

Minutes of Emergency Meeting Unforeseeable Situation - AMENDED AGENDA

The Board of Trustees Fabens ISD

An Emergency Meeting of the Board of Trustees of Fabens ISD was held Wednesday, March 18, 2020, beginning at 5:30 PM in the Central Office, Board Room, 821 NE G Avenue, Fabens, TX 79838.

Members Present: Orlando Flores Sylvia Gonzales
Rey Sepulveda

**Members Present
via Teleconference:** Adan Escobar Rosamaria Gallo-Avitia
Benjamin Morales Greg Spence

Members Absent: None

Administrators Present: Dr. Veronica Vijil Michele Gonzalez
Maria T. Rodriguez

1. Call to Order, Roll Call and Pledge of Allegiance

5:36 – 5:37 PM

The meeting was called to order at 5:36 PM by Mr. Orlando Flores, Board President. At roll call all members were present either physically or via teleconference. Everyone recited the Pledge of Allegiance.

2. Communication and Visitors

5:37 – 5:42 PM

A. To Submit Questions - please email to: boardmeeting@fabensisd.net

B. To listen live please dial: 1-504-521-7688 PIN: 254 646 331#

OR

C. Any electronic device using Google Hangouts Meet:

Meeting ID: meet.google.com/rfc-yqoy-uwg

Information was provided on the agenda for the community to submit questions via the email listed or calling in. A check of the email address was made by Ms. Gonzalez and a request was made for anyone wishing to address the Board to please unmute their phones.

No one addressed the Board.

3. Board of Trustees Business

5:42 – 6:05 PM

**A. Discussion and Possible Action on DEA (Local): Compensation and Benefits
- Compensation Plan to Adopt Resolution to Pay District Employees'
Compensation Due to School Closure Caused by Coronavirus Pandemic**

5:42 – 5:52 PM

Dr. Vijil opened the item and read policy DEA Local and the resolution provided to the members in their packets. After answering a few questions from the Board, Mr. Ben Morales motioned and Ms. Rosamaria Gallo-Avitia seconded to accept the resolution as presented. **Resolution attached to the minutes.**

Motion Carried 7 – 0

B. Consider approval of emergency purchase of technology equipment in the amount of up to \$320,184.62 in response to and made necessary by COVID-19 school closure and in preparation for student distance learning.

5:52 – 6:05 PM

Dr. Vijil opened the item and explained the need of the purchase of technological devices for distance learning for our students during this closure. Board members questioned the need for devices for specific groups of students. They were reminded about the district's technology plan. After having their questions answered, Ms. Sylvia Gonzales motioned and Ms. Rosamaria Gallo-Avitia seconded to approve the technology purchase for up to \$320,184.62 as presented.

Motion Carried 7 - 0

4. Adjourn

6:06 PM

There being no further business, a motion was made by Mr. Rey Sepulveda and seconded by Ms. Sylvia Gonzales to adjourn the meeting at 6:06 PM.

Motion Carried 7 - 0

Signature on File

Signature

04/22/2020

Date

Signature on File

Signature



Fabens ISD

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**RESOLUTION OF THE BOARD OF TRUSTEES REGARDING EMPLOYEE
COMPENSATION DURING PERIODS OF SCHOOL CLOSURE
AND
GRANTING THE SUPERINTENDENT CERTAIN AUTHORITY RELATED TO EMPLOYEE
DUTY DAYS AND COMPENSATION
FABENS INDEPENDENT SCHOOL DISTRICT**

WHEREAS, State and local officials have determined that a State of Emergency exists in Texas due to the public health risks posed by COVID-19; and

WHEREAS, the recent COVID-19 outbreak has resulted in the closure of schools statewide and is reasonably anticipated to interfere with the regular operation of schools within the Fabens Independent School District in the coming weeks and months; and

WHEREAS, Fabens ISD administrators continue to respond on a daily basis to new recommendations and guidance related to public health and safety from national and state educational and public health officials during this rapidly developing situation; and

WHEREAS, Fabens ISD may be required to close its schools from time to time to protect public health and safety, and the Board of Trustees finds that a public purpose exists for compensating Fabens ISD employees for lost work during periods of school closure due to the COVID-19 outbreak; and

WHEREAS, the Superintendent of Schools requires the authority to modify the school calendar and employee work and duty days as necessary to respond to the educational needs of the students during the rapidly changing circumstances posed by this public health crisis; and

WHEREAS, this resolution is not meant to excuse the failure to report to duty on these days by any employee who was instructed by the administration to do so or who were required by contract or job description to report for duty, and who are emergency services personnel or whose presence is necessary to provide for the safety and well-being of the general public; and

WHEREAS, Fabens ISD Board policy DEA(LOCAL) includes provisions for pay to employees who are prevented from working during an emergency closure.

NOW THEREFORE, BE IT RESOLVED BY THE FABENS INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES THAT:

1. All the above recitals are adopted as findings of fact and are incorporated into and made a part of this resolution for all purposes.
2. The Superintendent of Schools is granted authority to alter the school calendar as necessary to accommodate:
 - a. The instructional needs of the students;

- b. Public health and safety recommendations from state and local public health officials; and
- c. The facilities needs of the District.

The Board determines that pursuant to the work calendar developed by the District's Superintendent of Schools, regular workdays missed due to school closure during this COVID- 19 outbreak may or potentially may not be made up by Fabens ISD employees through either additional days of instruction of students or performance of other essential duties.

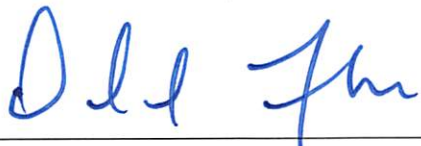
4. To the extent that Fabens ISD schools are closed by administrative or Board action and such closure results in lost pay to Employees of the District who are prevented from working due to school closures, employees will be paid in accordance with each employee's regular pay rate for the employee's regular duty schedule which falls within the period of school closure and for which the Superintendent has instructed the employee to refrain from coming to work.

5. The Board finds that payment to employees for lost work days are necessary for the conduct of the public schools in as much as such payment allows Fabens ISD to retain critical staff during a period of public health emergency, retain key employees necessary for re-opening school, prepare for resumed school operations after a school closure and to deliver instruction to the students of the District using alternative methodologies, as may be required.

6. The Board further finds that a public purpose is served by making such payments, and authorizes the Superintendent of Schools to implement a work schedule that includes paid leave due to school closure in accordance with Board Policy DEA (LOCAL).

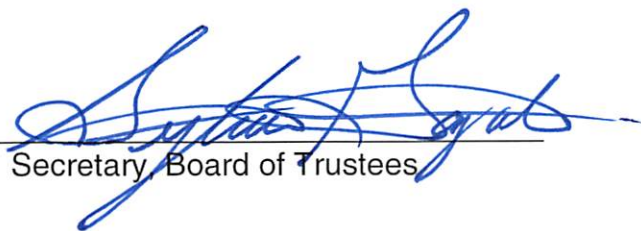
7. This resolution shall remain in effect until the end of the 2019 - 2020 school year unless and until modified by the Fabens Independent School District Board of Trustees.

Approved this 18th day of March 2020



President, Board of Trustees

Attest:



Secretary, Board of Trustees