

RESOLUTION NO. 2020-09-29-A

**RESOLUTION OF THE BOARD OF DIRECTORS OF BELLA MENTE CHARTER SCHOOL
AUTHORIZING IN-PERSON ASSESSMENTS FOR STUDENTS WITH DISABILITIES DURING
DISTANCE LEARNING**

WHEREAS, on March 13, 2020, this Board of Directors (“Board”) of Bella Mente Charter School (“Bella Mente”) adopted Resolution No. 2020-03-13-A, which authorized its Executive Director or her designee to take actions necessary to respond effectively to the Novel Coronavirus (COVID-19) pandemic, including temporary physical closure of the school. Bella Mente, along with other schools across the state, subsequently closed its campus and transitioned to distance learning to prevent the spread of COVID-19 and to maintain the health and safety of the school community;

WHEREAS, on July 17, 2020, the California Department of Public Health (“CDPH”) issued a COVID-19 and Reopening In-Person Learning Framework for K-12 Schools (“Framework”), which establishes the criteria for schools to re-open for in-person instruction based on local COVID-19 infection rates and the county monitoring list;

WHEREAS, on August 25, 2020, this Board approved a target date of February 1, 2021 for Bella Mente to return to in-person instruction based on the COVID-19 infection rates within San Diego County at the time and the desire continue maintaining the health and safety of the school;

WHEREAS, also on August 25, 2020, the CDPH issued additional guidance for schools that conduct distance learning in accordance with the Framework to provide, among other things, in-person services for a specified subset of children and youth (“Cohort Guidance”); and

WHEREAS, to continue supporting Belle Mente students with disabilities during this time, this Board seeks to authorize certain special education assessments and limited special education services on campus in a manner that is consistent with state, local, and federal public health guidelines.

NOW, THEREFORE, this Board hereby finds, resolves, and orders as follows:

Section 1. The Executive Director or her designee is authorized to take any and all actions necessary to implement certain in-person special education assessments and limited special education services for students with disabilities. The implementation of such program shall be informed by and consistent with federal, state, and local guidance, including without limitation the Framework and Cohort Guidance, and shall consider the current conditions at the Bella Mente campus.

Section 2. The Executive Director and her designee continue to retain the rights, duties, and responsibilities pursuant to Resolution No 2020-03-13-A. Nothing in this resolution shall be interpreted to supersede the authority granted therein.

Section 3. The Executive Director or her designee, acting alone or together, is(are) hereby authorized and directed to take or a cause to be taken all such other actions as may be required to fulfill the purposes of the foregoing resolutions.

###

CERTIFICATE OF ADOPTION

I, Caroline Veale, Secretary of the Board of Directors of Bella Mente Charter School, a California nonprofit public benefit corporation, County of San Diego, California, hereby certify as follows:

The attached is a full, true, and correct copy of the resolutions duly adopted at a meeting of the Board of Directors of Bella Mente Charter School, which was duly held on September 29, 2020, at which meeting a quorum of the members of the Board of Directors was present; and at such meeting such resolutions were adopted by the following vote:

AYES: *Scott Mook, Caroline Veale, Dan Niebaum, Janet Figueroa*

NOES: *—*

ABSTAIN: *—*

ABSENT: *Andrea Ruano*

WITNESS my hand this 29 day of September, 2020.



Secretary of the Board of Directors of
Bella Mente Charter School