



PATHWAYS ACADEMY ADULT EDUCATION

EMERGENCY BOARD MEETING

March 17, 2020

Written notice is hereby given that the following Emergency meeting of the Governing Board of Pathways Academy Adult Education will be held virtually:

DATE: March 17, 2020
TIME: 8:00 a.m.

Zoom Meeting Information

Dial In: 1-669-900-9128

Meeting ID: 651 942 466

Join URL: <https://zoom.us/j/651942466>

The agenda for the emergency meeting is:

1. Declaration that an emergency situation exists warranting an emergency meeting of the Board of Directors.
2. Consideration of a Resolution Granting Emergency Powers to the CEO.

1. CALL TO ORDER AND ROLL CALL

Time _____ a.m.

1.1. Roll Call

Thomas Schaaf	President
Charlie Padilla	Vice President
Rudy Kastelic	Clerk

2. BACKGROUND

In December 2019 an outbreak of respiratory illness due to a novel coronavirus (a disease now know as COVID-19) was identified and has impacted more than 75 countries including the United States. As of March 4, 2020, there are 129 confirmed cases of COVID-19 in the United States, including 53 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.

4. RECOMMENDATION

4.1. Authorize the CEO 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 school sites, including, but not limited to: the relocation of students and staff, 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 sic from COVID-19 or illnesses with similar symptoms (e.g., cough, fever, shortness of breath), or co-habitants of any individuals without any impact to their benefit time, directing staff to serve as disaster service workers, and/or make alterations.

4.2. Adopt a Resolution, attached hereto, declaring emergency conditions exist throughout the schools and offices as a result of the threat of COVID-19 virus.

Roll Call Vote:

Thomas Schaaf

Charlie Padilla

Rudy Kastelic

Moved by _____ Seconded by _____ Ayes _____ Nays _____ Absent _____

5. ADJOURNMENT

The Emergency Board Meeting adjourned at _____ a.m. The next regularly scheduled Board meeting will be held virtually on **Thursday, April 16, 2020**.

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services in order to participate in the public meeting of the District's governing board, please contact the School at 760-494-9646. Notification 72 hours prior to the meeting will enable the School to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the School shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.

In compliance with Government Code section 54957.5, open session materials distributed to Board Members for review prior to a meeting may be viewed at the School at 100 East San Marcos Blvd., Suite 350, San Marcos, California, or at the scheduled meeting. Board Agenda back-up materials may also be requested by calling the School at 760-494-9646. In addition, if you would like a copy of any record related to an item on the agenda, please contact the office.

Pathways Academy Adult Education Board of Directors
Resolution #19-2020
CONCERNING MEASURES TO ADDRESS THE
ORGANIZATIONAL AND EDUCATIONAL IMPACTS OF THE
COVID-19 VIRUS

WHEREAS, Pathways Academy Adult Education (PAAE) operates schools (collectively “Charter School”)

WHEREAS, the safety and well-being of all students, staff, parents and stakeholders of the schools operated by Charter School is paramount; and

WHEREAS, in December 2019, an outbreak of respiratory illness due to a coronavirus now known as COVID-19 was first identified in Wuhan City, China and has since spread to more than 75 countries, including the United States; and

WHEREAS, on January 23, 2020 the national Centers for Disease Control (“CDC”) activated its Emergency Response System to provide ongoing support for the response to COVID-19 across the country; and

WHEREAS, on January 24, 2020, the California Department of Public Health activated its Medical and Health Coordination Center and on March 2, 2020, the California Office of Emergency Services activated the State Operations Center to support and guide state and local actions to preserve public health; and

WHEREAS, on March 4, 2020 the Governor of the State of California declared an emergency statewide relating to COVID-19 and has directed state agencies to provide updated and specific guidance to schools; and

WHEREAS, Charter School has been monitoring advice provided by the California Department of Education (“CDE”), the CDC, and the State and County health departments; and

WHEREAS, the number of confirmed cases of COVID-19 is growing at an alarming rate both around the world and in California; and

WHEREAS, more than 9,400 Californians in 49 counties are in “home monitoring” based on travel-related exposure to the virus; and

WHEREAS, experts anticipate that, while a high percentage of individuals affected by COVID-19 will experience mild flu-like symptoms, some will have more serious symptoms and require hospitalization, particularly individuals who are elderly or already have underlying chronic health conditions; and

WHEREAS, Charter School has some students, staff and family members who are likely at risk of more serious symptoms as a result of other health conditions; and

WHEREAS, there are numerous legal and organizational impacts to decisions made in response to the COVID-19 virus and strict adherence to provisions in existing school policies and/or procedures of the Charter School might prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of COVID-19;

NOW THEREFORE BE IT RESOLVED THAT THE Board of Directors of Charter School directs the following:

1. Charter School shall be closed should the chartering authority, or local, state or federal government officials, including, but not limited to, the County Public Health Department (“Relevant Authorities”) direct or recommend the closure;
2. The Superintendent/CEO may close any School for up to fifteen (15) school days based on the Superintendent/CEO’s determination that it is necessary to protect student and/or staff health and safety; the Superintendent/CEO must seek the Board’s authority for any closure longer than fifteen (15) school days;
3. In order to immediately protect the health and safety of pupils and employees, the Superintendent/CEO may waive any school or organization-wide policy or procedure to implement directives from Relevant Authorities;
4. In order to immediately protect the health and safety of pupils and employees, the Superintendent/CEO or designee may exclude pupil(s) or employee(s) from school or school activities as necessary to implement guidance or directives from Relevant Authorities or applicable law;
5. The Superintendent/CEO or designee may hire additional staff or independent contractors as necessary or convenient for purposes of performing tasks recommended by Relevant Authorities or that the Superintendent/CEO deems necessary in his/her discretion to mitigate the actual or potential impacts of COVID-19.
6. The Superintendent/CEO or designee may direct that all parent meetings, conferences, discussions, or other required parent interactions be held telephonically in order to minimize potential exposure of our students and staff by parents or other community members;
7. As necessary, the Superintendent/CEO, in consultation with Charter School legal counsel, is directed to negotiate revisions to employment agreements for employees relating to impacts on the terms and conditions of employment caused by the actual or potential impacts of COVID-19;
8. As necessary, the Superintendent/CEO, in consultation with Charter School legal counsel, is directed to negotiate any necessary changes to or cancelations of other non-employment contracts in order to mitigate losses that the Charter School would otherwise incur, or to provide different levels and types of services needed, as a result of actual or potential impacts of COVID-19;
9. The Superintendent/CEO, in consultation with Charter School legal counsel and our granting agency, shall propose revisions to the academic calendar for the 2019-20 academic year, if necessary;
10. The Superintendent/CEO, in consultation with Charter School legal counsel and our granting agency, shall prepare and file all necessary requests and supporting documentation to preserve full apportionment funding;
11. The Superintendent/CEO, in consultation with Charter School legal counsel, may approve use of virtual, independent study or other programs designed to serve students who otherwise might be unserved;

12. The Superintendent/CEO is directed to continuously inform families about updates to information and directives being received from Relevant Authorities;
13. The Superintendent/CEO shall keep the Charter School Board and the charter school's parents and staff informed of his/her implementation of the provisions of this Resolution;
14. The Superintendent/CEO shall consult with the Charter School's insurer for any advisement as to how to deal with virus related issues;
15. The Superintendent/CEO or designee shall ensure that services to special education students continue to be provided in off-campus locations when appropriate and possible in the event of a school closure;
16. In order to immediately protect the health and safety of pupils and employees, the Superintendent/CEO or designee may restrict or cancel the use of extra-curricular activities, field trips, sports, or other school activities sponsored by student or parent groups; and
17. The Superintendent/CEO, after consulting the Board Chair, shall have the authority to exceed the level of expenditures that would ordinarily trigger the requirement to also obtain approval of the Board Chair or Board of Directors under Board fiscal policies in order to pay for expenses related to the items contained in this Resolution. However, the cumulative total of such expenses shall not reduce the Charter School's unrestricted reserves lower than three (3) percent without prior approval of the Board of Directors.

PASSED AND ADOPTED by the Board of Directors of the Charter School on this 17 day of March 2020.

AYES:
NOES:
ABSTAIN:
ABSENT:

Secretary of the Board of Directors
Pathways Academy Adult Education