

**TIPTON ELEMENTARY SCHOOL DISTRICT  
SPECIAL BOARD MEETING  
AGENDA**

Saturday, March 14, 2020  
6:00 p.m. District Conference Room  
*Updated Agenda 3/13/2020*

**1. CALL ALL TO ORDER – FLAG SALUTE**

**In compliance with the Americans with Disabilities Act and the Brown Act, if you need special assistance to participate in the meeting, including the receipt of the agenda and documents in the agenda package in an alternate format, please contact the Tipton Elementary School District office at (559) 752-4213. Notification 48 hours prior to the meeting will enable the district to make reasonable arrangements to ensure accessibility to this meeting (28CFR35.102-35, 104 ADA Title II), and allow for the preparation of documents in appropriate alternate format**

**2. PUBLIC INPUT:**

*In order to ensure that Members of the public are provided a meaningful opportunity to address the board on agenda items that are within the Board's jurisdiction, agenda items may be addressed either at the public input portion of the agenda, or at the time the matter is taken up by the board. Board presentations are limited to 3 minutes per person and 15 minutes per topic.*

**2.1** Community Relations/Citizen Comments

**3. ADMINISTRATIVE: Action items:**

**3.1** Consideration to Convene in Closed Session on Emergency Basis (Gov't. Code 54956.5(c))

(The Board may meet in closed session on matters posing a threat to the security of public buildings, a threat to the security of essential public services, or a threat to the public's right of access to public services or public facilities if agreed to by a two-thirds vote of the members of the Board members present, or, if less than two-thirds of the members are present, by a unanimous vote of the members present.)

**4. ADJOURN TO CLOSED SESSION: The Board will consider and may act upon any of the following items in closed session. Any action taken will be reported publicly at the end of closed session as required by law.**

**4.1** Threat to Public Services (Government Code 54957)

**5. RECONVENE TO OPEN SESSION**

**6. ADMINISTRATIVE: Action items:**

**6.1** Consideration of Resolution Granting Emergency Powers to the Superintendent

**7. ADJOURNMENT**

**The Board upon discussion and a vote of agreement may make any item an action item.**

**Notice: If documents are distributed to Board Members concerning an agenda item within 72 hours of a regular board meeting, at the same time the documents will be made available for public inspection at the District Office located at 370 N. Evans Road, Tipton CA. 93272, telephone 752-4213.**

**Agenda Posted: Friday, March 13, 2020**

**6. ADMINISTRATIVE: Action items:**

- 6.1** Consideration of Resolution Granting Emergency Powers to the Superintendent



to such disaster service activities as may be assigned to them by their superiors or by law under Government Code section 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.”

**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 of 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 AND ORDERED** that the Board hereby declares the existence of an ongoing public health emergency within the District arising from the coronavirus (COVID-19) pandemic.

**BE IT FURTHER RESOLVED AND ORDERED** the Superintendent is delegated authority to take all appropriate action to respond to the coronavirus (Covid-19) pandemic, including, but not limited to, any action:

- A. To ensure and protect the welfare, safety and educational wellbeing of all students including the temporary closure of all District schools;
- B. 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;
- C. To provide necessary staffing and instruction;
- D. To modify school and work schedules;
- E. To declare an emergency pursuant to Government Code sections 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;
- F. To cancel or modify any activities, programs, or courses, up to and including the closure of the District;
- G. To protect District property; and
- H. 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 Board of Trustees of the Tipton Elementary School District, Tipton, California at a public meeting thereof duly called and held this 14 day of March, 2020.

AYES:

NAYS:

ABSENT:

ABSTAIN:

I, Greg Rice, Board President of the Board of Trustees of the Tipton Elementary School District, do hereby certify that the foregoing is a full and correct copy of a resolution adopted by said Board at a meeting called and conducted meeting thereof held on the day and by the vote above stated, which resolution is on file with the minutes of said meeting.

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President, Board of Trustees  
Tipton Elementary School District  
Tulare County, CA