Cecilia A. Massetti, Ed.D.
Superintendent of Schools

Agenda Item 8.4

Board of Education Action Item
April 14, 2020

Topic:
Resolution No. 5: 2019-2020 Emergency Resolution Delegating Authority to Take Necessary Actions for Court and Community Schools and Charter Schools.

Background:
Resolution No. 5 will provide the Madera County Superintendent of Schools the authority to make emergency decisions during the statewide emergency arising from the novel coronavirus (COVID-19).

Education Code Section 35161 permits the Madera County Board of Education to delegate the Board's powers and duties, related to the court and community school programs and charter schools to an officer of the district.

Financial Impact:
None

Resource:
Dr. Cecilia A. Massetti
Madera County Superintendent of Schools

Recommendation:
It is recommended that the Madera County Board of Education approve Resolution No. 5 2019-2020 Emergency Resolution Delegating Authority to Take Necessary Actions for Court and Community Schools and Charter Schools.

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Madera County Board of Education
Resolution No. 5
2019-2020 Emergency Resolution Delegating Authority to take necessary actions for Court and Community Schools and Charter Schools

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from the coronavirus (COVID-19).

WHEREAS, on March 12, 2020, Governor Newsom issued and executive order directing Californians to cancel large public gatherings (over 250 people) and to enforce social distancing.

WHEREAS, on March 13, 2020. President Donald Trump declared a national emergency arising from the coronavirus (COVID-19).

WHEREAS, on March 13, 2020, Dr. Simon Paul, Madera County Public Health Officer and Sara Bosse, Madera County Public Health Director declared, "As Fresno and Madera Counties function in many ways as a shared population, the Madera County Health Officer, Department of Public Health, and the Superintendents of Madera County public school districts have come to consensus that it is best to close public schools in Madera County. School closure is effective immediately."

WHEREAS, on March 16, 2020, Dr. Simon Paul, Sara Bosse, and Jay Varney, Madera County Sheriff declared a local health emergency for Madera County arising from the coronavirus (COVID-19).

WHEREAS, Education Code section 35161 permits the Board to delegate the Board's powers and duties, related to the court and community school programs and charter schools operated by the Madera County Superintendent of Schools, to the Madera County Superintendent of Schools certain powers and duties to address the Coronavirus (COVID-19).

WHEREAS, California Education Code 48645 prescribes that the juvenile court schools shall be conducted in a manner as shall be prescribed by the county board of education to best accomplish these provisions of Section 48645, with the declaration of emergency due to Coronavirus (COVID-19) those powers and duties are delegated to the Madera County Superintendent of Schools.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Board hereby declared the existence of an ongoing public health emergency within the County of Madera arising from the Coronavirus (COVID-19) pandemic.

BE IT FURTHER RESOLVED AND ORDERED that the Madera County Superintendent of schools is delegated authority to take all appropriate actions to respond to the Coronavirus (COVID-19) pandemic.

ADOPTED by the following vote this 14th day of April, 2020.

AYES:

NOES:

ABSTAIN:

ABSENT:

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Alfred Soares, Jr., Vice President