

CHINO VALLEY UNIFIED SCHOOL DISTRICT
REGULAR MEETING OF THE BOARD OF EDUCATION
July 18, 2024

MINUTES

I. OPENING BUSINESS

I.A. CALL TO ORDER – 4:40 P.M.

1. Roll Call

President Shaw called to order the regular meeting of the Board of Education, Thursday, July 18, 2024, at 4:40 p.m. with Bridge, Cruz, and Shaw present. Na arrived at 4:43 p.m. and Monroe was absent.

Administrative Personnel

Norm Enfield, Ed.D., Superintendent

Grace Park, Ed.D., Deputy Superintendent

Sandra H. Chen, Associate Superintendent, Business Services

Tracy Freed, Ed.D., Assistant Superintendent, CIIS

Luke Hackney, Assistant Superintendent, CIIS

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

2. Public Comment on Closed Session Items

None.

3. Closed Session

President Shaw adjourned to closed session at 4:40 p.m. regarding conference with legal counsel existing litigation: one case; student readmission matters; student discipline matters; conference with labor negotiators: A.C.T. and CSEA; public employee appointment: High School Assistant Principals, Adult School Assistant Principal, and Director of Elementary Curriculum and Instruction; public employee discipline/dismissal/release; and public employee performance evaluation: Superintendent.

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

1. Report Closed Session Action

President Shaw reconvened the regular meeting of the Board of Education at 6:00 p.m. with Bridge, Cruz, Na, and Shaw present. Monroe was absent. The Board met in closed session from 4:40 p.m. to 5:25 p.m. conference with legal counsel existing litigation: one case; student

readmission matters; student discipline matters; conference with labor negotiators: A.C.T. and CSEA; public employee appointment: High School Assistant Principals, Adult School Assistant Principal, and Director of Elementary Curriculum and Instruction; public employee discipline/dismissal/release; and public employee performance evaluation: Superintendent. The Board voted to appoint the following individuals by a vote of 4-0, with Bridge, Cruz, Na, Shaw voting yes, and Monroe absent: appointed Nicholas Hale to Assistant Principal at Ayala High School, effective July 19, 2024; appointed Elvira Flores to Assistant Principal at Chino High School, effective July 19, 2024; appointed Cindy Palacios to Assistant Principal of the Biomedical Science and Technology Academy at Chino High School, effective July 19, 2024; appointed Lisa Madera to Director of Elementary Curriculum and Instruction, effective date to be determined. The Board took action to ratify the decision of the Hearing Officer upholding the suspension without pay and termination of classified employee No. 25476, effective June 23, 2024, and to direct administration to issue notice to the employee, with a vote of 4-0, with Bridge, Cruz, Na, Shaw voting yes, and Monroe absent; and took action to accept the resignation agreement and release of claims for certificated employee No. 7311. Pursuant to the terms of the agreement, certificated employee No. 7311 will resign effective June 30, 2024, with a vote of 4-0, with Bridge, Cruz, Na, Shaw voting yes, and Monroe absent. No further action was taken that required public disclosure.

2. Pledge of Allegiance
Led by Jim Gallagher.

I.C. COMMENTS FROM EMPLOYEE REPRESENTATIVES

Sarah Palmer, A.C.T. Secretary, asked for a moment of silence for CVUSD student, Jason Phan; said President, Steven Frazer, could not be there and would like to share some comments; wished members a restful remainder of summer break; acknowledged those already hard at work at Cal Aero, Legacy, and other non-traditional schedules; spoke about Association concerns and reminded the Board of its responsibility to ensure they are providing as much resources as possible to students across Chino Valley, and provided concerns regarding lack of paper, staffing issues affecting air conditioning in classrooms, and adequate technology to support the special needs population; asked what will be done to ensure all students have adequate resources; reiterated the Association's desire for the focus of their collective efforts to center around providing students with fully funded, safe, and positive schools; and said they look forward to a great school year.

Emily Lao, CHAMP President, said she hopes everyone is enjoying their summer break and feeling ready for an amazing upcoming school year;

spoke about administrators and management personnel participating in Leadership Charge, spoke about “Ignite” being this year’s theme, spoke about Mike Mattos kicking off their learning and having him there was a big deal, and spoke about being recognized as a Model PLC District; said Cal Aero and Legacy were off to a great start; said Chino Valley Unified administrators and management personnel are eager for all staff and students to return to school so they can get to doing what they do best, and that is educating students; and congratulated newly hired staff members.

I.D. COMMENTS FROM THE AUDIENCE ON ITEMS NOT ON THE AGENDA

The following individuals addressed the Board: Jen Wiersma regarding general policies; Nick Wilson regarding concerned citizen; Eric Shamp regarding Board governance; Glory Ciccarelli regarding Legacy Academy; Juan Villalbut regarding fiscal responsibility; Daniel Villanweva regarding petitioning for TK for daughter; and Tremale Ratcliffe regarding Just Us 4 Youth introduction.

I.E. CHANGES AND DELETIONS

The following changes/deletions were on the agenda: Item III.E.1. Certificated/Classified Personnel Items, under Promotion, in Location, delete “To Ayala HS” and replace with “To Magnolia JHS”; under Promotion, delete “Jacueline Gutierrez,” and replace with “Isaiah Calderon”; and under Promotion, delete “Isaiah Calderon” and replace with “Jacueline Gutierrez.” There were no further changes or deletions.

II. ACTION

II.A. ADMINISTRATION

II.A.1. Resolution 2024/2025-06, Opposing Amended Assembly Bill 1955

Jim Gallagher, Richard Wales, Paul Griffin, Kristal, Misty S., and Sonja Shaw addressed the Board. Moved (Na) seconded (Cruz) motioned carried (3-1, Bridge voted no, and Monroe absent) to adopt Resolution 2024/2025-06, opposing amended Assembly Bill 1955.

III. CONSENT

Kristi Hirst and Lisa G. addressed the Board on Item III.B.5. Moved (Na) seconded (Bridge) motion carried (4-0, Monroe absent) to approve the consent items.

III.A. ADMINISTRATION**III.A.1. Minutes of the June 20, 2024 Regular Meeting**

Approved the minutes of the June 20, 2024 regular meeting.

III.B. BUSINESS SERVICES**III.B.1. Warrant Register**

Approved/ratified the warrant register.

III.B.2. 2024/2025 Applications to Operate Fundraising Activities and Other Activities for the Benefit Of Students

Approved/ratified the 2024/2025 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 offices of Atkinson, Andelson, Loya, Ruud & Romo; Margaret A. Chidester & Associates; and Tao Rossini, APC.

III.B.6. Signature Authorizations for Chino Valley Unified School District

Approved the signature authorizations for Chino Valley Unified School District.

III.B.7. Request for Allowance of Attendance Due to Emergency Conditions, Form J-13A

Approved the Request for Allowance of Attendance Due to Emergency Conditions, Form J-13A.

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

III.C.1. Student Readmission Cases 23/24-21, 23/24-23, and 23/24-83

Approved student readmission cases 23/24-21, 23/24-23, and 23/24-83

III.C.2. Student Expulsion Cases 23/24-89 and 23/24-90

Approved student expulsion cases 23/24-89 and 23/24-90.

III.C.3. School Sponsored Trips

Approved/Ratified the school-sponsored trips for Chaparral ES, Eagle Canyon ES, Litel ES, and Ayala HS.

III.C.4. Baldy View Regional Occupational Program 2024/2025 District Operated Program Contract

Approved the Baldy View Regional Occupational Program 2024/2025 District Operated Program Contract.

III.C.5. Baldy View Regional Occupational Program 2024/2025 Contract for Services and Participation Incentive

Approved the Baldy View Regional Occupational Program 2024/2025 Contract for Services and Participation Incentive.

III.C.6. Baldy View Regional Occupational Program 2024/2025 Contract for Embedded Classes

Approved the Baldy View Regional Occupational Program 2024/2025 Contract for Embedded Classes.

III.C.7. Proposition 28: Arts and Music in Schools Funding Annual Report Fiscal Year 2023/2024

Approved Proposition 28: Arts and Music in Schools Funding Annual report for the 2023/2024 fiscal year.

III.C.8. Interdistrict Attendance Agreement

Approved the Interdistrict Attendance Agreement with the listed school districts.

III.C.9. Revision of Board Policy 5127 Students – Graduation Ceremonies and Activities

Approved the revision of Board Policy 5127 Students – Graduation Ceremonies and Activities.

III.C.10. Revision of Board Policy 5144 Students – Discipline

Approved the revision of Board Policy 5144 Students – Discipline.

III.C.11. New Courses: Fundamental Biology: Living Earth; Fundamental Chemistry Of The Earth System; Fundamental English 9; Fundamental English 10; Fundamental English 11; Fundamental Integrated Math 1; Fundamental United States History; Fundamental World History; and Cultural Experiences In America

Approved the new courses Fundamental Biology: Living Earth; Fundamental Chemistry of the Earth System; Fundamental English 9; Fundamental English 10; Fundamental English 11; Fundamental Integrated Math 1; Fundamental United States History; Fundamental World History; and Cultural Experiences in America.

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. Change Orders and Notices of Completion for CUPCCAA Projects

Approved the Change Orders and Notices of Completion for CUPCCAA Projects.

III.D.5. Resolution 2024/2025-01, 2024/2025-02, 2024/2025-03, 2024/2025-04, 2024/2025-05, Authorization to Utilize a Piggyback Contract

Adopted Resolution 2024/2025-01, 2024/2025-02, 2024/2025-03, 2024/2025-04, 2024/2025-05, Authorization to Utilize Piggyback Contract.

III.D.6. Extension Of Request For Proposals 21-22-18, Nutrition Services – Fresh Produce

Approved the extension of Request for Proposals 21-22-18, Nutrition Services – Fresh Produce.

III.D.7. Award Of Bid No. 23-24-20f, Don Lugo Hs New Admin Bldg, Kitchen & Pool Renovation

Awarded Bid No. 23-24-20F, Don Lugo HS New Admin Bldg, Kitchen and Pool Renovation to Integrated Demolition, K.A.R. Construction, RND, Core Contracting, K&Z Cabinets, Inc., Rite-Way Roofing Corporation, Dan Lyman, Platinum Glass Corp, Sierra Lathing Company, Inc., Floored Tile & Stone, Southcoast Acoustical Interiors, Inc., PreSpectra, D&M Painting, Patriot Contracting, California Waters, JPI Development Group, Continental Plumbing, All Star Air Systems, Inc., RDM Electric Co, Inc., Crew, Inc., Inland Empire Landscape, Inc., and MPI-Miller Plumbing, Inc.

- III.D.8. Award Of Bid No. 23-24-23F, Dickey ES No Climb Fencing- Rebid**
Awarded Bid No. 23-24-23F, Dickey ES No Climb Fencing-Rebid to Harris Steel Fence Co.
- III.D.9. Rejection of all Bids Received for Bid No. 23-24-26F, Anna Borba ES, Butterfield ES, Dickey ES, Eagle Canyon ES and Newman ES, Asphalt Repairs-Rebid And Authorization to Rebid the Project**
Rejected all bids for Rebid No. 23-24-26F, Anna Borba ES, Butterfield ES, Dickey ES, Eagle Canyon ES, and Newman ES Asphalt Repairs- Rebid and authorize staff to rebid the project.
- III.D.10 Award of Bid No. 23-24-27F, Ayala HS Shade Structure**
Awarded Bid No. 23-24-27, Ayala HS Shade Structure to Horizon Mechanical.
- III.D.11 Approval of Payment to Dave Bang & Associates, Inc., Under Threat of Potential Litigation or Disputed Claim**
Approved payment to Dave Bang & Associates, Inc., under threat of potential litigation or disputed claim.
- III.D.12 Notice of Completion For RFP No. 21-22-05, HVAC Assessments and Maintenance Services (CalSHAPE Round 1/ESSER)**
Approved the Notice of Completion for RFP No. 21-22-05, HVAC Assessments and Maintenance Services (CalSHAPE Round 1/ESSER).
- III.D.13 Notice of Completion of Phase 2 Energy Services Contract with PacificWest Energy Solutions for Improved Air Quality Measures Per RFP No. 21-22-05, HVAC Assessments and Maintenance Services**
Approved the Notice of Completion for Phase 2 Energy Services Contract with PacificWest Energy Solutions for Improved Air Quality Measures per RFP No. 21-22-05, HVAC Assessments and Maintenance Services.
- III.D.14 Subcontractor Substitution for Bid No. 23-24-22F, Chino Valley Unified School District Fun Club Installation Project Bid Package #32-01**
Approved the subcontractor substitution for Bid. No. 23-24-22F, Chino Valley Unified School District Fun Club Installation Project Bid Package 32-01.
- III.E. HUMAN RESOURCES**
- III.E.1. Certificated/Classified Personnel Items**
Approved/ratified the certificated/classified personnel items, as amended.
- III.E.2. Rejection of Claims**
Reject the claims and referred them to the District's insurance adjuster.

IV. INFORMATION

IV.A. CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT

IV.A.1. Williams Settlement Legislation Quarterly Uniform Complaint Report Summary for April through June 2024

Received for information the Williams Settlement Legislation Quarterly Uniform Complaint Report Summary for April through June 2024.

V. COMMUNICATIONS

BOARD MEMBERS AND SUPERINTENDENT

Don Bridge attended Assemblymember Freddie Rodriguez's open house on June 29 and one of the awards was for Chino Valley Unified Teacher of the Year Carrie Walker of Canyon Hills JHS, and congratulated Ms. Walker; attended the opening of Legacy Academy in The Preserve and thought it went very smoothly, and congratulated staff for their hard work; wished staff and students a nice rest of their summer break and a terrific start of the school year; shared that his granddaughter will be starting kindergarten the following week; and spoke about the opening of the new Costco gas station with 32 additional pumps.

James Na asked Dr. Enfield to have staff talk to the parent who spoke regarding TK for their daughter; thanked parent who spoke about common sense; spoke about collaborating with those in the system versus those who are not in the system; spoke about supporting parent's choice, said as leaders you have to walk the talk, and said he respects parental choice and parental rights; thanked Mr. Nick Wilson for voicing his belief about his child, said it is about all the children in the District, and said you have to step up for your child; attended Legacy Academy's open day and spoke about the children, parents, and teachers being excited, said everyone showed up from the District office including secretaries, and thanked them; spoke about attending a meeting with the City of Chino with the Manager, Mayor, and Councilman Burn, spoke about sharing their care and love for the children, thoughts about the importance of a campus security and SROs, spoke about working harder to make sure that children are safe on campus, their continuous support for the HOPE Center, and the future developments for the southside that includes 5,000 and more housing to come in for tremendous growth; said he was moved having a four year old speak tonight and thanked them; thanked parents for being concerned about education, and said as long as we worry about education, we will continue on a journey in keeping our District an award-winning District.

Andrew Cruz spoke about the District being voted number one in the Inland Empire, and read that our community voted Chino Valley Unified School District as the Inland Empire's favorite school district in 2024; shared in 2023/2024 CVUSD was identified as the number one unified school district among 345 in California to earn PBIS recognition; shared CVUSD captured first place in San Bernardino County for having the most schools recognized as either platinum and gold schools, and said that is beautiful and amazing what our school district has accomplished; acknowledged the Mike Mattos training; spoke about being number one in PLC and the last time this happened was 10 years ago; acknowledged excellence in Dual Language program, expanding CTE programs at every high school, creating a magnet high school, award-winning band and performing arts, one of only two districts in California with PLC, California School Board Association award for the engineering program at Don Lugo HS, California School Board Association award for the engineering program at Ayala HS, California School Board Association award for promoting College and Career Readiness and Excellence at Ayala HS; attended Legacy's first day and said it was amazing; and attended Leadership Charge and said it was good for bringing them together.

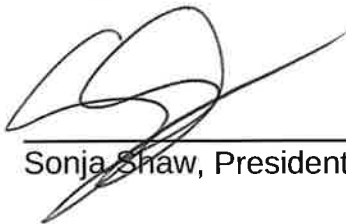
Superintendent Enfield provided comments and background regarding legal fees, said 18 years ago legal fees were in the high two millions to three million dollars per year before adding inflation, said superintendents back then were asked to help reduce those fees, said under Dr. Heatly the Board added legal fees in the Board agenda to be transparent with the public and wanted them to see those fees, said about a decade ago this District worked to get attorney fees under a million dollars and for a few years they were under a million dollars, said in 2016 and 2017 those fees went up to \$1.6 million and explained sometimes districts cannot control the different types of litigation that may come or types of litigation the district may enact at that time, said when he became Superintendent he reduced attorney bills down to about \$1.4 million and it was back under a million dollars, said during COVID they were at an all-time low around \$400,000 without students or employees here, said there was not a lot of cost coming out of HR which handles litigation, and said the background was shared because as a District they have focused on attorney bills and have reduced them; shared that this year the District initiated litigation that cost about \$400,000 in attorney fees, through this litigation they settled a case that brought in \$2.4 million to the District that covered attorney fees, and said they could take away \$400,000 and reduce attorney fees to around \$750,000 but they do not reduce because they are being transparent on what was spent on that litigation, and that is about \$1.1 million today; shared background on the other lawsuit with the Parent Policy, said on Friday, August 4 he received notification from the LA Times that the Department of Justice for the State of California issued a subpoena on the District and there was a timeline in the subpoena that said they had to start turning over documents by the following Friday, said if you are in legal proceedings you have to have an attorney to work with to go through the documents to see what is being turning over, spoke about meeting several times with attorneys to talk about what documents they want, said he would not suggest doing this on your own without legal service to support you in that process, said they did not want to use their attorneys for this litigation and the Board, Superintendent, and legal council recommended finding someone to take this on pro bono, said on September 11 they had a special Board


meeting and brought an attorney forward for pro bono and from September 11 on Liberty Justice picked up the cost of litigation, acknowledged that there were bills from this litigation from August 4 to September 11, and after that Liberty Justice took on the legal fees regarding the lawsuit with the state.

President Shaw thanked Dr. Enfield for sharing information on legal fees; spoke about questioning the bills as a parent but as a Board member she has learned how much it costs to run a District this size; spoke about the state wasting taxpayer dollars using nine attorneys, thanked everyone for enduring that and thanked the Board for getting a pro bono attorney, and said she is proud of this community for not wasting a taxpayer dollar; spoke about being glad for leadership and great staff to be able to take anything on when they have questions; spoke about getting death threats but they get the harassment from people who can make life miserable, and thanked them; attended Legacy and said the opening was beautiful to see all the kids excited, and as a mother she was feeling the feelings mothers get when dropping off their kids on the first day, said staff was amazing by ensuring kids will get to the right class and as soon as they walked through the gate they were greeted by a staff member and taken to their classrooms, spoke about getting to walk a couple classrooms and seeing smiles and excitement in children's eyes while family cried at the gate, and assured them their children were excited in the classrooms, spoke about being there to make sure they can do what they do best and that is to educate; spoke about the passion to educate and her job as a Board member to make sure there are no distractions from the state so they can do what they do; acknowledged security for being there while the Board is being threatened with smiles and greeting people, and thanked them for their protection; spoke about being proud of the District and said our District is leading the way; spoke about businesses moving because of the lawlessness created in Sacramento and having hope in California to fight the good fight; spoke about the Board getting support because the community showed up; said it was not her that got elected it was the community who got her elected; spoke about the nation watching and other countries saying do not give in; spoke about bravely and boldly putting names on lawsuits; and spoke about leading the way alongside everyone to make sure we do what we do best and that is to educate.

VI. ADJOURNMENT

President Shaw adjourned the regular meeting of the Board of Education at 7:17 p.m.



Sonja Shaw, President

Andrew Cruz, Clerk