

**CHINO VALLEY UNIFIED SCHOOL DISTRICT**  
**REGULAR MEETING OF THE BOARD OF EDUCATION**  
**November 4, 2021**

**MINUTES**

<b>I. OPENING BUSINESS</b>
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**I.A. CALL TO ORDER – 4:00 P.M.**

1. Roll Call

President Schaffer called to order the regular meeting of the Board of Education, Thursday, November 4, 2021, at 4:00 p.m. with Bridge, Gagnier, and Schaffer present. Mr. Na arrived at 4:05 p.m., and Mr. Cruz was not present in closed session.

Administrative Personnel

Norm Enfield, Ed.D., Superintendent

Sandra H. Chen, Associate Superintendent, Business Services

Grace Park, Ed.D., Associate Superintendent, CIIS

Lea Fellows, Assistant Superintendent, CIIS

Richard Rideout, Assistant Superintendent, Human Resources

Gregory J. Stachura, Assistant Supt., Facilities, Planning, and Operations

2. Public Comment on Closed Session Items

None.

3. Closed Session

President Schaffer adjourned to closed session at 4:00 p.m. regarding anticipated litigation (two potential cases); a student expulsion; conference with labor negotiators: A.C.T. and CSEA; and public employee appointment: elementary, junior, and high school assistant principals.

**I.B. RECONVENE TO REGULAR OPEN MEETING – 6:00 P.M.**

1. Report Closed Session Action

President Schaffer reconvened the regular meeting of the Board of Education at 6:00 p.m. with Bridge, Cruz, Gagnier, Na, and Schaffer present. The meeting was streamed live on YouTube. The Board met in closed session from 4:01 p.m. to 5:15 p.m. regarding anticipated litigation (two potential cases); a student expulsion; conference with labor negotiators: A.C.T. and CSEA; and public employee appointment: elementary, junior, and high school assistant principals. No action was taken that required public disclosure.

- 2. Pledge of Allegiance  
Led by Esther Kim.

**I.C. COMMENTS FROM STUDENT REPRESENTATIVE**

Esther Kim announced that she is a candidate for the California state student board member position, and thanked those who supported her; acknowledged parents who advocate for their children; and encouraged civic engagement.

**I.D. COMMENTS FROM EMPLOYEE REPRESENTATIVES**

Molly Large, CHAMP, thanked Dr. Enfield and administrative District staff members for working to ensure the ESSER III plan was submitted; acknowledged everyone for providing input; and spoke about Red Ribbon Week celebrations.

Brenda Walker, A.C.T. President, acknowledged communication and dialogue efforts; said the Association aims to protect members safety and working conditions; and spoke about the lack of substitute teachers.

**I.E. COMMENTS FROM THE AUDIENCE ON ITEMS NOT ON THE AGENDA**

The following individuals addressed the Board: Parent Advocacy of Chino Valley, Kelly, and Kristal Barret regarding President Schaffer’s conduct as a Board member; Caitlyn Martinez to file an official complaint and requested an investigation against Board President Schaffer for violating ethics policy and intimidation; Sharon Duran and Sal in support of vaccine/mask mandates; and Mike Cargile and Betty Chu regarding the First Amendment and the Constitution.

**I.F. CHANGES AND DELETIONS**

Item II.B.1., Public Hearing to Receive Community Input on the Request to Name or Dedicate a Facility at Chino HS after Mark Hargrove was pulled from the agenda.

<b>II. ACTION</b>
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**II.A. ADMINISTRATION**

Vice President Gagnier asked for and received consensus to extend the 30-minute limit for public comments on this item.

**II.A.1. Resolution 2021/2022-37, Urgent Request to Governor Gavin Newsom to Reconsider or Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction**

The following individuals addressed the Board in favor of the resolution: Isabella Avila; Casandra Sanchez; Parent Advocacy of Chino Valley; Amy Alvo; Juli Santorsola; Nicole Zuniga; Berlyn Startup; Misty Startup; Kristal; Byron Gonzalez; Laura Kerns; Zach Pobanz; Virginia Renteria; Gina Ghattas; Dallas Mangold; Oscar Avila; Gus Reza; Brooklyn Mangold; Tanya Macias; Clark Franklin; Cindy Foisy; Betty Chu; Mey S.; Alina Candal; Anny O.; Sharon L.; Brenda Siefert; Lee Guenveur; Kimberly Barreras; Ivana Mora; Nichole Vicario; Caitlyn Martinez; Ernest Alonso; Julie Valadao; Laurissa Provost; Angeline Baker; Heather DeLorenzo; Lizette Duncan; Reyna Coronado; and Omar Munez. Opposed to the resolution: Dena Peoples; Martha Gomez; Terry Marzell; Jim Gallagher; Ravi Kapila; and Amanda Swager. President Schaffer called for a recess from 8:50 p.m. to 8:56 p.m. Moved (Na) seconded (Cruz) to discuss the item. Moved (Schaffer) seconded (Na) carried unanimously by roll call (5-0) to amend paragraph 7 and 8 so that they read, <sup>7</sup>“Therefore, be it resolved, that while the Board of Education of the Chino Valley Unified School District understands and supports the goals of the Governor and the CDPH to stop the spread of COVID-19, we believe that the Governor’s K-12 student vaccine mandate infringes on parental rights of choice and is not in alignment with the educational and social-emotional goals of the State and the District, and <sup>8</sup>“Be it also resolved, that we urge the Governor to reconsider or rescind the vaccine mandate as a condition of in-person instruction for students in grades K-12 and staff.” And Moved (Na) seconded (Cruz) motion carried on original motion as amended (3-2, Bridge and Gagnier voted ‘no’) to adopt Resolution 2021/2022-37, Urgent request to Governor Gavin Newsom to reconsider or rescind the COVID-19 vaccine mandate for public and private K-12 students as a requirement for in-person instruction, and direct the Superintendent to submit Resolution 2021/2022-37 to Governor Newsom and agencies listed in the Resolution. Student representative voted no.

**II.B. FACILITIES, PLANNING, AND OPERATIONS****II.B.1. Public Hearing to Receive Community Input on the Request to Name or Dedicate a Facility at Chino HS after Mark Hargrove**

This item was pulled from the agenda.

**II.C. HUMAN RESOURCES****II.C.1. Public Notice and Hearing Regarding the Associated Chino Teachers Initial Bargaining Proposal to the Chino Valley Unified School District for a Successor Collective Bargaining Agreement Effective July 1, 2022**

President Schaffer opened the public hearing regarding the Associated Chino Teachers initial bargaining proposal to the Chino Valley Unified School District for a successor Collective Bargaining Agreement effective

July 1, 2022, at 9:36 p.m. There were no speakers, and the hearing was closed at 9:37 p.m.

<b>III. CONSENT</b>
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Moved (Na) seconded (Gagnier) carried unanimously (5-0) to approve the consent items, as amended. Student representative voted yes.

**III.A. ADMINISTRATION**

**III.A.1. Minutes of the October 21, 2021 Regular Meeting**

Approved the minutes of the October 21, 2021 regular meeting.

**III.A.2. Minutes of the October 26, 2021 Special Meeting**

Approved the minutes of the October 26, 2021 special meeting.

**III.B. BUSINESS SERVICES**

**III.B.1. Warrant Register**

Approved/ratified the warrant register.

**III.B.2. 2021/2022 Applications to Operate Fundraising Activities and Other Activities for the Benefit of Students**

Approved/ratified the 2021/2022 applications to operate fundraising activities and other activities for the benefit of students.

**III.B.3. Fundraising Activities**

Approved/ratified the fundraising activities.

**III.B.4. Donations**

Accepted the donations.

**III.B.5. Legal Services**

Approved payment for legal services to the law office of Tao Rossini, APC.

**III.C. CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT**

**III.C.1. Student Expulsion Case 21/22-04**

Approved student expulsion case 21/22-04.

**III.C.2. 2021/2022 School Plan for Student Achievement for Boys Republic HS, Buena Vista HS, and Chino Valley Learning Academy**

Approved the 2021/2022 School Plan for Student Achievement for Boys Republic HS, Buena Vista HS, and Chino Valley Learning Academy.

**III.C.3. Proclamation for The Great American Smokeout on November 18, 2021**  
Adopted the proclamation for The Great American Smokeout on November 18, 2021.

**III.D. FACILITIES, PLANNING, AND OPERATIONS**

**III.D.1. Purchase Order Register**  
Approved/ratified the purchase order register.

**III.D.2. Agreements for Contractor/Consultant Services**  
Approved/ratified the Agreements for Contractor/Consultant Services.

**III.D.3. Surplus/Obsolete Property**  
Declared the District property surplus/obsolete and authorized staff to sell/dispose of said property.

**III.D.4. Resolution 2021/2022-35 Annual and Five-Year Developer Fee Reports for Fiscal Year 2020/2021**  
Adopted Resolution 2021/2022-35 Annual and Five-Year Developer Fee Reports for Fiscal Year 2020/2021.

**III.D.5. Resolution 2021/2022-36, Authorization to Utilize a Piggyback Contract**  
Adopted Resolution 2021/2022-36, Authorization to Utilize a Piggyback Contract.

**III.D.6. Notice of Completion for CUPCCAA Project**  
Approved the Notice of Completion for CUPCCAA Project.

**III.D.7. Change Order for CUPCCAA Bid 20-21-11I, Briggs K-8 Waterline Upgrades**  
Approved the Change Order for CUPCCAA Bid 20-21-11I, Briggs K-8 Waterline Upgrades.

**III.D.8. Bid 21-22-08F, Safety and Security (Group 6) Alternative Education, Adult School, and Allegiance Steam Academy**  
Awarded Bid 21-22-08F, Safety and Security (Group 6) Alternative Education, Adult School, and Allegiance STEAM Academy to R.I.S. Electrical Contractors.

**III.D.9. Bid 21-22-10F, Dickey ES, Rhodes ES, Newman ES, and Eagle Canyon ES Poured in Place (PIP) Rubber Installation**  
Awarded Bid 21-22-10F, Dickey ES, Rhodes ES, Newman ES, and Eagle Canyon ES Poured in Place (PIP) Rubber Installation to John Buck dba J2 Builders.

**III.D.10. Community Facilities District 4 (College Park) Special Tax Accountability Report for Fiscal Year 2020/2021**

Accepted and filed the Community Facilities District 4 (College Park) Special Tax Accountability Report for Fiscal Year 2020/2021.

**III.D.11. City of Chino Landscaping and Lighting District No. 2002-1, Zone No. 87—Project Number PL17-0113 Annexation Proceedings—Chino HS**

Approved City of Chino Landscaping and Lighting District No. 2002-1, Zone No. 87—Project Number PL17-0113 Annexation Proceedings—Chino HS.

**III.E. HUMAN RESOURCES**

**III.E.1. Certificated/Classified Personnel Items**

Approved/ratified the certificated/classified personnel items.

**IV. INFORMATION**

**IV.A. ADMINISTRATION**

**IV.A.1. Revision of Administrative Regulation 5145.3 Students—Nondiscrimination/Harassment of Students**

Received for information the revision of Administrative Regulation 5145.3 Students—Nondiscrimination/Harassment of Students.

**IV.B. BUSINESS SERVICES**

**IV.B.1. Revision of Administrative Regulation 3314.3 Business and Noninstructional Operations—Use of District Credit Cards**

Received for information the revision of Administrative Regulation 3314.3 Business and Noninstructional Operations—Use of District Credit Cards.

**IV.B.2. Adopted 2021/2022 Organized and Unorganized Student Body Budgets**

Received for information the adopted 2021/2022 organized and unorganized student body budgets.

**V. COMMUNICATIONS**

**BOARD MEMBERS AND SUPERINTENDENT**

Andrew Cruz made no comment.

James Na made no comment.

Don Bridge said there are several athletic teams participating in CIF playoffs this week; said he attended the Chino Hills HS girls' volleyball playoff game; and commented on next week's Veterans Day holiday.

Christina Gagnier announced that the Chino Valley Chamber of Commerce in conjunction with a parent is putting on an entrepreneur fair for grades K-6 at the Shoppes in Chino Hills on Saturday; and announced the Chamber's Student Pitch competition.

President Schaffer welcomed student representative Esther Kim to the in-person Board meeting.

President Schaffer welcomed Esther Kim and provided an update on a high school sport result.

<b>VI. ADJOURNMENT</b>
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President Schaffer adjourned the regular meeting of the Board of Education at 9:41 p.m.

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Joe Schaffer, President

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Donald L. Bridge, Clerk

Recorded by Patricia Kaylor, Administrative Secretary, Board of Education

**RESOLUTION 2021/2022-37**  
**URGENT REQUEST TO GOVERNOR GAVIN NEWSOM TO RECONSIDER OR**  
**RESCIND THE COVID-19 VACCINE MANDATE FOR PUBLIC AND PRIVATE K-12**  
**STUDENTS AS A REQUIREMENT FOR IN-PERSON INSTRUCTION**

**WHEREAS**, the Chino Valley Unified School District (CVUSD), serving over 26,000 students in Chino, Chino Hills, and South Ontario has been a leader in getting students back in the classroom while following all California Department of Public Health (CDPH) guidelines; and

**WHEREAS**, California COVID case rate for the 0-17 age group is proportionally lower than any other under-65 age group, for which no state COVID-19 vaccination mandate has been announced; and

**WHEREAS**, some parents, including COVID-19 vaccinated, pro-vaccination parents, are very uncomfortable with subjecting their young children to a vaccination for which there is no longitudinal data; and

**WHEREAS**, while we respect the right of parents to choose the most suitable educational program for their children, we believe the vaccine mandate will result in large numbers of families choosing to leave traditional in-person K-12 schools for lower quality instructional programs; and

**WHEREAS**, if families leave traditional K-12, or leave California due to the mandate, public and private school staff jobs will be lost. Some parents will leave the workforce to provide homeschooling. If a significant number of jobs are disrupted in this manner, it could have a negative effect on the state economy, as it did during the months of “distance learning”; and

**WHEREAS**, the Governor and CVUSD have acknowledged that the best academic and social-emotional outcomes for students come from traditional in-person classroom instruction.

**THEREFORE, BE IT RESOLVED**, that while the Board of Education of the Chino Valley Unified School District understands and supports the goals of the Governor and the CDPH to stop the spread of COVID-19, we believe that the Governor’s K-12 student vaccine mandate infringes on parental rights of choice and is not in alignment with the educational and social-emotional goals of the State and the District, and


**BE IT ALSO RESOLVED**, that we urge the Governor to reconsider or rescind the vaccine mandate as a condition of in-person instruction for students in grades K-12 and staff, and



**NOW, THEREFORE, BE IT RESOLVED**, that the Superintendent of the Chino Valley Unified School District is directed to transmit this Resolution to Governor Gavin Newsom; Director and State Public Health Officer CDPH, Dr. Tomás J. Aragón; Dr. Mark Ghaly, California Health and Human Services; San Bernardino County Board of Supervisors; and the San Bernardino County Superintendent of Schools to communicate the Chino Valley Unified School District's Board of Education opposition.

**APPROVED, PASSED, AND ADOPTED** this 4<sup>th</sup> day of November 2021 at a regular meeting of the Board of Education by the following vote:

Bridge	<u>No</u>
Cruz	<u>Yes</u>
Gagnier	<u>No</u>
Na	<u>Yes</u>
Schaffer	<u>Yes</u>

  
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Joe Schaffer, President

  
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Donald L. Bridge, Clerk

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Joe Schaffer, President

  
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Donald L. Bridge, Clerk