Inc., for Linewise Products "Content Aware" for the Period of July 1, 2025, Through July 1, 2026

R. Ratify Renewal of Customer Agreement with Nth Generation for Extended Vendor Support and Warranty for the Period of August 9, 2025, Through August 8, 2026

S. Approve the Addition of Mileage Stipends for Administrative Positions

Dr. Reyes corrected the projected cost. The total fiscal impact is $32,000.

Board Members had an opportunity to comment and ask questions.

Motion: UGARTE, Second: TOLSTON,
Vote: AYES: TAMAYO, TOLSTON, UGARTE,
Vote: NO: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ

T. Authorize the District to Enter Into an Agreement with obrArchitecture, Inc., for Architectural and Engineering Services for Proposed Modernizations at Three School Sites for the Period of September 11, 2025, Through Completion of Projects

Board Members had an opportunity to comment and ask questions.

Motion: TAMAYO, Second: DOMINGUEZ CERVANTES,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ TAMAYO, TOLSTON, UGARTE

U. Approve Contract with MGT Impact Solutions, LLC, for the Recruitment of Chief Operations Officer

Board Members had an opportunity to comment and ask questions.

Motion to table the item.

Motion: TAMAYO, Second: RAMIREZ DOMINGUEZ,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

V. Ratify Purchase Orders, Warrants, Checks Written/Issued, Technology Agreements and Under $75K CUPCCAA Projects Through August 31, 2025 **(2025-26.018)**

W. Approve and/or Ratify Inservice/Travel Requests **(2025-26.019)**

Board Members had an opportunity to comment and ask questions.

Motion: TAMAYO, Second: DOMINGUEZ CERVANTES,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

12. PUBLIC HEARINGS

A. 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 and speak in a respectful and professional manner. The Board shall limit the total time for input on each public hearing item to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public comments on each public hearing item depending on the topic and the number of persons wishing to be heard.

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

(2) Adopt Resolution for the 2025-26 School Year Regarding Sufficiency of Instructional Materials and the Williams Class Action Settlement with the State of California **(2025-26.020*)***

Executive Director, Instructional Services and Support Maria Montomgery presented on the proposed adoption of the Williams Class Action Settlement.

Board Members had an opportunity to comment and ask questions.

There were no speakers.

Motion: TAMAYO, Second: RAMIREZ DOMINGUEZ,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

13. ADMINISTRATIVE ACTION ITEMS

A. Approve Renewal of the Superintendent's Contract

There were no speakers.

Mr. Jason Romero presented the Superintendent's contract, noting that, under Education Code, it is the District's responsibility to bring the agreement forward annually. Revisions included correction of a numbering error (removal of a duplicated sequence), added detail to the existing car allowance, and an update to the professional organizations clause to allow membership in up to four organizations rather than itemizing them. Salary and benefits remain unchanged.

Board Members commented and asked questions, which Attorney Jonathan Pearl addressed.

Motion: UGARTE, Second: TOLSTON,
Vote: AYES: TAMAYO, TOLSTON, UGARTE
Vote: NO: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ

B. Adopt Resolution Establishing Appropriations Limits for Fiscal Years 2024-25 and 2025-26 Pursuant to Article XIIIB (Gann Amendment) of the California State Constitution **(2025-26.021*)***

Mark Pong presented on the 2024-25 Appropriations Limit Recalculation and 2025-26 Estimated Appropriations Limitation Calculation and confirmed that forms have been completed.

Board Members had an opportunity to comment and ask questions.

There were no speakers.

Motion: TAMAYO, Second: TOLSTON,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

C. Approve Submittal of 2024-25 Year-End Summary of Revenues, Expenditures, and Changes in Fund Balances

Mr. Mark Pong presented for review and approval the submission of the District's 2024-25 Unaudited Actuals Financial Report.

Board Members had an opportunity to comment and ask questions.

There were no speakers.

Motion: RAMIREZ DOMINGUEZ, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

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

A. First and Second Reading/Possible Adoption: Board Policy and Administrative Regulation 3350, Business and Noninstructional Operations, Travel Expenses

Assistant Superintendent Mark Pong presented information on adopting BP 3350 and AR 3350 to replace BP 4133.

Board Members had an opportunity to comment and ask questions, which Attorney Jonathan Pearl addressed.

No public speakers addressed the item.

Motion: UGARTE, Second: TAMAYO,
Vote: AYES: TAMAYO, TOLSTON, UGARTE,
Vote: NO: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ

B. First and Second Reading/Possible Revision: Proposed Revisions to Board Policy 3400 Management of District Assets/Accounts

Assistant Superintendent Mark Pong presented information and proposed revisions related to the adoption of BP 3400.

Board Members had an opportunity to comment and ask questions, which Attorney Jonathan Pearl addressed.

No public speakers addressed the item.

Motion: TOLSTON, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

C. First and Second Reading/Possible Adoption: Board Policy 3314.3, Business and Noninstructional Operations, District Credit Cards

Assistant Superintendent Mark Pong presented information and proposed adoption of BP 3314.3.

No public speakers addressed the item.

Motion: UGARTE, Second: TAMAYO,
Vote: AYES: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TAMAYO, TOLSTON, UGARTE

15. GENERAL INFORMATION ITEMS/REPORTS

A. Report Calendar to Board of Education

Board Member Ramirez Dominguez requested the following reports/updates:

- How much food is the District throwing away?
- Cost of second-chance breakfast.

Clerk Dominguez Cervantes requested the following reports/updates:

- Benchmark Adelante materials for grades three to six.
- Achieve3000 material.
- Policy for Bike safety measures.
- Combo classes.
- Average Daily Attendance (ADA) recovery
- Red Ribbon Week participation.

Vice President Tamayo requested the following reports/updates:

- Timeline for the installation of buzz-in systems at schools.

President Ugarte requested the following reports/updates:

- Price increases of supplies and materials.

16. BOARD COMMUNICATIONS

Board Member communication. Report only.

17. SUPERINTENDENT'S COMMUNICATION

A. Superintendent's Communications to the Public

Dr. Reyes provided an update to the Board.

18. ADJOURNMENT

A. Adjourn the Meeting to closed session

President Ugarte adjourned the meeting at 10:11 P.M.

B. The next Regular Meeting of the Board of Education of the Chula Vista Elementary School District will be held on October 15, 2025, at 4:00 PM for Closed Session and 6:00 PM for the Open Session

Motion: RAMIREZ DOMINGUEZ, Second: TOLSON,
Vote: Ayes: DOMINGUEZ CERVANTES, RAMIREZ DOMINGUEZ, TOLSTON, UGARTE
Vote: Abstain: TAMAYO

Eduardo Reyes, Ed.D. Secretary

Delia Dominguez Cervantes, Clerk