

**RESOLUTION NO. 19/20-47
BEFORE THE GOVERNING BOARD OF THE
CENTRAL UNIFIED SCHOOL DISTRICT
FRESNO COUNTY, CALIFORNIA**

**RESOLUTION REGARDING EXTENSION OF SCHOOL CLOSURES AND
DELEGATING AUTHORITY TO SUPERINTENDENT TO TAKE NECESSARY
ACTIONS IN RESPONSE TO COVID-19**

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a statewide emergency as a result of the threat of COVID-19;

WHEREAS, on March 12, 2020, Governor Gavin Newsom, in Executive Order N-25-20, ordered, among other actions, that all residents in California are to heed any orders and guidance of state and local public health officials, including but not limited to, the imposition of social distancing measures, to control the spread of COVID-19;

WHEREAS, on March 13, 2020, President Donald Trump declared a national emergency arising from the COVID-19 outbreak;

WHEREAS, on March 13, 2020, Governor Gavin Newsom, in Executive Order N-26-20, ordered continuing funding for schools to support educational opportunities and other programs for students during the temporary closure of schools and on-site educational programs;

WHEREAS, on March 13, 2020, and in accordance with the delegated authority under Board Policy 3516.5, the Superintendent of the Central Unified School District directed the temporary closing of schools and on-site educational programs within the District effective March 16, 2020 through April 20, 2020 due to the threat of COVID-19;

WHEREAS, on March 19, 2020, Governor Gavin Newsom ordered all residents within the State of California to heed the State public health directives, stay at home or their place of residence except as needed to maintain continuity of operations of the federal critical infrastructure sectors, and practice social distancing;

WHEREAS, President Donald Trump has issued guidelines, which among other items, state that people are to avoid social gatherings in groups of more than 10 people. In its interim guidance, updated as of March 16, 2020, the Centers for Disease Control and Prevention refers to President Trump's guidelines; and,

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's Superintendent certain powers and duties, as set forth below, to address the threat of and respond to COVID-19.

NOW THEREFORE, BE IT RESOLVED by the Governing Board as follows:

1. The Board extends the temporary closing of schools and on-site educational programs of the District through May 1, 2020. The current temporary closure is effective March 16, 2020 through May 1, 2020. Unless modified by the Superintendent as authorized below in this resolution, schools and on-site educational programs of the District shall resume on May 4, 2020.
2. The Board authorizes the District's Superintendent to resume schools and on-site educational programs before May 4, 2020 if the Superintendent, after consulting with federal, state, and local authorities, determines that schools and on-site educational programs may resume.
3. The Board continues its authorization for the District Superintendent to take all appropriate actions to address the threat of and respond to COVID-19, including but not limited to, supporting educational opportunities for District students to the extent feasible as well as other matters set forth in Governor Newsom's various Executive Orders issued in response to the COVID-19 pandemic, including any amendments thereto.

BE IT FURTHER RESOLVED AND ORDERED that the Superintendent is delegated all further authority to take all appropriate action to respond to the COVID-19 pandemic, including, but not limited to, any action:

1. To ensure and protect the welfare, safety and educational wellbeing of all students;
2. 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;
3. To provide necessary staffing and instruction;
4. To modify school and work schedules;
5. 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;
6. To cancel or modify any District activities, programs, or courses.
7. To protect District property.
8. 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.

PASSED AND ADOPTED by the following vote of the Governing Board of the Central Unified School District, County of Fresno, State of California on March 26, 2020, by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

Yesenia Z. Carrillo, President
Governing Board
Central Unified School District
Fresno County, California

I, the undersigned, is the Clerk of the Governing Board of the Central Unified School District, County of Fresno, State of California, do hereby certify that the foregoing is a true copy of the resolution adopted by said Board at a regular meeting thereof, at the time and by the vote therein stated, which original resolution is on file in the office of said Board.

Naindeep Singh Chann, Clerk
Governing Board
Central Unified School District
Fresno County, California