



Fountain Valley School District

BOARD OF TRUSTEES
EMERGENCY MEETING

A G E N D A

Board Room
10055 Slater Avenue
Fountain Valley, CA

March 13, 2019

- CALL TO ORDER: 5:30PM
- ROLL CALL
- APPROVAL OF AGENDA
(Requires 2/3 vote of all members of unanimous vote if not all members are present)

M	___
2 nd	___
V	___
- CLOSED SESSION

The Board of Trustees will retire into Closed Session to address the following:

- Threat to Public Safety or Facilities: *Government Code 54956.5*
- Consultation with Assistant Superintendent, Business Services and Director, Support Services: *Government Code 54956.5*
- OPEN SESSION: Following Closed Session
- PLEDGE OF ALLEGIANCE
- REPORT OUT OF CLOSED SESSION
The Board President will report out on action taken, if any.

PUBLIC COMMENTS

Members of the community and staff are welcome to address the Board of Trustees on any item listed on the Agenda of Business or any other item of specific concern. Speakers are requested to limit their presentation to four minutes unless the time is waived by a majority of the Board Members present. If a member of the audience requests a response to their comments, the Board of Trustees may ask the Superintendent/Staff to respond to them personally or in writing after the meeting, or direct that additional information be provided to the Board on a future agenda.

***** BOARD MEMBERS WHO WISH TO DISCUSS WITH STAFF ANY ITEMS LISTED UNDER LEGISLATIVE SESSION SHOULD INFORM THE BOARD PRESIDENT AT THIS TIME.**

Our mission is to promote a foundation for academic excellence, mastery of basic skills, responsible citizenship, and a desire by students to achieve their highest potential through a partnership with home and community.

LEGISLATIVE SESSION

1. CONSIDERATION OF ACTION REGARDING DISTRICT RESPONSE TO CORONAVIRUS (COVID-19), INCLUDING, BUT NOT LIMITED TO AUTHORIZATIONS AND MEASURES TO CLOSE SCHOOLS AND TAKE OTHER NECESSARY ACTION

M ___
2nd ___
V ___

On March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from Coronavirus (COVID-19) and 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. On March 13, 2020, OC Superintendent of Schools, Al Mijares, issued a statement announcing his support for the suspension of school operations in Orange County.

Superintendent's Recommendation: It is recommended that the Board of Trustees consider action regarding District response to Coronavirus (COVID-19), including, but not limited to authorizations and measures to close schools and take other necessary action.

2. RESOLUTION 2020-10: EMERGENCY RESOLUTION DELEGATING AUTHORITY TO TAKE NECESSARY ACTION TO PROTECT STUDENTS AND STAFF FROM THE SPREAD OF CORONAVIRUS (COVID-19)

M ___
2nd ___
V ___

On March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from Coronavirus (COVID-19) and 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. On March 13, 2020, OC Superintendent of Schools, Al Mijares, issued a statement announcing his support for the suspension of school operations in Orange County.

Superintendent's Recommendation: It is recommended that the Board of Trustees adopts Resolution 2020-10: Emergency Resolution Delegating Authority to Take Necessary Action to Protect Students and Staff from the Spread of Coronavirus (COVID-19).

SUPERINTENDENT’S COMMENTS/NEW ITEMS OF BUSINESS

The Board President will receive any announcements concerning new items of business from board members or the superintendent.

- CLOSED SESSION
- APPROVAL TO ADJOURN

The next regular meeting of the Fountain Valley School District Board of Trustees is on Thursday, April 30, 2020 at 6:30pm.

A copy of the Board Meeting agenda is posted on the District’s web site (www.fvsd.us). Materials related to this agenda submitted to the Board of Trustees less than 72 hours prior to the meeting are available for public inspection by

contacting the Superintendent's Office at 10055 Slater Avenue, Fountain Valley, CA 92708 or calling 714.843.3255 during normal business hours.

Reasonable Accommodation for any Individual with a Disability: Any individual with a disability who requires reasonable accommodation to participate in a board meeting may request assistance by contacting the Superintendent's Office at 10055 Slater Avenue, Fountain Valley, CA 92708 or calling 714.843.3255 or faxing 714.841.0356.

RESOLUTION 2020-10
OF THE GOVERNING BOARD OF THE FOUNTAIN VALLEY SCHOOL DISTRICT
EMERGENCY RESOLUTION
RESOLUTION DELEGATING AUTHORITY TO TAKE NECESSARY ACTION TO
PROTECT 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 12, 2020, Governor Newsom issued an executive order directing Californians to cancel large public gatherings (over 250 people) and to enforce social distancing.

WHEREAS, Article I, Section 28, of the California Constitution declares that “[a]ll 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, Orange County Superintendent of Schools, Al Mijares, issued a statement on March 13, 2020, announcing his support for the suspension of school operations in Orange County.

WHEREAS, on March 13, 2020, the President of the United States declared the spread of the Coronavirus (COVID-19) a national emergency.

NOW, THEREFORE, BE IT RESOLVED:

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;
- 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; including the closing of schools as early as March 16, 2020, and the reopening of school as determined by the Superintendent,

- 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.
- 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.

APPROVED, PASSED AND ADOPTED by the Board of Trustees of the Fountain Valley School District this 13th day of March 2020, by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAINED: _____

I, Sandra Crandall, President Pro-Tem of the Fountain Valley School District Board of Trustees, do hereby certify that the foregoing is a full, true, and correct copy of the resolution passed and adopted by said Board at a regularly scheduled and conducted meeting held on said date, which resolution is on file in office of said Board.

 President Pro-Tem of the Board of Trustees
 Fountain Valley School District

I, Lisa Schultz, Clerk of the Board of Trustees of the Fountain Valley School District, do hereby certify that the foregoing Resolution was introduced and adopted by the Board of Trustees

of the Fountain Valley School District at a regular meeting thereof held on the 13th day of March, 2020, by the following forgoing vote.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Fountain Valley School District this 13th day of March, 2020.

Clerk of the Board of Trustees
Fountain Valley School District