

CHINO VALLEY UNIFIED SCHOOL DISTRICT
EMERGENCY MEETING OF THE BOARD OF EDUCATION
District Board Room - 5130 Riverside Drive, Chino, CA 91710
March 12, 2020, 4:00 p.m. – Emergency Meeting

AGENDA

- The public is invited to address the Board of Education regarding items listed on the agenda. Comments on an agenda item will be 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.
- Agenda documents that have been 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.

I. OPENING BUSINESS

I.A. CALL TO ORDER – 4:00 P.M.

1. Roll Call
2. Pledge of Allegiance
3. Comments from the Audience on Items on the Agenda

II. ACTION

II.A. ADMINISTRATION

II.A.1. Resolution 2019/2020-42 Authorization Needed to Take Any and All Necessary Actions to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19) Resolution by the Chino Valley Unified School District (CVUSD) Board Of Education Declaring Emergency Conditions Exist At Chino Valley Unified School District Schools And Offices (District)

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Recommended the Board of Education adopt Resolution 2019/2020-42 Authorization Needed to Take Any and All Necessary Actions to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19).

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

III. ADJOURNMENT

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

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

DATE: March 12, 2020

TO: Members, Board of Education

FROM: Norm Enfield, Ed.D, Superintendent

SUBJECT: **RESOLUTION 2019/2020-42 AUTHORIZATION NEEDED TO TAKE ANY AND ALL NECESSARY ACTIONS TO PREPARE AND RESPOND EFFECTIVELY TO THE NOVEL CORONAVIRUS (COVID-19) RESOLUTION BY THE CHINO VALLEY UNIFIED SCHOOL DISTRICT (CVUSD) BOARD OF EDUCATION DECLARING EMERGENCY CONDITIONS EXIST AT CHINO VALLEY UNIFIED SCHOOL DISTRICT SCHOOLS AND OFFICES (DISTRICT)**

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BACKGROUND

In December 2019 an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19) was identified and has impacted more than 100 countries including the United States. As of March 12, 2020, there are 1,323 confirmed cases of COVID-19 in the United States, including 179 in California. Officials expect the number of cases in California, the United States, and worldwide to increase. As of March 4, 2020, Governor Gavin Newsom declared a State of Emergency to enable State and local agencies to more effectively respond to the threat of spread of COVID-19. On March 10, 2020, the San Bernardino County Public Health Officer and the Board of Supervisors declared a local health emergency due to COVID-19. On March 11, 2020, the World Health Organization officially declared COVID-19 a global pandemic.

As such, it is recommended the Board of Education take the following actions related to the emergency conditions related to the novel coronavirus (COVID-19):

1. Authorize the Superintendent and/or his designee to take any and all actions necessary to ensure the continuation of public education, and the health and safety of the students and staff at the District Sites, including, but not limited to: the relocation of students and staff, provision of daily student transportation, provision of alternative educational program options, provision of leave of absence to employees due to quarantine or recently returning from level 3 countries or sick from COVID-19, or cohabitating with any individual with COVID-19, directing staff to serve as disaster service workers, and/or make alterations, repairs or improvements to school property.

2. Adopt a Resolution, attached hereto, declaring emergency conditions exist throughout the District schools and offices (collectively known as “District Sites”) as a result of the threat of COVID-19 virus.
3. Authorize, by unanimous vote, under the provisions of section 20113 of the California Public Contract Code:
 - a. The Superintendent and/or her designee(s) to enter into any and all contracts necessary, without advertising or inviting bids, and for any dollar amount necessary to respond to the emergency conditions at the District Sites, including, but not limited to: the relocation of students and staff; continued instruction of students; deep cleaning and disinfection of facilities; maintenance of food supplies, instructional materials, operational support supplies, equipment in support of virtual learning, daily student transportation; and provision of additional personnel such as nurses; and
 - b. The flexibility with use of staff, notwithstanding section 20114, to enable and support the District Sites.

Staff anticipates that the Board of Education will adopt the attached Resolution declaring that emergency conditions exist at District Sites. It is further anticipated that the Board of Education will authorize the Superintendent to take any and all actions necessary to ensure the health and safety of students and staff and to ensure public education continues to be provided to the students.

If the Board of Education does not approve the proposed actions contained in this Board Report, staff will be unable to take immediate and necessary action to 1) protect the short-term health of students and staff, and 2) ensure the delivery of public education is not impaired for the students at District Sites.

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

RECOMMENDATION

It is recommended the Board of Education adopt Resolution 2019/2020-42 Authorization Needed to Take Any and All Necessary Actions to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19).

FISCAL IMPACT

Unknown at this time.

NE:pk

RESOLUTION 2019/2020-42 AUTHORIZATION NEEDED TO TAKE ANY AND ALL NECESSARY ACTIONS TO PREPARE AND RESPOND EFFECTIVELY TO THE NOVEL CORONAVIRUS (COVID-19) RESOLUTION BY THE CHINO VALLEY UNIFIED SCHOOL DISTRICT (CVUSD) BOARD OF EDUCATION DECLARING EMERGENCY CONDITIONS EXIST AT CHINO VALLEY UNIFIED SCHOOL DISTRICT SCHOOLS AND OFFICES (DISTRICT)

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, on March 10, 2020, the San Bernardino County Board of Supervisors declared a state of emergency due to COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization officially declared COVID-19 a global pandemic; and

WHEREAS, as of March 12, 2020, there are 179 cases reported of COVID-19 in California, and officials expect the number of cases to increase; and

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

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

WHEREAS, it is imperative to have the tools to ensure the health and safety of students, staff, and families on our campuses; and

WHEREAS, it is imperative to have the tools 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 employees be allowed to take a leave of absence due to being quarantined or recently returning from level 3 countries or sick from COVID-19, or cohabitating with any individual with COVID-19; 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 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. 'Emergency' includes such occurrences as fire, flood, earthquake, or other soil or geological movements, as well as such occurrences as riot, accident, or sabotage"; and

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 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.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Chino Valley Unified School District:

- (1) Determines that the circumstances described in the Resolution herein constitute an emergency condition; and
- (2) By unanimous vote pursuant to section 20113 of the Public Contract Code and subject to approval by the San Bernardino County Superintendent of Schools, authorizes the execution of contracts without advertising or inviting bids; and, notwithstanding section 20114, authorizes the flexibility of staff, notwithstanding section 20114, to respond to the emergency conditions at District Sites; and
- (3) Authorizes the Superintendent and/or his designee to take any and all actions necessary to ensure the continuation of public education, and the health and safety of the students and staff at the District Sites, including, but not limited to: the relocation of students and staff, continued daily student transportation, provision of alternative educational program options, provision of leave of absence to employees due to being quarantined or recently returning from level 3 countries or sick from COVID-19, or cohabitating with any individual with COVID-19 pursuant to Education Code sections 44964 and 45199, directing staff to serve as disaster service workers pursuant to Government Code 3100, and/or make alterations, repairs or improvements to school property.

APPROVED, PASSED, AND ADOPTED this 12th day of March 2020 at an emergency meeting, by the following vote:

Hernandez-Blair	_____
Cruz	_____
Gagnier	_____
Na	_____
Schaffer	_____

Joe Schaffer, President

Irene Hernandez-Blair, Clerk