

AGENDA  
AMADOR COUNTY UNIFIED SCHOOL DISTRICT  
BOARD OF TRUSTEES

SPECIAL MEETING  
Tuesday, January 5, 2021  
CLOSED SESSION 3:30 PM OPEN SESSION 4:00 PM

**Meeting Location: 100% Zoom**

**NOTE: Due to COVID-19 this meeting will be available to the public via Zoom and following the meeting recorded audio will be available on our website.**

**Zoom offers closed captioning during live conferences for disabled persons.**

**To access the meeting online join the Zoom meeting via**

**<https://us02web.zoom.us/j/85905553092?pwd=OWFYc0w1YUZNkdMTHIRZFZ5NHUzdz09>**

Meeting ID: 859 0555 3092

Passcode: 10521

One tap mobile

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**Directions for accessing the meeting will also be included on our webpage with the meeting link.**

**<https://amadorcoe.org/minutes-agendas/>**

NOTE: A copy of the Board agenda and backup materials is available for inspection and review on the Amador County Unified School District Website at [www.amadorcoe.org](http://www.amadorcoe.org). An audio recording of the Board Meeting is made. If you are in need of a hard copy of the agenda, please email the Communication Specialist at [demi.wright@acusd.org](mailto:demi.wright@acusd.org).

Board of Trustees meetings are meetings of the Board in public, as per the Brown Act open meeting law. All five Board Members may not have discussion outside an open meeting. This meeting is their opportunity to have discussion in order to conduct their business. Board Meetings are not meetings for the public to interact informally with the Board. Members of the public may speak formally to the Board by completing a speaker card and giving it to the Board Clerk or Communication Specialist.

If a person or group of persons disrupt the orderly conduct of a meeting, the legislative body has a right to order those persons removed from the meeting. If order still cannot be restored after removal of the individuals disrupting the meeting, members of the legislative body can order the room cleared and continue with the meeting. (Government Code §54957.9; Penal Code §8403; Elections Code §18340; *Acosta v. City of Costa Mesa* (9<sup>th</sup> Cir. 2013) 718 F.3d 800; *White v. City of Norwalk* (9th Cir. 1990) 900F.2d 1421, 1425.)

**OUR UNITY OF PURPOSE:** We work as a cohesive Governance Team through discussions, actions and decisions that are thoughtful, respectful, and sensitive. We support one another in and away from the Board Room through active listening, vulnerability and honesty. **We make policy decisions that ensure equitable support to increase student achievement and foster social, emotional, and physical well-being for all students.**

**OUR MISSION:** Enriched by the diversity and deep traditions of our unique community, Amador County Public Schools will prepare, support, and inspire each student to achieve career and college success in a rapidly evolving world through highly engaging teaching, rigorous learning and innovative pathways supported by strong partnerships in a safe, caring and collaborative environment.

1.0 **CALL TO ORDER**

2.0 **BOARD MEMBERS**

- [ ] Kandi Thompson – Board President
- [ ] Deborah Pulskamp – Board Clerk
- [ ] James Marzano
- [ ] Julia Burns
- [ ] James Whitaker
- [ ] Ian McMahan, Amador High School, Student Board Member
- [ ] Kate Johnson, Argonaut High School, Student Board Member

3.0 **ROLL TAKEN BY THE SECRETARY TO THE GOVERNING BOARD**

4.0 **PUBLIC COMMENTS ON CLOSED SESSION**

5.0 **CLOSED SESSION**

- 5.1 Superintendents Contract (Government Code §54957) Title: Amador County Unified School District Superintendent (Board President Thompson)

6.0 **PUBLIC COMMENTS**

*Public comments regarding Discussion/Action Items will be addressed during this time. Due to Zoom limitations, all public comments should be addressed at this time. A person wishing to be heard by the Board shall first be recognized by the president and shall then proceed to comment as briefly as the subject permits. Individual speakers shall be allowed three minutes to address the Board on non-agenda items. The Board shall limit the total time for public input on each item to 20 minutes. With Board consent, the Board president may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add. NOTE: If you wish to address the Board please complete a speaker card and give it to the Board Clerk or Communications Specialist.*

7.0 **DISCUSSION/ACTION ITEMS**

- 7.1 **Safe Reopening of Schools – Discussion/Action** (Dr. Slavensky)  
Following the ACUSD [Health and Safety Plan](#) and the ACUSD [Phased School Reopening Plan](#), school campuses opened to in-person learning in a hybrid model on November 16, 2020. Due to safety concerns associated with staffing challenges largely due to COVID-19 concerns (i.e., absences due to positive tests/isolation and close contact/quarantine, unfilled vacancies with limited applicants, and limited substitutes willing/able to work), schools returned to distance learning on December 14, 2020. Schools are scheduled to return to in-person learning in a hybrid model on January 7, 2021.
- 7.2 **Board Policy 2210: Administrative Discretion Regarding Board Policy – Discussion/Action** (Dr. Slavensky)  
Following the ACUSD [Health and Safety Plan](#) and the ACUSD [Phased School Reopening Plan](#), school campuses opened to in-person learning in a hybrid model on November 16, 2020. Due to safety concerns associated with staffing challenges largely due to COVID-19 concerns (i.e., absences due to positive tests/isolation and close contact/quarantine, unfilled vacancies with limited applicants, and limited substitutes willing/able to work), Dr. Slavensky consulted with then Board President Susan Ross and invoked BP 2210 for schools to return to distance learning on December 14, 2020. Students enrolled in the hybrid model are scheduled to return to in-person learning in the hybrid model on January 7, 2021.

8.0 **NEXT MEETING**

**ACUSD Regular Meeting: Wednesday, January 13, 2021 tentatively scheduled to be held at the Amador County Administration Building, 810 Court St., Jackson, CA.** Open Session will tentatively start at 3:30 PM.

9.0 **ADJOURNMENT**

\* The Amador County Unified School District complies with the Americans with Disabilities Act. Should you require special accommodations, or more information about accessibility, please contact the Superintendent's Office by calling (209) 257-5353. All efforts will be made for reasonable accommodations.

\* Any writings or documents that are provided to the governing board in open session will be made available for public inspection at the meeting or at the Amador County Public Schools District Office located at 217 Rex Avenue, Jackson, CA during normal business hours. Please note that business hours have changed due to COVID-19. If you are need of a hard copy of the agenda, please email the Communication Specialist at [demi.wright@acusd.org](mailto:demi.wright@acusd.org)

# Amador County Public Schools

X District

County

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AGENDA ITEM #: 7.1

Motion: \_\_\_\_\_

Second: \_\_\_\_\_

Vote: \_\_\_\_\_

**SUBJECT:**

Safe Reopening of Schools – Discussion/Action

**BACKGROUND INFORMATION:**

Following the ACUSD [Health and Safety Plan](#) and the ACUSD [Phased School Reopening Plan](#), school campuses opened to in-person learning in a hybrid model on November 16, 2020. Due to safety concerns associated with staffing challenges largely due to COVID-19 concerns (i.e., absences due to positive tests/isolation and close contact/quarantine, unfilled vacancies with limited applicants, and limited substitutes willing/able to work), schools returned to distance learning on December 14, 2020. Schools are scheduled to return to in-person learning in a hybrid model on January 7, 2021.

[COVID-19 related numbers](#) for Amador County Public Schools students and staff are posted to the district website and updated daily. [Amador County Public Health](#) also posts county-wide numbers.

**FISCAL IMPLICATIONS:**

None

**RECOMMENDATION:**

The Superintendent recommends that the Board have discussion and take action as needed.

**PRESENTED BY:**

Amy L. Slavensky, Ph.D., Superintendent of Schools

# Amador County Public Schools

X District

County

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AGENDA ITEM #: 7.2

Motion: \_\_\_\_\_

Second: \_\_\_\_\_

Vote: \_\_\_\_\_

**SUBJECT:**

Board Policy 2210: Administrative Discretion Regarding Board Policy – Discussion/Action

**BACKGROUND INFORMATION:**

Following the ACUSD [Health and Safety Plan](#) and the ACUSD [Phased School Reopening Plan](#), school campuses opened to in-person learning in a hybrid model on November 16, 2020. Due to safety concerns associated with staffing challenges largely due to COVID-19 concerns (i.e., absences due to positive tests/isolation and close contact/quarantine, unfilled vacancies with limited applicants, and limited substitutes willing/able to work), Dr. Slavensky consulted with then Board President Susan Ross and invoked BP 2210 for schools to return to distance learning on December 14, 2020. Students enrolled in the hybrid model are scheduled to return to in-person learning in the hybrid model on January 7, 2021.

[Robert Tuerck](#), Assistant Executive Director of Policy and Governance Technology Services of the California School Boards Association (CSBA) and an attorney provided the following guidance:

“Because school boards can only act as a body through majority vote at a duly noticed public meeting, situations are bound to arise that require action before the board is able to convene a meeting and hold a vote. Moreover, during the day to day operations of a school district there will be situations that come up that are not specifically addressed in policy. BP 2210 is intended to delegate authority to the Superintendent to act in times of emergency and in instances that are not governed by any specific board policy. The authority for this comes from Ed Code 35161, which states: “The governing board of any school district may execute any powers delegated by law to it or to the district of which it is the governing board, and shall discharge any duty imposed by law upon it or upon the district of which it is the governing board, and may delegate to an officer or employee of the district any of those powers or duties. The governing board, however, retains ultimate responsibility over the performance of those powers or duties so delegated.””

[COVID-19 related numbers](#) for Amador County Public Schools students and staff are posted to the district website and updated daily. [Amador County Public Health](#) also posts county-wide numbers.

**FISCAL IMPLICATIONS:**

None

**RECOMMENDATION:**

The Superintendent recommends that the Board have discussion and take action as needed.

**PRESENTED BY:**

Amy L. Slavensky, Ph.D., Superintendent of Schools

## **Administrative Discretion Regarding Board Policy**

The Board of Trustees desires to be proactive in communicating its philosophy, priorities, and expectations for the district; clarifying the roles and responsibilities of the Board, Superintendent, and other senior administrators; and setting direction for the district through written policies. However, the Board recognizes that, in the course of operating district schools or implementing district programs, situations may arise which may not be addressed in written policies.

(cf. 0000 - Vision)

(cf. 0100 - Philosophy)

(cf. 0200 - Goals for the School District)

(cf. 0460 - Local Control and Accountability Plan)

(cf. 2110 - Superintendent Responsibilities and Duties)

(cf. 9000 - Role of the Board)

(cf. 9310 - Board Policies)

In any situation in which immediate action is needed to avoid any risk to the safety or security of district students, staff, or property or disruption to student learning, the Superintendent or designee shall have the authority to act on behalf of the district.

As necessary, the Superintendent or designee shall consult with other district staff, including the legal counsel and/or the chief business official, regarding the exercise of this authority.

(cf. 0450 - Comprehensive Safety Plan)

(cf. 3516.5 - Emergency Schedules)

The Superintendent or designee shall notify the Board as soon as practicable after he/she exercises this authority. The Board president and the Superintendent shall schedule a review of the action at the next regular Board meeting. If the action indicates the need for additions or revisions to Board policies, the Superintendent or designee shall make the necessary recommendations to the Board.

(cf. 9320 - Meetings and Notices)

(cf. 9322 - Agenda/Meeting Materials)

Legal Reference:

EDUCATION CODE

35010 Control of district, prescription and enforcement of rules

35035 Powers and duties of superintendent

35160 Authority of governing boards

35161 Powers and duties; authority to delegate

35163 Official actions, minutes and journal

Management Resources:

CSBA PUBLICATIONS

Impact of Local Control Funding Formula on Board Policies, Policy Brief, November 2013

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Policy AMADOR COUNTY UNIFIED SCHOOL DISTRICT

adopted: May 9, 2018 Jackson, California