



BOARD OF TRUSTEES
EMERGENCY MEETING AGENDA

Wednesday, April 1, 2020, 7:00 p.m.

NOTICE: This meeting will be held TELEPHONICALLY only. If you wish to participate in the meeting and/or make public comment, please call the following telephone number and use the access code set forth below:

PARTICIPATE BY PHONE:

Access Number: 1-213-306-3065

Access Code: 968 328 343#

FOLLOW DIRECTIONS AS A PARTICIPANT, ATTENDEE ID NOT NEEDED

1. CALL TO ORDER

- A. Roll call.
- B. Pledge of allegiance.

2. PUBLIC COMMENT

This is the time and place for the general public to address the Board of Trustees. This is an emergency meeting, therefore, members of the public may only comment on agenda items. State law prohibits the Board from acting on any issue not previously included on the agenda. Because there are time limits imposed for public comment, neither the Board nor the superintendent answer questions or respond to statements made during the public comment. Members of the Board or the superintendent may choose to take notes and respond briefly after public comment is closed. Individual speakers shall be allowed up to three minutes to address the Board on each agenda item. If a member of the public desires to be heard on more than three items appearing on the agenda, he or she will be allowed up to a total of ten minutes to address all desired agenda items with a maximum of three minutes per agenda item. For agenda items, 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 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. Board Policy 9323 limits the total time for public input on each agenda item to thirty minutes. The Board assumes no responsibility for the speaker's liability for any intentionally false or defamatory comments the speaker may make regarding any person during the opportunity for public comment. Persons who have complaints against employees of the District are encouraged to seek resolution of those complaints by utilization of the Etiwanda School District written complaint procedure rather than orally addressing them at a meeting.

- A. Comments on agenda items.

3. REVIEW/ADOPT AGENDA

- A. Adopt the agenda as presented or amended.

4. BUSINESS AND LEGAL

- A. Discussion and action regarding the extension of school closures in response to COVID-19 pandemic.
- B. Discussion and action regarding Resolution Number 1920-43: Emergency resolution delegating authority to take necessary action to prevent students and staff from the spread of the Coronavirus (COVID-19).

5. ADJOURNMENT

Submitted by Shawn Judson, Ed.D., superintendent and secretary to the Board of Trustees.
Student enrollment as of March 30, 2020: 14,146 (TK-8) + 290 (CLOUDS) Total: 14,436
(-11 from February 26, 2020.)

Public records related to the public session agenda that are distributed to the Governing Board less than 72 hours before a regular meeting, may be inspected by the public at the Etiwanda Education Center, 6061 East Avenue, Etiwanda, CA 91739, during regular business hours (7:30 a.m. to 4:00 p.m.)

In accordance with section 54953.2 of the *Government Code*, individuals may make a request for disability related modifications or accommodations, including auxiliary aides or services, in order to participate in a public meeting. Such requests must be submitted in writing to the attention of Superintendent, Shawn Judson, Ed.D.

ETIWANDA SCHOOL DISTRICT

Resolution No. 1920-43

Adoption of Emergency Resolution Delegating Authority to Take Necessary Action to Prevent Students and Staff from the Spread of Coronavirus (COVID-19).

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from the coronavirus (COVID-19).

WHEREAS, on March 10, 2020, the San Bernardino County Board of Supervisors declared the existence of a local and public health emergency arising from the coronavirus (COVID-19).

WHEREAS, on March 12, 2020, Governor Newsom issued an executive order directing Californians to cancel large public gatherings (over 250 people) and to enforce social distancing.

WHEREAS, on March 13, 2020, President Donald Trump declared a national state of emergency arising from COVID-19.

WHEREAS, on March 19, 2020, Governor Gavin Newsom issued a stay-at-home order for the state of California arising from COVID-19.

WHEREAS, Article I, Section 28, of the California Constitution declares that all students and staff of public, primary, elementary, junior high, and senior high school have the inalienable right to attend campuses which are safe, secure and peaceful.”

WHEREAS, Education Code section 35161 permits the Board to delegate to an officer or employee of the District any of the Board’s powers and duties, and the Board desires to delegate to the District Superintendent certain powers and duties to address the Coronavirus (COVID-19) pandemic.

WHEREAS, Board Policy 2210 provides that situations may arise which may not be addressed in written policies. In such situations, or when immediate action is necessary to avoid any risk to the safety or security of students, staff, or district property or to prevent disruption of school operations, the Superintendent or designee shall have the authority to act on behalf of the District in a manner that is consistent with law and board policies.

NOW THEREFORE, BE IT RESOLVED AND ORDERED that the Board hereby declares the existence of an ongoing public health emergency within the District arising from the Coronavirus (COVID-19) pandemic.

BE IT FURTHER RESOLVED AND ORDERED AS FOLLOWS:

1. The Superintendent is delegated authority to take all appropriate action to respond to the Coronavirus (COVID-19) pandemic, including, but not limited to, any action:
 - A. To ensure and protect the welfare, safety and educational wellbeing of all students;
 - B. To ensure and protect the welfare and safety of persons working for the District which shall include its agents, employees, representatives, and all others acting for or on behalf of the District;
 - C. To provide necessary staffing and instruction;
 - D. To modify school and work schedules;

- E. To declare an emergency pursuant to Government Code § 3100 et seq., and to assign District employees (in their capacity as disaster service workers) to perform such disaster service activities as may be assigned to them;
 - F. To cancel or modify any activities, programs, or courses, up to and including the temporary closure of the District;
 - G. To protect District property; and
 - H. To make further declarations of emergency and to take emergency action as permitted by law.
2. That should any portion of this Resolution be held invalid, the invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provisions or application, and to this end the provisions of this Resolution are declared to be severable.
3. That this Resolution is an emergency measure within the mandate and jurisdiction of the Board and is necessary for the immediate welfare of the schools and pupils thereof. Therefore, this Resolution shall become effective immediately upon its adoption and shall remain in effect until repealed by formal Board action.

ADOPTED, SIGNED AND APPROVED by the following vote of the Board of Trustees of the Etiwanda School District, County of San Bernardino, State of California on April 1, 2020.

AYES: _____

NOES: _____

ABSENT: _____

ABSTENTIONS: _____

**BOARD OF TRUSTEES OF THE
ETIWANDA SCHOOL DISTRICT**

President

Clerk