

BOARD OF TRUSTEES
ANAHEIM UNION HIGH SCHOOL DISTRICT
501 N. Crescent Way, P.O. Box 3520
Anaheim, California 92803-3520
www.auhsd.us

NOTICE OF EMERGENCY MEETING

Date: March 13, 2020

To: Annemarie Randle-Trejo, P.O. Box 3520, Anaheim, CA 92803-3520
Katherine H. Smith, P.O. Box 3520, Anaheim, CA 92803-3520
Anna L. Piercy, P.O. Box 3520, Anaheim, CA 92803-3520
Al Jabbar, P.O. Box 3520, Anaheim, CA 92803-3520
Brian O'Neal, P.O. Box 3520, Anaheim, CA 92803-3520

Orange County Register, 1771 S. Lewis, Anaheim, CA 92805
Anaheim Bulletin, 1771 S. Lewis, Anaheim, CA 92805
Los Angeles Times, 1375 Sunflower, Costa Mesa, CA 92626
Event News, 9559 Valley View Street, Cypress, CA 90630
Unidos, 523 N. Grand Avenue, Santa Ana, CA 92701

You are hereby notified that an emergency meeting of the
Board of Trustees of the Anaheim Union High School District
is called for

Friday, the 13th day of March 2020

in the District Board Room, 501 N. Crescent Way, Anaheim, California

Open Session—1:45 p.m.



Michael B. Matsuda
Superintendent

BOARD OF TRUSTEES
Emergency Meeting Agenda
Friday, March 13, 2020
1:45 p.m.

Some items on the agenda of the Board of Trustees' meeting include exhibits of supportive and/or background information. These items may be inspected in the superintendent's office of the Anaheim Union High School District, at 501 N. Crescent Way in Anaheim, California. The office is open from 7:45 a.m. to 4:30 p.m., Monday through Friday, and is closed for most of the federal and local holidays. These materials are also posted with the meeting agenda on the District website, www.auhsd.us, at the same time that they are distributed to the Board of Trustees. *In compliance with the Americans with Disabilities Act, individuals with a disability who require modification or accommodation in order to participate in this meeting should contact the executive assistant to the superintendent at (714) 999-3503.*

Meetings are recorded for use in the official minutes.

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| 1. | CALL TO ORDER–ROLL CALL | <i>ACTION ITEM</i> |
| 2. | ADOPTION OF AGENDA | <i>ACTION ITEM</i> |
| 3. | PUBLIC COMMENTS, OPEN SESSION ITEMS | <i>INFORMATION ITEM</i> |

Opportunities for public comments occur at the beginning of each agenda item and at this time for items not on the agenda. Persons wishing to address the Board of Trustees should complete a speaker request form, available on the information table, at the back of the room, and submit it to the executive assistant prior to the meeting. Each speaker is limited to a maximum of five minutes; each topic or item is limited to a total of 20 minutes. Board members cannot immediately respond to public comments, as stated on the speaker request form.

EMERGENCY MOTION

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| 4. | 4.1 Motion that an emergency situation exists in accordance with Government Code Section 54956.5. as determine by a majority of the members of the Board of Education. An emergency is defined as a work stoppage, crippling activity or other activity that severely impairs public health, safety, or both. |
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5. ITEMS OF BUSINESS

RESOLUTIONS

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| 5.1 | <u>Resolution No. 2019/20-BOT-02, District Authorizing the Superintendent to Take Any and All Necessary Actions to Prepare and Respond Effectively to the Novel Coronavirus (COVID)</u> | <i>ACTION ITEM</i> |
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Current Consideration:

Consideration of action regarding District response to Coronavirus Disease 2019 (COVID-19), including but not limited to authorization to close schools for students through March 27, 2020 (inclusive of spring break), to be re-evaluated as necessary in the future.

Staff Recommendation:

It is recommended that the Board of Trustees adopt Resolution No. 2019/20-BOT-02, and authorize the District to close schools for students through March 27, 2020, (inclusive of spring break), by a roll call vote. **[EXHIBIT A]**

6. **ADJOURMENT**

In compliance with the Americans with Disabilities Act, individuals with a disability who require modification or accommodation in order to participate in this meeting should contact the executive assistant to the superintendent at (714) 999-3503.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE
ANAHEIM UNION HIGH SCHOOL DISTRICT**

**DISTRICT AUTHORIZING THE SUPERINTENDENT TO TAKE ANY AND ALL
NECESSARY ACTIONS TO PREPARE AND RESPOND EFFECTIVELY TO THE NOVEL
CORONAVIRUS (COVID-19)**

RESOLUTION NO. 2019/20-BOT-02

March 13, 2020

On the motion of Trustee _____ and duly seconded, the following resolution was adopted.

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 (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, as of March 10, 2020, there are 177 cases reported of COVID-19 in California, six cases in Orange County, 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 to provide flexibility providing for the allowance of employee 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 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

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Anaheim Union High 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 Maintenance and Operations, 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, provision of leave of absence to employees with pay due to quarantine or recently returning from level 3 countries or sick from COVID-19 or illnesses with similar symptoms (cough, fever, shortness of breath) or cohabitants of any individuals without any impact to their benefit time 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.

The foregoing resolution was passed and adopted at the regular meeting of the Board of Trustees on March 13, 2020, by the following roll call vote.

AYES:

NOES:

Resolution No. 2019/20-BOT-02

ABSTAIN:

ABSENT:

STATE OF CALIFORNIA)
)
) SS
)
 COUNTY OF ORANGE)

I, Michael B. Matsuda, superintendent of the Anaheim Union High School District of Orange County, California, and secretary to the Board of Trustees thereof, hereby certify that the above and foregoing resolution was duly and regularly adopted by the said Board of Trustees at the regular meeting thereof held on the 13th day of March, and passed by a roll call vote of all members of said Board.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 13th day of March 2020.

 Michael B. Matsuda
 Superintendent and
 Secretary to the Board of Trustees
 Anaheim Union High School District