



**Sequoia Union Board of Trustees
Notice of a Special Board Meeting
March 16 at 6:00 p.m.**

A special meeting of the Board of the Sequoia Union Elementary School will be held on March 16, 2020 at 23958 Ave. 324, Lemon Cove, CA.

In compliance with the Americans with Disabilities Act, for those requiring special assistance to access the Board meeting room, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact the school office at (559) 564-2106 for assistance. Notification at least 48 hours before the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids or services.

Documents provided to a majority of the Governing Board regarding an open session item on this agenda will be made available for public inspection in the District office located at 23958 Ave. 324, Lemon Cove, California during normal business hours and on the website at <https://www.sequoiaunion.org/>

1. OPENING BUSINESS

- 1.1. Call to Order
- 1.2. Flag Salute
- 1.3. Approval of agenda
- 1.4. Comments From the Public

Board Policy #9323 allows each individual speaker three minutes for public comment. The public may choose to address the board on any non agenda item at this time, or on an agenda item at this time or at the time of item discussion. Before making a comment please gain recognition from the chair and direct your comments through the Chair.

2. CLOSED SESSION

- 2.1. Threat to Public Services (Government Code 54957)

3. OPEN SESSION ACTION ITEMS

- 3.1. Consideration of Resolution Granting Emergency Powers to the Superintendent

4. ADJOURNMENT

BOARD OF TRUSTEES
SEQUOIA UNION ELEMENTARY SCHOOL DISTRICT
TULARE COUNTY, CALIFORNIA

In the Matter of Intent to Declare)
Emergency Conditions Exist at)
Sequoia Union Elementary School)
District) RESOLUTION No. 4

WHEREAS, on March 4, 2020, the Governor of California declared a State of Emergency due to the outbreak and spread of a novel coronavirus (COVID-19); and

WHEREAS, as of March 11, 2020, Tulare County Health and Human Services Agency announced its first presumptive positive case of COVID-19, and officials expect the number of cases to increase; and

WHEREAS, on March 13, 2020 the Governor of California issued Executive Order N-26-20 that provides if schools close to address COVID-19 the district will continue to receive state funding to support the district’s programs and services specified in the Executive Order, including, but not limited to, providing distance learning or independent study to impacted students and to pay district employees; and

WHEREAS, strict compliance with various statutes and regulations could prevent, hinder or delay appropriate actions on the part of the District to prevent and mitigate the effects of COVID-19; and

WHEREAS, it is imperative for the District to prepare for and implement measures to respond to the potential spread of COVID-19; and

WHEREAS, it is imperative that the Superintendent have the tools to ensure the health and safety of students, staff, and families on our campuses and to ensure student learning continues if student education needs to be conducted from alternate locations or virtual learning environments; and

WHEREAS, it is imperative that District employees be allowed to take a leave of absence due to being quarantined or staying home after recently returning from Level 3 countries or sick from Coronavirus or illnesses with similar symptoms (e.g., cough, fever, shortness of breath) without suffering pay loss; and

WHEREAS, the protection of the health and safety and preservation of the lives and property of the people of the State from the effects of natural emergencies such as COVID-19 which may result in conditions of disaster or in extreme peril to life, property, and resources is of paramount State importance requiring the responsible efforts of public and private agencies and

individual citizens, and all public employees required to serve as disaster service workers subject to such disaster service activities as may be assigned to them by their superiors or by law under Government Code section 3100; and

WHEREAS, Section 1102 of the Public Contract Code defines “emergency” to mean a “sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services,” and section 21060.3 of the Public Resources Code and California Environmental Quality Act Guidelines, 14 CCR section 15269(c) defines “emergency” to mean “a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services.”

WHEREAS, under California Public Contract Code section 20113, in an emergency when any repairs, alterations, work, or improvement is necessary to any facility of public schools to permit the continuance of existing school classes, or to avoid danger to life or property, the board may, by unanimous vote, with the approval of the county superintendent of schools, do the following: make a contract in writing or otherwise on behalf of the district for the performance of labor and furnishing of materials or supplies for the purpose without advertising for or inviting bid; and notwithstanding section 20114; and

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 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 including the temporary closure of all District schools;
- 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 sections 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 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.

BE IT FURTHER RESOLVED AND ORDERED 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.

BE IT FURTHER RESOLVED AND ORDERED 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.

PASSED AND ADOPTED by the Board of Trustees of the Sequoia Union Elementary School District, Lemon Cove, California at a public meeting thereof duly called and held this 16th day of March, 2020.

AYES:

NAYS:

ABSENT:

ABSTAIN:

I, Nicole Ray, Board President of the Board of Trustees of the Sequoia Union Elementary School District, do hereby certify that the foregoing is a full and correct copy of a resolution adopted by said Board at a meeting called and conducted meeting thereof held on the day and by the vote above stated, which resolution is on file with the minutes of said meeting.

President, Board of Trustees
Sequoia Union Elementary School District
Tulare County, CA