



CHINO VALLEY
UNIFIED SCHOOL DISTRICT

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

BOARD OF EDUCATION

AGENDA

November 7, 2024

BOARD OF EDUCATION

Donald L. Bridge
Andrew Cruz
Jonathan Monroe
James Na
Sonja Shaw

Gabriella Segoviano, Student Representative

SUPERINTENDENT

Norm Enfield, Ed.D.

CHINO VALLEY UNIFIED SCHOOL DISTRICT
SPECIAL MEETING OF THE BOARD OF EDUCATION
District Board Room – 13461 Ramona Avenue, Chino, CA 91710
Closed Session – 4:30 p.m.
Special Meeting – Immediately Following Closed Session
November 7, 2024

AGENDA

- The public are invited to address the Board of Education regarding items listed on the agenda. Comments on an agenda item are accepted during consideration of that item, or prior to consideration of the item in the case of a closed session item. Persons wishing to address the Board are requested to complete and submit to the Administrative Secretary, Board of Education, a "Request to Speak" form available at the entrance to the Board room.
- In compliance with the Americans with Disabilities Act, please contact the Administrative Secretary, Board of Education, if you require modification or accommodation due to a disability by 10:00 a.m. the morning of a meeting.
- Agenda documents distributed to members of the Board of Education less than 72 hours prior to the meeting are available for inspection at the Chino Valley Unified School District Administration Center, 5130 Riverside Drive, Chino, California, during the regular business hours of 7:30 a.m. to 4:30 p.m., Monday through Friday.
- Order of business is approximate and subject to change.

The meeting is live streamed on the District's YouTube channel at https://www.youtube.com/channel/UCWKinB4PTb_uskobmwBF8pw.

I. OPENING BUSINESS

- I.A. CALL TO ORDER – 4:30 P.M.**
1. Roll Call
 2. Public Comment on Closed Session Items
 3. Closed Session

Discussion and possible action (times are approximate):

- a. Conference with Legal Counsel-Anticipated Litigation (Government Code 54956.9 subdivision (d)(2) and (e)): One case. (Atkinson, Andelson, Loya, Ruud, & Romo) (15 minutes)
A.C.T. Letter:
This matter is being considered in closed session pursuant to Government Code 54956.9, subdivision (d)(2) and (e)(5). Government Code 54956.9(e)(5), permits a closed session to discuss a "statement threatening litigation made by a person outside an open and public meeting on a specific matter within the responsibility of the legislative body so long as the official or employee of the local agency receiving knowledge of the threat makes a contemporaneous or other record of the statement prior to the meeting, which record shall be available for public inspection pursuant to Section 54957.5.

In the case of *Fowler v. City of Lafayette* (2020) 45 Cal.App.5th 68, the Court noted that when litigation has been threatened outside a public meeting, it may be discussed in closed session under Government Code section 54956.9(e)(5). However, the Court stated that a record of a litigation threat to be discussed in closed session must be included in the agenda packet made available upon request before a meeting. The Court concluded that, "read together, sections 54956.9, subdivision (e)(5) and 54957.5 require public agencies to include with the agenda materials litigation threats to be discussed in closed session." In compliance with this holding, the District includes in the agenda packet the demand.
- b. Conference with Real Property Negotiators (Government Code 54954.5 (b)); APN: 1019-441-10-0-000. Tao Rossini, APC. Chino Valley Unified School District and Charles & Christine Unsworth Trust. Price and terms of payment. (10 minutes)

Proceedings of this meeting are recorded.

I.B. RECONVENE TO OPEN SPECIAL MEETING IMMEDIATELY FOLLOWING CLOSED SESSION

1. Report Closed Session Action
2. Pledge of Allegiance

I.C. COMMENTS FROM THE AUDIENCE ON ITEMS ON THE AGENDA

I.D. CHANGES AND DELETIONS

II. CONSENT

Motion ____ Second ____
Preferential Vote: ____
Vote: Yes ____ No ____

II.A. ADMINISTRATION

II.A.1. Revision of Board Bylaw 9323—Meeting Conduct

Page 9 Recommend the Board of Education approve the revision of Board Bylaw 9323—Meeting Conduct.

II.B. FACILITIES, PLANNING, AND OPERATIONS

II.B.1. Award of Bid No. 24-25-01F, Chino HS Small Gym Floor Removal and Replacement

Page 17 Recommend the Board of Education award Bid No. 24-25-01F, Chino HS Small Gym Floor Removal and Replacement to McWill Sports Services, Inc.

II.B.2. Award of Bid No. 24-25-02F, Ayala HS HVAC Replacement

Page 19 Recommend the Board of Education award Bid No. 23-24-02F, Ayala HS HVAC Replacement to American Construction Co., Inc.

II.C. HUMAN RESOURCES

II.C.1. Certificated/Classified Personnel Items

Page 21 Recommend the Board of Education approve/ratify the certificated/classified personnel items.

II.C.2. Rejection of Claims

Page 28 Recommend the Board of Education reject the claims and refer them to the District's insurance adjuster.

III. ADJOURNMENT



Closed Session item 'a'

October 21, 2024

Via E-mail and U.S. Mail

Chino Valley Unified School District Board of Education
13461 Ramona Ave.
Chino, CA 91710

Re: Cease and Desist Brown Act Violations – September 19, 2024, Board Meeting

Dear President Sonja Shaw and Members of the Board,

I write on behalf of Associated Chino Teachers, CTA/NEA (“ACT”) and Natalie Cooney regarding the illegal conduct of the Chino Valley Unified School District (“CVUSD”) Board of Education towards members of the public seeking to participate in a public meeting. During its September 19, 2024 Board meeting, CVUSD openly and repeatedly infringed on the public’s legal right to comment on public matters before the Board, in violation of the Ralph M. Brown Act (Gov. Code § 54950 *et seq.*). CVUSD’s actions also constitute violations of the First Amendment rights of individual members of the public to speak in a public forum. Pursuant to California Government Code § 54960.2, this letter serves as a formal demand that CVUSD cure its violations immediately by taking the specific remedial actions required by the Brown Act, outlined in further detail below. If CVUSD fails to take such remedial actions within 30 days, ACT and Ms. Cooney intend to pursue appropriate legal action.

At the September 19, 2024 Board meeting, CVUSD's Board discussed Agenda Item IV.A.1, which contained official notice of the proposed language for a new board policy titled the "No Deception" policy. This new policy language was proposed in response to a September 11, 2024 Superior Court permanent injunction issued against CVUSD at the request of the California Attorney General Rob Bonta. The permanent injunction required CVUSD to rescind a prior parental notification policy that was ruled unconstitutional and discriminatory, because it singled out district LGBTQ+ students for mandatory forced outing. CVUSD's "No Deception" policy includes alternate language for a new parental notification policy that would again effectively require the forced outing of district LGBTQ+ students.

During public comments on this agenda item, CVUSD's Board president Sonja Shaw and other Board members committed multiple Brown Act violations by 1) imposing unlawful content-based restrictions on public comments, 2) limiting speakers to discussing what Board members attempted to characterize as the "actual technical language" of the proposed policy, and 3) prohibiting any reference to the related court case, the permanent injunction, the district's prior discriminatory forced outing policies, and the potential unconstitutional and discriminatory impacts of the new policy. The Board's content-based restrictions on speech infringed on the rights of multiple speakers and violated the Brown Act's guarantee of transparency and public participation.

Specifically, [REDACTED] a former District teacher, was interrupted when attempting to discuss the permanent injunction, and was warned about microphone muting if she addressed the legal matter. Although [REDACTED] persisted and was able to finish her comments, President Shaw warned her and subsequent speakers that they were prohibited from speaking about the context related to the new policy.

Natalie Cooney, a current District teacher and ACT bargaining unit member, was repeatedly interrupted during her public comments with strident warnings by Board president Shaw and vice-president Monroe to stop discussing her concerns about the policy's harmful impacts on LGBTQ+ students, the permanent injunction, and prior illegal

CVUSD policies that would be continued in the new policy. Board president Shaw angrily muted Cooney's microphone, and then ordered that Cooney be ejected from the meeting for alleged disruption, even though Cooney caused no disruption whatsoever.

Former student [REDACTED] was also prevented from addressing the policy's potential negative effects on LGBTQ+ students like her, and from sharing her experience as a former Gender and Sexuality Alliance president at Ayala High School. Shaw similarly interrupted her, rudely instructing her to limit her comments to the specific language of the policy. [REDACTED] microphone was cut off, and her opportunity to speak was prematurely terminated.

These actions by the Board violated the Brown Act, which guarantees the public's right to comment on any agenda item before or during the item's consideration. Gov. Code § 54954.3(a). And even if the policy had not been on the agenda, the Brown Act guaranteed these speakers the right to comment on any item under the Board's jurisdiction – which of course includes the district's policies regarding LGBTQ+ students. Further, the Act prohibits content-based restrictions on public comments. Gov. Code § 54954.3(c).

The Board also violated the First Amendment by engaging in unconstitutional viewpoint discrimination, imposing illegal prior restraint of speech, and removing speakers for expressing dissent rather than actual disruption. The First Amendment protects the public's right to engage in broad criticism of government officials and policies in limited public forums, such as school board meetings. The courts have consistently held that restrictions on public comments that limit speech and prohibit criticisms of the Board's policies and acts are unconstitutional. *See Baca v. Moreno Valley Unified School District*, 936 F. Supp. 719 (C.D. Cal. 1996); *Leventhal v. Vista Unified School District*, 973 F. Supp. 951 (S.D. Cal. 1997) (overturning a board bylaw that prohibited criticism of school district employees); *Acosta v. City of Costa Mesa*, 718 F.3d 800 (9th Cir. 2013) (striking down a policy that unlawfully prohibited offensive or disagreeable speech that was not limited to prohibiting actual disruptions); 78 Ops. Cal. Atty. Gen. 224 (1995) (“[I]n adopting ‘reasonable regulations’ pursuant to subdivision (b) of section

54954.3, the legislative body must exercise care that the regulations themselves do not violate the public's freedom of expression by being too broad or constituting a 'prior restraint' on expression.")

[REDACTED]

[REDACTED]

Pursuant to Gov. Code § 54960.2, ACT demands the following corrective actions:

1. **Acknowledgment of the Brown Act Violation:** The Board must acknowledge that its actions on September 19, 2024, violated the public's right to comment on matters under consideration by the legislative body and to engage in criticism of the "No Deception" policy.
2. **Unconditional Commitment to Cease and Desist:** The Board must issue an unconditional commitment to cease and desist from imposing content-based restrictions on public comments, in violation of the Brown Act and First Amendment rights. This includes guaranteeing that members of the public will be allowed to provide broader criticisms related to policy decisions without unlawful interference. The unconditional commitment to cease and desist must then be

approved in an open session of the Board as a separate item of business, not on its consent agenda.

3. Correction of Public Meeting Procedures: The Board must ensure that future public meetings comply with the Brown Act, particularly with respect to ensuring that public comments are not unlawfully restricted or muted based on content.

Failure to provide an unconditional commitment within 30 days from the receipt of this letter will result in legal action seeking appropriate injunctive and declaratory relief.

Sincerely,

A handwritten signature in black ink that reads "Steven Frazer". The signature is written in a cursive, flowing style.

Steven Frazer
President
Associated Chino Teachers

CC: Superintendent Dr. Norm Enfield Chino Valley Unified School District;
Natalie Cooney, Teacher, ASL Club Advisor, GSA Club Advisor, Ruben S. Ayala High
ACT Officers Kelly Larned, Greg Nelson, and Sarah Palmer
CTA Staff Counsel Bryan Lopez

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: November 7, 2024
TO: Members, Board of Education
FROM: Norm Enfield, Ed.D., Superintendent
SUBJECT: REVISION OF BOARD BYLAW 9323—MEETING CONDUCT

=====

BACKGROUND

Board policies, administrative regulations, and Bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and/or current practice. Board Bylaw 9323—Meeting Conduct is being revised in response to the Associated Chino Teachers' October 21, 2024 letter to the District, which states in part:

“CVUSD’s Board president Sonja Shaw and other Board members committed multiple Brown Act violations by 1) imposing unlawful content-based restrictions on public comments, 2) limiting speakers to discussing what Board members attempted to characterize as the “actual technical language” of the proposed policy, and 3) prohibiting any reference to the related court case, the permanent injunction, the district’s prior discriminatory forced outing policies, and the potential unconstitutional and discriminatory impacts of the new policy. The Board’s content-based restrictions on speech infringed on the rights of multiple speakers and violated the Brown Act’s guarantee of transparency and public participation.”

In accordance with Government Code 54954.3 (b)(1), The legislative body of a local agency may adopt reasonable regulations to ensure that the intent of subdivision (a) is carried out, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker. As such, and to further clarify, streamline public comments, and make clear to some members of the public who have incorrectly interpreted the Ralph M. Brown Act, revisions to Board Bylaw 9323—Meeting Conduct are recommended.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the revision of Board Bylaw 9323—Meeting Conduct.

FISCAL IMPACT

None.

MEETING CONDUCT

Meeting Procedures

All Board of Education meetings shall begin on time and shall be guided by an agenda prepared in accordance with Board bylaws and posted and distributed in accordance with the Ralph M. Brown Act (open meeting requirements) and other applicable laws.

(cf. 9322 - Agenda/Meeting Materials)

The Board president shall conduct Board meetings in accordance with Board bylaws and procedures that enable the Board to efficiently consider issues and carry out the will of the majority.

(cf. 9121 - President)

The Board believes that late night meetings deter public participation, can affect the board's decision-making ability, and can be a burden to staff. Regular Board meetings shall be adjourned at 9:00 p.m. unless extended to a specific time determined by a majority of the Board. The meeting shall be extended no more than once and, if necessary, may subsequently be adjourned to a later date.

Quorum and Abstentions

The Board shall act by majority vote of all of the membership constituting the Board. (Education Code 35164)

(cf. 9323.2 - Actions by the Board)

The Board believes that when no conflict of interest requires abstention, its members have a duty to vote on issues before them. When a member abstains, his/her abstention shall not be counted for purposes of determining whether a majority of the membership of the Board has taken action.

(cf. 9270 - Conflict of Interest)

Public Participation

Members of the public are encouraged to attend Board meetings and to address the Board concerning any item on the agenda or within the Board's jurisdiction. So as not to inhibit public participation, persons attending Board meetings shall not be requested to sign in, complete a questionnaire, or otherwise provide their name or other information as a condition of attending the meeting, except that if the meeting is conducted using remote public participation or with a Board member attending remotely pursuant to Government

MEETING CONDUCT (cont.)

Code 54953, a member of the public desiring to provide comment through the use of a third-party internet website or online platform may be required to register as required by the third-party provider.

In order to conduct District business in an orderly and efficient manner, the Board requires that public ~~presentations~~ COMMENTS to the Board comply with the following procedures:

1. The Board shall give members of the public an opportunity to address the Board on any item ON THE AGENDA ~~of interest to the public that is within the subject matter jurisdiction of the Board~~, either before or during the Board's consideration of the item. (Education Code 35145.5, Government Code 54954.3)
2. At a time so designated on the agenda at a regular meeting, members of the public may bring before the Board matters OF INTEREST that are not listed on the agenda BUT ARE WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD. The Board shall take no action or discussion on any item not appearing on the posted agenda, except as authorized by law. (Education Code 35145.5, Government Code 54954.2)
3. THE DESIGNATED OPPORTUNITIES LISTED IN PARAGRAPHS 1 AND 2 ABOVE SHALL BE CONSOLIDATED INTO A SINGLE PUBLIC COMMENT SESSION FOR EACH OPEN SESSION MEETING AND WILL BE LISTED ON EACH AGENDA.
34. Without taking action, Board members or District staff members may briefly respond to statements made or questions posed by the public about items not appearing on the agenda. Additionally, on their own initiative or in response to questions posed by the public, a Board or staff member may ask a question for clarification, make a brief announcement, or make a brief report on his/her own activities. (Government Code 54954.2)

Furthermore, the Board or a Board member may provide a reference to staff or other resources for factual information, ask staff to report back to the Board at a subsequent meeting concerning any matter, or take action directing staff to place a matter of business on a future agenda. (Government Code 54954.2)

45. The Board need not allow the public to speak on any item that has already been considered by a committee composed exclusively of Board members at a public meeting where the public had the opportunity to address the committee on that item. However, if the Board determines that the item has been substantially changed since the committee heard the item the Board shall provide an opportunity for the public to speak. (Government Code 54954.3)

MEETING CONDUCT (cont.)

(cf. 9130 - Board Committees)

56. A person wishing to be heard by the Board shall first be recognized by the president and shall then proceed to comment as briefly as the subject permits.

In general, individual speakers will be allowed up to three minutes to address the Board ~~on each agenda or non-agenda item and the Board will limit~~. THE total time for public input ~~on each item to 30 IS 60 minutes~~. A speaker may not use the podium THEIR TIME for purposes other than addressing the Board directly. If there are no further comments, a speaker will be considered to have relinquished his or her allotted ~~three minutes~~ TIME. SPEAKERS ARE NOT PERMITTED TO CEDE THEIR UNUSED TIME TO ANOTHER SPEAKER.

However, in exceptional circumstances when necessary to ensure full opportunity for public input, the Board president may, with Board consent, adjust the amount of time allowed for public input and/or the time allotted for each speaker. FOR EXAMPLE, TIME COULD BE ADJUSTED by the following ranges: 3-minutes per speaker for up to 18 speakers; 2-minutes per speaker for 19 – 30 speakers; and 1-minute per speaker for 31 plus speakers.

In order to ensure that non-English speakers receive the same opportunity to directly address the Board, any member of the public who utilizes a translator shall be provided at least twice the allotted time to address the Board, unless simultaneous translation equipment is used to allow the Board to hear the translated public testimony simultaneously. (Government Code 54954.3)

67. The Board president may rule on the appropriateness of a topic, subject to the following conditions:
- a) If the topic would be more suitably addressed at a later time, the Board president may indicate the time and place when it should be presented;
 - b) The Board shall not prohibit public criticism of its policies, procedures, programs, services, acts, or omissions (Government Code 54954.3);
 - c) The Board shall not prohibit public criticism of District employees. However, whenever a member of the public initiates specific complaints or charges against an individual employee, the Board president shall inform the complainant of the appropriate complaint procedure.

(cf. 1312.1 - Complaints Concerning District Employees)
(cf. 9321 - Closed Session Purposes and Agendas)

MEETING CONDUCT (cont.)

78. The Board president shall not permit actual disruption of Board meetings. Actual disruption by an individual or group or any conduct or statements that threaten the safety of any persons(s) at the meeting shall be grounds for the President to terminate the privilege of addressing the Board and remove the individual from the meeting.

The Board president or designee may remove an individual for actually disrupting the meeting. Prior to removal, the individual shall be warned that their behavior is disrupting the meeting and that failure to cease the disruptive behavior may result in removal. If, after being warned, the individual does not promptly cease the disruptive behavior, the Board President, or designee, may then remove the individual from the meeting. (Government Code 54957.9)

When an individual's behavior constitutes the use of force or a true threat of force, the individual shall be removed from a Board meeting without a warning. (Government Code 54957.95)

Disrupting means engaging in behavior during a Board meeting that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body pursuant to section 54954.3 or any other law, or engaging in behavior that constitutes use of force or a true threat of force. (Government Code 54957.95)

True threat of force means a threat that has sufficient indicia of intent and seriousness, that a reasonable observer would perceive it to be an actual threat to use force by the person making the threat. (Government Code 54957.95)

Additionally, the Board may order the room cleared if necessary. In this case, members of the media not participating in the disturbance shall be allowed to remain, and individuals not participating in such disturbances may be allowed to remain at the discretion of the Board. When the room is ordered cleared due to a disturbance, further Board proceedings shall concern only matters appearing on the agenda. (Government Code 54957.9)

When disruptive conduct occurs, the Board may decide to recess the meeting to help restore order, or if removing the disruptive individual(s) or clearing the room is infeasible, move the meeting to another location. The Board may direct the Superintendent or designee to contact local law enforcement as necessary.

MEETING CONDUCT (cont.)**Recording by the Public**

Members of the public may record an open Board meeting using an audio or video recorder, still or motion picture camera, cell phone, or other device, provided that the noise, illumination, or obstruction of view does not persistently disrupt the meeting. The Superintendent or designee may designate locations from which members of the public may make such recordings without causing a distraction.

(cf. 9324 - Board Minutes and Recordings)

If the Board finds that noise, illumination or obstruction of view related to these activities would persistently disrupt the proceedings; these activities shall be discontinued or restricted as determined by the Board. (Government Code 54953.5, 54953.6)

Legal Reference:**EDUCATION CODE**

5095 Powers of remaining board members and new appointees
 32210 Willful disturbance of public school or meeting a misdemeanor
 35010 Prescription and enforcement of rules
 35145.5 Agenda; public participation; regulations
 35163 Official actions, minutes and journal
 35164 Vote requirements
 35165 Effect of vacancies upon majority and unanimous votes by seven-member board

CODE OF CIVIL PROCEDURE

527.8 Workplace Violence Safety Act

GOVERNMENT CODE

54953.3 Prohibition against conditions for attending a board meeting
 54953.5 Audio or video recording of proceedings
 54953.6 Broadcasting of proceedings
 54954.2 Agenda; posting; action on other matters
 54954.3 Opportunity for public to address legislative body; regulations
 54957 Closed sessions
 54957.9 Disorderly conduct of general public during meeting; clearing of room

PENAL CODE

403 Disruption of assembly or meeting

COURT DECISIONS

City of San Jose v. Garbett (2010) 190 Cal.App.4th 526
 Norse v. City of Santa Cruz (9th Cir. 2010) 629 F.3d 966
 McMahon v. Albany Unified School District (2002) 104 Cal.App.4th 1275
 Rubin v. City of Burbank (2002) 101 Cal.App.4th 1194
 Baca v. Moreno Valley Unified School District (1996) 936 F.Supp. 719

ATTORNEY GENERAL OPINIONS

90 Ops.Cal.Atty.Gen. 47 (2007)
 76 Ops.Cal.Atty.Gen. 281 (1993)
 66 Ops.Cal.Atty.Gen. 336 (1983)
 63 Ops.Cal.Atty.Gen. 215 (1980)
 61 Ops.Cal.Atty.Gen. 243, 253 (1978)
 59 Ops.Cal.Atty.Gen. 532 (1976)
 55 Ops.Cal.Atty.Gen. 26 (1972)

MEETING CONDUCT (cont.)

Management Resources:

CSBA PUBLICATIONS

Call to Order: A Blueprint for Great Board Meetings, 2015

The Brown Act: School Boards and Open Meeting Laws, rev. 2014

ATTORNEY GENERAL PUBLICATIONS

The Brown Act: Open Meetings for Local Legislative Bodies, 2003

WEBSITES

California School Boards Association: www.csba.org

California Attorney General's Office: <http://oag.ca.gov>

Chino Valley Unified School District

Bylaw adopted: February 1, 1996

Revised: January 20, 2000

Revised: April 17, 2003

Revised: March 1, 2012

Revised: May 4, 2017

Revised: November 21, 2019

Revised: February 16, 2023

Revised: September 7, 2023

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: November 7, 2024

TO: Members, Board of Education

FROM: Norm Enfield, Ed.D., Superintendent

PREPARED BY: Gregory J. Stachura, Assistant Superintendent, Facilities, Planning, and Operations
Kathy Casino, Director, Purchasing

**SUBJECT: AWARD OF BID NO. 24-25-01F, CHINO HS SMALL GYM FLOOR
REMOVAL AND REPLACEMENT**

=====

BACKGROUND

Public Contract Code 20111 requires that contracts for public works exceeding \$15,000.00 be legally advertised and awarded to the lowest responsible bidder, who shall provide such bid security as the Board requires.

A Notice to Contractors Calling for Bids for Bid No. 24-25-01F, Chino HS Small Gym Floor Removal and Replacement, was published in the Inland Valley Daily Bulletin on September 23, 2024, and September 30, 2024. Bids were submitted at 1:00 p.m. on October 11, 2024.

The results are as follows:

Contractor	Bid Amount
McWill Sports Services, Inc.	\$476,567.00
Pro Flooring Corporation	\$496,800.00
Geary Floors, Inc.	\$528,000.00
Diamond Fitness Systems, Inc	\$572,145.00
Coastal Sports Flooring (Withdrawal)	\$525.00

The basic scope of work for this project is the demolition and removal of the old gym floor and installation a new floor in the recently refurbished small gym at Chino High School.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education award Bid No. 24-25-01F, Chino HS Small Gym

Floor Removal and Replacement to McWill Sports Services, Inc.

FISCAL IMPACT

\$476,567.00 to Fund 25

NE:GJS:KC:cb

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: November 7, 2024

TO: Members, Board of Education

FROM: Norm Enfield, Ed.D., Superintendent

PREPARED BY: Gregory J. Stachura, Assistant Superintendent, Facilities, Planning, and Operations
Kathy Casino, Director, Purchasing

SUBJECT: AWARD OF BID NO. 24-25-02F, AYALA HS HVAC REPLACEMENT

=====

BACKGROUND

Public Contract Code 20111 requires that contracts for public works exceeding \$15,000.00 be legally advertised and awarded to the lowest responsible bidder, who shall provide such bid security as the Board requires.

A Notice to Contractors Calling for Bids for Bid No. 24-25-02F, Ayala HS HVAC Replacement, was published in the Inland Valley Daily Bulletin on October 9, 2024, and October 16, 2024. Bids were submitted at 1:00 p.m. on October 28, 2024.

The results are as follows:

Contractor	Bid Amount
American Construction Co, Inc.	\$350,000.00
Leading Edge Air Conditioning	\$367,895.00
MMJ Construction, Inc.	\$386,970.00
AC Geeks HVAC, Inc.	\$387,900.00
KMA HVAC & Construction	\$396,800.00
HJR Contracting, Inc.	\$445,300.00
Allison Mechanical, Inc.	\$449,996.00
ECO Green Vision, LLC	\$469,340.00
Best Contracting Services, Inc.	\$475,000.00
Air Tyme A/C & Heating	\$480,000.00
Arrowhead Mechanical	\$484,300.00
Scorpio AireMasters Air Conditioning	\$545,535.00
MEP Fusion, Inc.	\$599,963.00
RAN Enterprises, Inc.	\$624,000.00
AC Pros, Inc	\$632,650.00

The basic scope of work for this project is installation of new owner furnished, contractor installed HVAC units and related components at Ayala HS.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education award Bid No. 24-25-02F, Ayala HS HVAC Replacement to American Construction Co., Inc.

FISCAL IMPACT

\$350,000.00 to Fund 14

NE:GJS:KC:cb

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: November 7, 2024

TO: Members, Board of Education

FROM: Norm Enfield, Ed.D., Superintendent

PREPARED BY: Grace Park, Ed.D., Deputy Superintendent
Joseph Durkin, Director, Human Resources
Jaime Ortega, Director, Human Resources

SUBJECT: CERTIFICATED/CLASSIFIED PERSONNEL ITEMS

=====

BACKGROUND

Board approval of personnel transactions is required by Board Bylaw 9324 Bylaws of the Board - Minutes and Recordings and Education Code 35163. Included are new hires based on need, which includes replacements, growth, and/or class size reduction.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the certificated/classified personnel items.

FISCAL IMPACT

All personnel assignments are within the approved staffing ratio for the appropriate school year budget.

NE:GP:JD:JO:jw

CERTIFICATED PERSONNEL

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
<u>HIRED AT THE APPROPRIATE PLACEMENT ON THE CERTIFICATED SALARY SCHEDULE AND APPROPRIATE CREDENTIAL FOR THE 2024/2025 SCHOOL YEAR</u>			
ESSLINGER, Luke	Special Education Teacher	Dickson ES	10/14/2024
RUFFER, Nicholas	Secondary Teacher	Townsend JHS	11/12/2024
LAWRENCE, Sandra	Secondary Teacher	Chino HS	10/24/2024

TEACHER INDUCTION MENTORS FOR THE 2024/2025 SCHOOL YEAR

GROSS, Heidi	Teacher Induction Mentor	Borba ES	11/08/2024
MENDOZA, Norma	Teacher Induction Mentor	Borba ES	11/08/2024
REYNOLDS, Vicki	Teacher Induction Mentor	Butterfield ES	11/08/2024
CELIS, Adelina	Teacher Induction Mentor	Chaparral ES	11/08/2024
ESTRADA, Michaela	Teacher Induction Mentor	Chaparral ES	11/08/2024
PARGA, Marcia	Teacher Induction Mentor	Cortez ES	11/08/2024
TICKENOFF, Jill	Teacher Induction Mentor	Cortez ES	11/08/2024
HUBBARD, Amanda	Teacher Induction Mentor	Dickey ES	11/08/2024
DEMING, Abigail	Teacher Induction Mentor	Eagle Canyon ES	11/08/2024
EGAN, Madison	Teacher Induction Mentor	Eagle Canyon ES	11/08/2024
BAKER, Andrea	Teacher Induction Mentor	Glenmeade ES	11/08/2024
CORMACK, Leyla	Teacher Induction Mentor	Glenmeade ES	11/08/2024
LAGUNAS, Silvia	Teacher Induction Mentor	Glenmeade ES	11/08/2024
SAVAGE, Lara	Teacher Induction Mentor	Hidden Trails ES	11/08/2024
REGGER, Rebecca	Teacher Induction Mentor	Hidden Trails ES	11/08/2024
MORTON, Roberta	Teacher Induction Mentor	Liberty ES	11/08/2024
MURRAY, Alecia	Teacher Induction Mentor	Liberty ES	11/08/2024
YLLANES, Samantha	Teacher Induction Mentor	Liberty ES	11/08/2024
STEINBRINK, Ann	Teacher Induction Mentor	Litel ES	11/08/2024
HERNANDEZ, Melissa	Teacher Induction Mentor	Marshall ES	11/08/2024
WHITE, Kelsey	Teacher Induction Mentor	Marshall ES	11/08/2024
HARIRCHI, Maria	Teacher Induction Mentor	Oak Ridge ES	11/08/2024
WAY, Jennifer	Teacher Induction Mentor	Oak Ridge ES	11/08/2024
CARTHAN, Amber	Teacher Induction Mentor	Rhodes ES	11/08/2024
DAVIS, Lisa (Mary)	Teacher Induction Mentor	Rhodes ES	11/08/2024
HARGROVE, Jennifer	Teacher Induction Mentor	Rhodes ES	11/08/2024
ORTIZ, Tania	Teacher Induction Mentor	Rhodes ES	11/08/2024
YI, Jennifer	Teacher Induction Mentor	Rhodes ES	11/08/2024
HALL, Jennifer	Teacher Induction Mentor	Rolling Ridge ES	11/08/2024
IVES, Kris	Teacher Induction Mentor	Walnut ES	11/08/2024
BERTELLO, Amber	Teacher Induction Mentor	Wickman ES	11/08/2024
SPRAGUE, Shelly	Teacher Induction Mentor	Wickman ES	11/08/2024
TEDESCO, Tammy	Teacher Induction Mentor	Wickman ES	11/08/2024

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
<u>TEACHER INDUCTION MENTORS FOR THE 2024/2025 SCHOOL YEAR (cont.)</u>			
HUNTER-BUFFINGTON, Carri	Teacher Induction Mentor	Briggs K-8	11/08/2024
SAVAGE, Lara	Teacher Induction Mentor	Cal Aero K-8	11/08/2024
VINEY, Jennifer	Teacher Induction Mentor	Cal Aero K-8	11/08/2024
ARREY, Amanda	Teacher Induction Mentor	Legacy K-8	11/08/2024
LEE, Alice	Teacher Induction Mentor	Legacy K-8	11/08/2024
LONG, Amanda	Teacher Induction Mentor	Legacy K-8	11/08/2024
PICCO, Conception	Teacher Induction Mentor	Legacy K-8	11/08/2024
ROSENBAUM, Lindsay	Teacher Induction Mentor	Legacy K-8	11/08/2024
LANE, Cheryl	Teacher Induction Mentor	Canyon Hills JHS	11/08/2024
TAYLOR-CHAVAN, Collette	Teacher Induction Mentor	Magnolia JHS	11/08/2024
GARIBAY, Victoria	Teacher Induction Mentor	Ramona JHS	11/08/2024
AGUIRRE, Tricia	Teacher Induction Mentor	Townsend JHS	11/08/2024
KUNISHIMA, John	Teacher Induction Mentor	Townsend JHS	11/08/2024
MARTY, Rachel	Teacher Induction Mentor	Townsend JHS	11/08/2024
GARCIA, Heather	Teacher Induction Mentor	Woodcrest JHS	11/08/2024
KEMBLE-MYERS, Tristan	Teacher Induction Mentor	Woodcrest JHS	11/08/2024
YURK, Timothy	Teacher Induction Mentor	Woodcrest JHS	11/08/2024
DONOVAN, Kenny	Teacher Induction Mentor	Ayala HS	11/08/2024
GARCIA, Lisa	Teacher Induction Mentor	Ayala HS	11/08/2024
BUTLER, Debbie	Teacher Induction Mentor	Chino HS	11/08/2024
PARRELL, Jessica	Teacher Induction Mentor	Chino HS	11/08/2024
MENDOZA, Alejandra	Teacher Induction Mentor	Chino HS	11/08/2024
GRISSOM, Laura	Teacher Induction Mentor	Chino Hills HS	11/08/2024
LINDEMULDER, Char	Teacher Induction Mentor	Chino Hills HS	11/08/2024
SCHEMPP, Michele	Teacher Induction Mentor	Chino Hills HS	11/08/2024
WILLIAMS, Bridgette	Teacher Induction Mentor	Chino Hills HS	11/08/2024
ARMIJO, Michelle	Teacher Induction Mentor	Don Lugo HS	11/08/2024
BROWN, Jamie	Teacher Induction Mentor	Don Lugo HS	11/08/2024
YU, Sophie	Teacher Induction Mentor	Don Lugo HS	11/08/2024

CORRECTION TO THE EFFECTIVE DATE ON THE OCTOBER 17, 2024 BOARD AGENDA

MERO, Silvia	Special Education Teacher	Special Education	10/10/2024
--------------	---------------------------	-------------------	------------

LEAVE OF ABSENCE

RANEY, Kristen	Elementary Teacher	Oak Ridge ES	10/25/2024 through 06/30/2025
----------------	--------------------	--------------	-------------------------------------

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
--------------------	------------------------	------------------------	------------------------------

RETIREMENT

MCENTIRE, Modell (25 years of service)	Psychologist	Special Education	01/06/2025
---	--------------	-------------------	------------

APPOINTMENT- EXTRA DUTY – ACTIVITIES

ROGERS, Candace	After School Activity-Athletics	Briggs K-8	08/05/2024
PRESCOTT, Renay (NBM)	Sideline Pep Squad Adv.	Chino HS	10/29/2024
PRESCOTT, Joey (NBM)	Asst. Sideline Pep Squad	Chino HS	10/29/2024
OVIEDO, Deanna (NBM)	Sideline Pep Squad Adv.	Don Lugo HS	10/29/2024
RIGO-WITT, Farrah	Asst. Pep Squad	Don Lugo HS	10/29/2024

TOTAL:	\$10,846.00
--------	-------------

APPOINTMENT – EXTRA DUTY - SPORTS

DONOHOO, Julie	Volleyball (GF)	Briggs K-8	11/08/2024
DONOHOO, Julie	Track and Field (GF)	Briggs K-8	11/08/2024
SCRUGHAM, Corine	Track and Field (GF)	Briggs K-8	11/08/2024
BERRUECOS, George	Basketball (GF)	Canyon Hills JHS	11/08/2024
ROGERS, Nancy	Basketball (GF)	Ramona JHS	11/08/2024
ROGERS, Nancy	Softball (GF)	Ramona JHS	11/08/2024
LEATHERWOOD, Joe	Basketball (GF)	Ramona JHS	11/08/2024
LEATHERWOOD, Joe	Volleyball (GF)	Ramona JHS	11/08/2024
ENGLISH, Lonnie (NBM)	Track and Field (GF)	Ayala HS	11/08/2024
FONG, Raymond (NBM)	Band (B)	Ayala HS	11/08/2024
GASTELUM, Alphonso (NBM)	Band (B)	Ayala HS	11/08/2024
MARTINEZ, Christian (NBM)	Basketball (GF)	Ayala HS	11/08/2024
METOYER, James (NBM)	Basketball (GF)	Ayala HS	11/08/2024
NOTT, Christopher (NBM)	Band (B)	Ayala HS	11/08/2024
SOTELO, Santiago (NBM)	Wrestling (GF)	Ayala HS	11/08/2024
ESTRADA, Adam (NBM)	Band (B)	Chino HS	11/08/2024
ISLAS, Michael (NBM)	Band (B)	Chino Hills HS	11/08/2024
TRAIN, Hannah (NBM)	Band (B)	Chino Hills HS	11/08/2024
MARKER, Carissa (NBM)	Volleyball (GF)	Don Lugo HS	11/08/2024

Total:	\$33,914.00
--------	-------------

DELETE – EXTRA DUTY – DEPARTMENT CHAIR

MAY, Diane	Dept. Chair – Special Ed.	Legacy K-8	10/28/2024
------------	---------------------------	------------	------------

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
--------------------	------------------------	------------------------	----------------------------------

DELETE – EXTRA DUTY – DEPARTMENT CHAIR (cont.)

CRUZ, Claudia	Dept. Chair – Special Ed.	Magnolia JHS	10/07/2024
		Total:	\$1,523.00

**APPOINTMENT OF CERTIFICATED SUBSTITUTES EFFECTIVE JULY 1, 2024, THROUGH
JUNE 30, 2025**

ACU, Johan	BARRY, Jaden	CICCARELLI, Glory
DANIEL, Lauren	DROZD, Alice	MACIAS JR, Paul
OLIVER, Resa	PENNER, Sadie	TURLEY, Colleen

CLASSIFIED PERSONNEL

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
--------------------	------------------------	------------------------	------------------------------

HIRED AT THE APPROPRIATE PLACEMENT ON THE CLASSIFIED SALARY SCHEDULE FOR THE 2024/2025 SCHOOL YEAR**APPOINTMENT**

SIERRA, Rosemary	Playground Supervisor (GF)	Borba ES	11/08/2024
ZAPATA, Veronica	Playground Supervisor (GF)	Chaparral ES	11/12/2024
DIAZ, Alexis	Paraprofessional II (SELPA/GF)	Cortez ES	11/12/2024
LEPORE, Alexis	IA/Elementary Grade Level (GF)	Dickson ES	11/20/2024
PRUDENCIO, Dennyse	Playground Supervisor (GF)	Magnolia JHS	11/14/2024
SALDANA, Jesse	Security Person (GF)	Chino Hills HS	11/08/2024
ANGUIANO, Leticia	Custodian I (GF)	Don Lugo HS	11/12/2024
WASHINGTON, Natasha	IA/Childhood Education (C)	Child Development	11/08/2024
VIRAY, Lisa	District Receptionist (GF)	District	11/12/2024

PROMOTION

VALDIVIESO-NICOLALDE, Laura	From: Bilingual Typist Clerk I (C) 3.5 hrs./200 work days School Community Liaison-Spanish (C) 3.0 hrs./175 work days To: Assist. Principal Secretary (GF) 8 hrs./213 work days	Don Lugo HS Don Lugo HS	11/08/2024
RIOS, Rosemarie	From: IA/Childhood Education (C) 6 hrs./180 work days TO: Paraprofessional II (SELPA/GF) 6 hrs./181 work days	Child Development Newman ES	11/08/2024

CHANGE OF ASSIGNMENT

BRADFORD, Kerry	FROM: Paraprofessional II (SELPA/GF) 6 hrs./ 181 work days TO: Behavior Intervention Aide (MH) 6 hrs./ 190 work days	Woodcrest JHS Special Education	10/21/2024
-----------------	---	--	------------

LEAVE OF ABSENCE

MEZA, Mary	Elem. Library/Media Center Assist. (C)	Wickman ES	10/29/2024 through 11/21/2024
------------	--	------------	-------------------------------------

CLASSIFIED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
--------------------	------------------------	------------------------	------------------------------

LEAVE OF ABSENCE (cont.)

MCKINNEY, Rella	Playground Supervisor (GF)	Canyon Hills JHS	10/23/2024 through 01/06/2025
MERCED, Audra	Playground Supervisor (GF) Paraprofessional I (SELPA/GF)	Ramona JHS	10/21/2024 through 12/21/2024

RESIGNATION

XAVIER, Kristine	Nutrition Services Manager I (NS)	Dickey ES	10/17/2024
McCool, Mary	Typist Clerk II (GF)	Hidden Trails	10/25/2024

RETIREMENT

GARCIA, Jennie (32 years of service)	Nutrition Service Professional (NS)	Dickson ES	10/23/2024
---	-------------------------------------	------------	------------

APPOINTMENT OF CLASSIFIED SUBSTITUTES EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2025

AMENDOLA, Samantha	ANDERSON, Anastecia	AVELENDIA, Ruby
CHAMPION, Jonathan	CONTRERAZ, Annalisa	DESAI, Shaili Desai
ESTRADA, Rodolfo	FIGUEROA, Camille	GARCIA, Isabel
MARES, Annabelle	MEDINA, Anthony	MEDINA, Clarisa
NIXON, Mia	RAUF, Sadaf	SIERRA, Richard

(504) = Federal Law for Individuals with Handicaps
 (ABG) = Adult Education Block Grant
 (ASB) = Associated Student Body
 (ASF) = Adult School Funded
 (ATE) = Alternative to Expulsion
 (B) = Booster Club
 (BTSA) = Beginning Teacher Support & Assessment
 (C) = Categorically Funded
 (CDF) = Child Development Fund
 (CVLA) = Chino Valley Learning Academy
 (CWY) = Cal Works Youth
 (E-rate) = Discount Reimbursements for Telecom.
 (G) = Grant Funded
 (GF) = General Fund
 (HBE) = Home Base Education
 (MAA) = Medi-Cal Administrative Activities
 (MG) = Measure G – Fund 21

(MH) = Mental Health – Special Ed.
 (NBM) = Non-Bargaining Member
 (ND) = Neglected and Delinquent
 (NS) = Nutrition Services Budget
 (OPPR) = Opportunity Program
 (PFA) = Parent Faculty Association
 (R) = Restricted
 (ROP) = Regional Occupation Program
 (SAT) = Saturday School
 (SB813) = Medi-Cal Admin. Activities Entity Fund
 (SELPA) = Special Education Local Plan Area
 (SOAR) = Students on a Rise
 (SPEC) = Spectrum Schools
 (SS) = Summer School
 (SWAS) = School within a School
 (VA) = Virtual Academy
 (WIA) = Workforce Investment Act

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: November 7, 2024

TO: Members, Board of Education

FROM: Norm Enfield, Ed.D., Superintendent

PREPARED BY: Grace Park, Ed.D., Deputy Superintendent
Jaime Ortega, Director, Risk Management and Human Resources

SUBJECT: REJECTION OF CLAIMS

=====

BACKGROUND

Claim 24.10.13 was submitted on October 7, 2024, by Attorney Hennig Kramer, LLP. on behalf of Michelle Bonnema, a former certificated employee. The claimant alleges gender and pregnancy discrimination. Claimant seeks a settlement demand that lies within the jurisdiction of the Superior Court.

Claim 24.10.14 was submitted on October 11, 2024, by Attorney Carney R. Shegerian, Esq. on behalf of Linda Moon, a former certificated employee. Claimant alleges discrimination, hostile work environment, retaliation and wrongful termination. Claimant seeks a settlement demand that lies within the jurisdiction of the Superior Court.

The Board is requested to reject claims against the District to allow insurance carriers to investigate the claims and make recommendations regarding the dispositions.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education reject the claims and refer them to the District's insurance adjuster.

FISCAL IMPACT

Unknown at present.

NE:GP:JO:lag