

BOARD RESOLUTION

A special board meeting of the Board of Education (the “Board”) was held in the held electronically pursuant to Executive Order 2020-15 through Google Meet with identification number yow-incr-jcu on the 20th day of April, 2020, at 6:30 o’clock in the p.m.

The meeting was called to order by Steve Kniss, President.

Present: Members Kniss, Ingersoll, McLeod, Miller, Durfee, Smith, Snyder

Absent: Members

The following preamble and resolution were offered by Member Durfee and supported by Member McLeod.

WHEREAS,

A. The COVID-19 pandemic has resulted in unprecedented and rapidly-changing District operational and educational issues, including but not limited to provision of educational services by alternative modes of instruction, and otherwise maintaining compliance with the Governor’s Executive Orders.

B. Providing services and conducting operational functions requires flexible, timely responses to changing legal and regulatory guidance and public health conditions, which at times cannot reasonably be implemented under existing Board policy or administrative guidelines.

C. Where not mandated by applicable law, administrative rule, or regulation (“Applicable Law”), Board policies are general principles that guide the Board and District employees in managing the District’s public affairs.

D. Current circumstances require that Board policies and underlying administrative guidelines be waived or suspended as permitted by Applicable Law and contract, where necessary for proper and effective District administration during the COVID-19 pandemic and any applicable Executive Orders.

E. The Board further desires to temporarily amend its Board policies to comply with the safety-related workplace provisions of Executive Order 2020-35 and its successors.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. As permitted by contract and Applicable Law, all Board policies, administrative guidelines, and handbooks that conflict with COVID-19-related public health directives, Executive Orders and Directives, and the District’s Continuity of Learning and COVID-19 Response Plan (“Plan”) are temporarily suspended. The suspension will continue, unless modified or rescinded by Board action, during the pendency of those orders, directives, and Plan, and for a reasonable time thereafter, as permitted by contract and Applicable Law, to permit the District to return to normal operations.

2. The Superintendent is encouraged and authorized to consult with District legal counsel to seek guidance regarding the legality of specific waivers of Board policy or administrative guidelines.

3. The Superintendent shall immediately advise the Board President of any concern made known to the Superintendent about an implemented policy or guideline suspension, and shall discuss the concern with the Board at its next public meeting.

4. The Superintendent (or designee) is directed to post a copy of this resolution on the District’s website, where Board policies and guidelines are posted, and at other locations as he Superintendent sees fit.

5. The Superintendent shall rescind any waivers or suspensions when determined no longer required to permit lawful, efficient District operations.

6. The District's Board policies are temporarily amended to prohibit employees, contractors, and parents from entering school property or facilities if they display respiratory symptoms or have had contact within 14 days (or any quarantine period recommended or ordered by public health officials or agencies having jurisdiction) with a person who is known or suspected to have contracted COVID-19.

7. The Board directs the Superintendent to ensure that any applicable federal, state, or local requirements for screening and regulating through mitigation measures any individuals entering school property are followed and adequately documented.

8. All Board policies, administrative guidelines, bylaws, and resolutions and parts thereof, insofar as they conflict with the provisions of this resolution or preclude its full implementation, be and the same are hereby rescinded for the time period necessary for adoption of this Resolution and during all times that this Resolution remains in effect.

Ayes: Members Kniss, Ingersoll, McLeod, Miller, Durfee, Smith, Snyder

Nays: Members

Resolution declared adopted.


Christie McLeod (Apr 21, 2020)

Secretary, Board of Education

The undersigned duly qualified and acting Secretary of the Board of Education of Forest Area Community Schools, certifies that the foregoing constitutes a true and complete copy of a resolution adopted by the Board at a special board meeting held on April 20, 2020, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, Public Acts of Michigan, 1976, as amended).


Christie McLeod (Apr 21, 2020)

Secretary, Board of Education