

Fullerton School District  
1401 W. Valencia Drive  
Fullerton, California 92833

REGULAR MEETING OF THE BOARD OF TRUSTEES  
NOTICE TO THE PUBLIC

REGULAR BOARD MEETINGS OF THE BOARD OF TRUSTEES are held in the District Administration Building Board Room, unless otherwise noted, at 5:00 p.m. with closed session, 6:00 p.m. open session. Board meetings are scheduled once during the months of January, February, March, April, May, July, August, October, and November, and December and twice during the months of June and September. The Regular Board agenda is posted a minimum of 72 hours prior to the meeting, and a Special Board meeting agenda is posted a minimum of 24 hours prior to the meeting.

AGENDA ITEMS – Per Board Bylaw 9322, a member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. The request must be in writing and submitted to the Superintendent's Office with supporting documents and information. The Board President and Superintendent shall decide whether a request is within the subject matter jurisdiction of the Board. Items not within the subject matter jurisdiction of the Board may not be placed on the agenda. In addition, the Board President and/or Superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

PUBLIC COMMENTS/PERSONS ADDRESSING THE BOARD – The Board meeting follows rules of decorum. Per Board Bylaw 9323, individual speakers shall be allowed three minutes to address the Board on each agenda or non-agenda item. The Board limits the total time for public input on each item to 20 minutes. The total time allowed for public comment shall be 30 minutes. Public comments about an item that is on the agenda will be heard at the time the agenda item is considered by the Board. Public comments about an item that is not on the posted agenda will be heard at the beginning of open session when called upon by the Board President. No action or discussion may take place on an item that is not on the posted agenda except as expressly authorized by law. Since the Board cannot take action on items that are not on the agenda, such items will be referred to the Superintendent for handling. Board Members may request that any item be placed on a future agenda for further discussion. The Board President and Superintendent will determine the best time to place an item on the agenda. Persons wishing to address the Board are invited to complete and submit a "request to speak" slip to the Executive Assistant. These slips are available at the reception counter.

CONSENT ITEMS – These items are considered routine and will be acted upon by one motion unless a member of the Board or staff requests that an item be discussed and/or removed from the consent calendar for separate action.

AMERICANS WITH DISABILITIES ACT – In compliance with the Americans with Disabilities Act, an individual requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the Board meeting should contact the Superintendent or designee at (714) 447-7410. Notification must be given within 72 hours prior to a Board meeting in order to enable the District to make reasonable arrangements to ensure accommodation and accessibility to the meeting.

FULLERTON SCHOOL DISTRICT  
Emergency Special Meeting of the Board of Trustees  
Regarding Declaration of Emergency Conditions Related to COVID-19  
Friday, March 13, 2020, 9:00 p.m.  
District Administration Offices Board Room  
1401 W. Valencia Drive, Fullerton, California 92833

Agenda

To: Board of Trustees and Press

From: Jeanette Vazquez, President, Board of Trustees

Subject: The President of the Board of Trustees of the Fullerton School District has called an Emergency Special Meeting of said Board of Trustees to be held at the District Administration Offices Board Room, 1401 W. Valencia Drive, Fullerton, California, on Friday, March 13, 2020, 9:00 p.m.

Trustee Janny Meyer will participate via teleconference.

9:00 p.m. Call to Order Open Session, Call to Order, Pledge of Allegiance

Public Comments

Public Comments/Persons Addressing the Board – Policy

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Discussion/Action Item:

1a. Approve Resolution #19/20-15 of the Board of Trustees of the Fullerton School authorizing the Superintendent to take any and all necessary actions to prepare and respond effectively to the Novel Coronavirus (COVID-19)

Adjournment

The next Special scheduled meeting of the Board of Trustees of the Fullerton School District will be held on Thursday, March 19, 2020. The next regularly scheduled meeting of the Board of Trustees of the Fullerton School District will be held on Tuesday, April 14, 2020, 6:00 p.m. Open Session, in the District Administration Board Room, 1401 W. Valencia Drive, Fullerton, California.

DISCUSSION/ACTION ITEM

**DATE:** March 13, 2020  
**TO:** Board of Trustees  
**FROM:** Robert Pletka, Ed.D., District Superintendent  
**SUBJECT:** **Adopt Resolution #19/20-15 of the Board of Trustees of the Fullerton School District authorizing the Superintendent to take any and all necessary actions to prepare and respond effectively to the Novel Coronavirus (COVID-19)**

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 75 countries including the United States. As of March 12, 2020, there are 198 confirmed cases of COVID-19 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 operate more effectively.

Rationale: Board of Trustees approval is needed to adopt Resolution #19/20-15.

Funding: Not applicable.

Recommendation: Adopt Resolution #19/20-15 of the Board of Trustees of the Fullerton School District authorizing the Superintendent to take any and all necessary actions to prepare and respond effectively to the Novel Coronavirus (COVID-19).

RP:cs  
Attachment

**FULLERTON SCHOOL DISTRICT  
RESOLUTION #19/20-15**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE  
FULLERTON SCHOOL DISTRICT AUTHORIZING THE SUPERINTENDENT TO  
TAKE ANY AND ALL NECESSARY ACTIONS TO PREPARE AND RESPOND  
EFFECTIVELY TO THE NOVEL CORONAVIRUS (COVID-19)**

March 13, 2020

WHEREAS, as of March 12, 2020, the California Department of Public Health reports that there are 198 cases reported of novel coronavirus (COVID-19) in California, six of which are in Orange County, and officials expect the number of cases to increase; and

WHEREAS, numerous public and private agencies are taking immediate, proactive steps to prepare for and contain the spread of COVID-19; and

WHEREAS, on February 25, 2020, the Orange County Board of Supervisors declared a local emergency and County Health Officer Dr. Nichole Quick declared a local health emergency as part of broader preparedness efforts related to novel coronavirus, or COVID-19; and

WHEREAS, on March 4, 2020, the Governor of California declared a State of Emergency due to the outbreak and spread of COVID-19; 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, 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 120230 of the Health and Safety Code states, “No instructor, teacher, pupil, or child who resides where any contagious, infectious, or communicable disease exists or has

recently existed, that is subject to strict isolation or quarantine of contacts, shall be permitted by any superintendent, principal, or teacher of any college, seminary, or public or private school to attend the college, seminary, or school, except by the written permission of the health officer;" 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."

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; and

WHEREAS, the Superintendent shall make periodic reports to the Board of Education and the public regarding implementation of this resolution and the costs associated therewith; and

NOW, THEREFORE BE IT RESOLVED, That the Board of Trustees of the Fullerton School District:

(1) Determines that the circumstances described in the Resolution herein constitute an emergency condition;

(2) By unanimous vote pursuant to section 20113 of the Public Contract Code and subject to approval by the Orange County Superintendent of Schools, authorizes the execution of contracts without advertising or inviting bids; and, notwithstanding section 20114, authorizes the flexibility of M & O, notwithstanding section 20114, to respond to the emergency conditions at District Sites; and

(3) 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, continued daily student transportation, provision of alternative educational program options, directing staff to serve as disaster service workers pursuant to Government Code 3100, and/or make alterations, repairs or improvements to school property.

PASSED AND ADOPTED by the Board of Education of the Fullerton School District on the 13th Day of March, 2020, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSENT: \_\_\_\_\_ ABSTENTIONS: \_\_\_\_\_

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Jeanette Vazquez  
Board President

(STATE OF CALIFORNIA) (SS. COUNTY OF ORANGE)

I, \_\_\_\_\_, Clerk of the Board of Education of the Fullerton School District of Orange County, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by said board at the regularly scheduled and conducted meeting held at the time and place stated, which resolution is on file and of record in the Office of the Superintendent.

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Beverly Berryman  
Clerk