

MUROC JOINT UNIFIED SCHOOL DISTRICT EMERGENCY BOARD MEETING

**District Board Room
Richard B. Lynch Educational Center
17100 Foothill Avenue † North Edwards, CA 93523**

BOARD OF TRUSTEES

Sherman Burkhead Jr., President
Matt Carter, Clerk
Amanda Cadenas, Member
Amanda Gates, Member
Deandra Gelardo, Member

SUPERINTENDENT

Kevin D. Cordes

STUDENT BOARD MEMBERS

Anne Cordes, Boron High School
Lauren Ribancos, Desert High School

BOARD MEETING AGENDA

**Monday, March 16, 2020 - 10:00 a.m.
Via Teleconference**

CALL TO ORDER

Call to order by: _____ at _____ p.m.

Present: _____

Absent: _____

APPROVAL OF AGENDA

The agenda is hereby approved as presented or amended

M _____
S _____
Y _____ N _____ A _____

Vote: Burkhead _____ Cadenas _____ Carter _____ Gates _____ Gelardo _____

DETERMINATION OF EMERGENCY

The Board has determined that an emergency exists, defined as a work stoppage, crippling activity, or other activity which severely impairs public health, safety, or both. The emergency necessitates holding a board meeting without the usual posting and notice requirements.

ACTION AGENDA

Page

Any resident of the District or staff member interested in speaking on an item listed under the Action Agenda, or an item that has been removed from the Consent Agenda and placed on the Action Agenda, should ask for recognition from the Board President to speak on the issue at the time it is being discussed.

A. Consideration/Possible Action: Alteration of 2019-2020 School Calendar AA 2

M _____
S _____
Y _____ N _____ A _____

Vote: Burkhead _____ Cadenas _____ Carter _____ Gates _____ Gelardo _____

B. Consideration/Possible Action: Adoption of Resolution #03-20-04, Authorization For Action to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19) Public Health and Related Issues AA 3-7

M _____
S _____
Y _____ N _____ A _____

Vote: Burkhead _____ Cadenas _____ Carter _____ Gates _____ Gelardo _____

- C. Consideration/Possible Action: **Authorize Superintendent to take Action in Response to Declared State of Emergency Relating to COVID-19, as Authorized By Board Policy 2210, and Board Policy 3516.5**

AA 8-9

M _____

S _____

Y _____ N _____ A _____

Vote: Burkhead _____ Cadenas _____ Carter _____ Gates _____ Gelardo _____

ADJOURNMENT

M _____

S _____

Y _____ N _____ A _____

Vote: Burkhead _____ Cadenas _____ Carter _____ Gates _____ Gelardo _____

MUROC JOINT UNIFIED SCHOOL DISTRICT

BOARD MEETING BACK-UP MATERIAL

ACTION AGENDA

March 16, 2020

MUROC JOINT UNIFIED SCHOOL DISTRICT
2019-20 STUDENT ATTENDANCE CALENDAR
(180 Student Instruction Days)
Student Attendance Days are shaded

2019							2020							
Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	
JULY							JANUARY							
	1	2	3	4H	5	6				1H	2H	3H	4	
7	8	9	10	11	12	13	5	6	7	8C	9	10	11	
14	15	16	17	18	19	20	12	13	14	15C	16	17	18	
21	22	23	24	25	26	27	19	20H	21	22C	23	24	25	
28	29	30	31				26	27	28	29C	30	31		
AUGUST							FEBRUARY							
				1	2	3							1	
4	5	6	7	8	9	10	2	3	4	5C	6	7	8	
11	12	13	14	15	16	17	9	10	11	12C	13	14H	15	
18	19	20	21C	22	23	24	16	17H	18	19C	20	21	22	
25	26	27	28C	29	30	31	23	24	25	26C	27	28	29	
SEPTEMBER							MARCH							
1	2H	3	4C	5	6	7	1	2	3	4C	5	6	7	
8	9	10	11C	12	13	14	8	9	10	11C	12	13Q	14	
15	16	17	18C	19	20	21	15	16	17	18C	19	20	21	
22	23	24	25C	26	27	28	22	23	24	25C	26	27	28	
29	30						29	30	31					
OCTOBER							APRIL							
			1	2C	3	4				1C	2	3	4	
6	7	8	9C	10	11Q	12	5	6	7	8C	9	10	11	
13	14H	15	16C	17	18	19	12	13H	14H	15H	16H	17H	18	
20	21EM	22EM	23EM	24EM	25EM	26	19	20	21	22C	23	24	25	
27	28	29	30C	31			26	27	28	29C	30			
NOVEMBER							MAY							
					1	2							1	2
3	4	5	6C	7	8	9	3	4	5	6C	7	8	9	
10	11H	12	13C	14	15	16	10	11	12	13C	14	15	16	
17	18	19	20C	21	22M	23	17	18	19	20C	21	22	23	
24	25H	26H	27H	28H	29H	30	24	25H	26	27C	28	29	30	
DECEMBER							JUNE							
1	2	3	4C	5	6	7	31	1SM	2SM	3CSM	4M	5	6	
8	9	10	11C	12	13SM	14	7	8	9	10	11	12	13	
15	16SM	17SM	18MQ	19H	20H	21	14	15	16	17	18	19	20	
22	23H	24H	25H	26H	27H	28	21	22	23	24	25	26	27	
29	30H	31H					28	29	30					

H = HOLIDAYS (Observed)		
Labor Day	September 2	Martin Luther King Day
Columbus Day	October 14	January 20
Veterans Day	November 11	February 14
Thanksgiving Break	November 25-29	February 17
Winter Break	December 19-January 3	April 13-17
		May 25

LEGEND

First Day of School August 19, 2019	C = Collaboration Wednesdays	
	H = Holidays/No School for Students	
	M = District-wide Minimum Days	
	EM = Elementary Minimum Days	
	SM = Secondary Minimum Days	
	Q = End of Quarters for Student Grades	
		NO Collaboration October 23, 2019 December 18, 2019

**BEFORE THE GOVERNING BOARD OF THE
MUROC JOINT UNIFIED SCHOOL DISTRICT OF KERN COUNTY, CALIFORNIA**

In the Matter of the Authorization for
Action to Prepare and Respond
Effectively to the Novel Coronavirus
(COVID-19) Public Health and Related
Issues

RESOLUTION NO. 03-20-04

A Resolution by the Governing Board
of the Muroc Joint Unified School
District Declaring Emergency
Conditions Exist at District Schools
And Offices and Conveying
Authorization to Take Necessary
Actions to Prepare and Respond
Effectively to the Novel Coronavirus
(COVID-19)

RECITALS

1. 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
2. As of March 14, 2020, there have been 335 reported cases of COVID-19 in California and many school districts throughout the State have made the decision to close schools and take other measures to address public health impacts; and
3. Strict compliance with various statutes and regulations would prevent, hinder or delay appropriate actions to prevent and mitigate the effects of COVID-19; and
4. The Board recognizes, as expressed in its Board Policy 2210, that in the course of operating district schools or implementing district programs, situations may arise which may not be addressed in written policies and the Board therefore has authorized the Superintendent or designee to act on behalf of the District in any situation in which immediate action is needed to avoid any risk to the safety or security of district students, staff, or property or disruption to student learning; and
5. It is imperative that school districts prepare for and implement as needed measures to respond to the potential spread of COVID-19 and ensure the health and safety of students, staff, and families on our campuses; and

Resolution Authorizing Action to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19)
Public Health and Related Issues

6. It is imperative that school districts have the tools to ensure student learning continues if student education needs to be conducted from alternate locations or virtual learning environments; and

7. Employees may need to take a leave of absence due to being quarantined or staying home after recently returning from Level 3 countries or being sick from COVID-19 or illnesses with similar symptoms (e.g., cough, fever, shortness of breath) or caring for others with COVID-19 or who are quarantined or unable to attend school or daycare, or engaging in self-quarantine for those over age 65 per the Governor's guidance; and

8. 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

9. 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

10. 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; and

11. Pursuant to Board Policy 3516.5, to provide for the safety of students and staff, the Board has authorized the Superintendent or designee to close a school site, change the regular school day schedule, or take any necessary action when hazardous environmental or weather conditions or other emergencies warrant.

NOW, THEREFORE, BE IT RESOLVED as follows:

- A. The above recitals are true and correct.
- B. The District determines that the circumstances described in this Resolution constitute an emergency condition;
- C. By unanimous vote pursuant to section 20113 of the Public Contract Code and subject to approval by the Kern County Superintendent of Schools, authorizes the execution of contracts without advertising or inviting bids; and, notwithstanding section 20114, authorizes the flexibility needed to respond to emergency conditions at District sites.
- D. The Board authorizes the Superintendent and/or 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 following:
- (i) relocate students and staff;
 - (ii) in consultation with public health authorities, authorize temporary closure of one or more school sites;
 - (iii) provide for continued daily student transportation during a period of closure;
 - (iv) approve modifications to delivery of instruction;
 - (v) make provision of alternative educational program options;
 - (vi) make provision for meals for students qualifying for the Free & Reduced Lunch program;
 - (vii) authorize leaves of absence to employees with pay due to quarantine or recently returning from Level 3 countries or being sick from COVID-19 or illnesses with similar symptoms (cough, fever, shortness of breath) or caring for others with COVID-19 or who are quarantined or unable to attend school or daycare, or engaging in self-quarantine for those over age 65 pursuant to the Governor's guidance;
 - (viii) direct staff to serve as disaster service workers pursuant to Government Code 3100.
- E. The Superintendent is authorized and directed to take any necessary actions to carry out the directions given in this Resolution.
- F. Pursuant to Board Policy 2210, the Superintendent or designee shall notify the Board as soon as practicable after the Superintendent exercises this authority. The Board President and the Superintendent shall schedule a review of the action at the next regular

Board meeting. If the action indicates the need for additions or revisions to Board policies, the Superintendent or designee shall make the necessary recommendations to the Board.

THE FOREGOING RESOLUTION was adopted upon motion by Trustee _____, seconded by Trustee _____, at a regular/special meeting held on March 16, 2020, by the following vote or abstention of each member present:

AYES:

NOES:

ABSENT:

DATED: March 16, 2020

President, Board of Trustees
Muroc Joint Unified School District

Resolution Authorizing Action to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19)
Public Health and Related Issues

CERTIFICATION

I, Matt Carter, Clerk to the Board of Trustees of the Muroc Joint Unified School District, certify that the foregoing Resolution was regularly introduced, passed, and adopted by the Board of Trustees at its meeting held on March 16, 2020.

DATED: March 16, 2020

Clerk, Board of Trustees
Muroc Joint Unified School District

Resolution Authorizing Action to Prepare and Respond Effectively to the Novel Coronavirus (COVID-19)
Public Health and Related Issues

ADMINISTRATIVE LEEWAY IN ABSENCE OF GOVERNING BOARD POLICY

BP 2210

In cases where emergency action must be taken within the school system and when the Governing Board has provided no guides for administrative action, the Superintendent shall have the power to act. The Superintendent's decisions shall be subject to review by action of the Governing Board at its next regular meeting.

It shall be the duty of the Superintendent to keep the Board President apprised of any action taken in emergency situations prior to the Board's next regular meeting. If the action necessitates the addition or revision of policies, the Superintendent shall make the necessary recommendations to the Board.

Legal Reference:

Education Code

35035 Additional powers and duties of superintendent

First Reading: 10/11/00

Governing Board Adoption: 11/8/00

(Former BP 2220)

EMERGENCY SCHEDULES

BP 3516.5

In order to provide for the safety of students and staff, the Governing Board authorizes the Superintendent or designee to close a school site, to change the regular school day schedule, or to take the necessary action when adverse weather conditions or other emergencies warrant.

The Superintendent or designee shall establish a system for informing students and parents/guardians when school busses are not operating or when the school day schedule is changed or the school is closed.

In the event that students arrive at school when the school day schedule changes or the schedule changes after school has begun, the Superintendent or designee shall ensure that supervision is provided in accordance with the procedures specified in the district's emergency and disaster preparedness plan.

The Superintendent or designee may provide a means to compensate for lost instructional time later during the year. Students and parents/guardians shall receive timely advance notice of any resulting changes in the school calendar or school day schedule.

Legal Reference:

Education Code

- 41422 Schools not maintained for 175 days*
- 46010 Total days of attendance*
- 46100-46192 Attendance; maximum credit; minimum day*
- 46390 Calculation of ADA in emergency*
- 46392 Decreased attendance in emergency situation*

Vehicle Code

- 34501.6 School buses; reduced visibility*

First Reading: 11/8/00

Governing Board Adoption: 1/17/01