

INTERNATIONAL LEADERSHIP OF TEXAS
RENEWED BOARD RESOLUTION
OF EMERGENCY DECLARATION
COVID-19 RESPONSE & CONTINGENCIES
WAIVER OF PROCUREMENT POLICIES FOR COVID-19 EMERGENCY
PROCUREMENT, APPROVAL OF COVID-19 LEAVE, MITIGATION AND CONTROL
EFFORTS, AUTHORIZATIONS AND STATE WAIVERS

WHEREAS, the Board of Directors of International Leadership of Texas has a substantial public interest to protect the health and safety of its students, staff, their families and community;

WHEREAS, the school's community, including school personnel, students and their families, continue to be substantially impacted by the COVID-19 Virus and its variants;

WHEREAS, the Board and Administration are following advice and directives from federal, state and local authorities in responding to the COVID-19 Virus that are often in conflict and difficult to navigate;

WHEREAS, Texas has declared a continuing state of disaster, first proclaimed March 13, 2020 by order of Governor Abbott, which continues in effect until amended, rescinded or superseded by the Governor;

WHEREAS, due to the pandemic, school operations for the 2021-22 school year have been and will be disrupted; and

WHEREAS, it is the desire of the Board that the Administration be prepared and able to act swiftly and decisively in response to anticipated and unanticipated needs related to or arising from COVID-19, and to act to protect the health, safety and welfare of the students and staff and provide for educational opportunities for students;

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of International Leadership of Texas, at a lawfully called meeting of the Board, held in compliance with the Texas Open Meetings Act, formally declares that:

1. COVID-19 continues to constitute an unforeseen and unavoidable emergency.
2. Need for Immediate Action. Immediate action is necessary to be able to minimize the COVID-19 impact to students, staff, families and the community. Therefore, the administration shall refine, develop and prepare for continued educational continuity and distance learning requirements for the 2021-22 school year, subject to guidance or instructions from the state, local and federal authorities, including:

- a. In lieu of a complete or sustained closure, the administration shall provide for instructional continuity for its students including but not limited to options for remote instruction following TEA Guidance for same, intermittent campus closures if needed, adjusting school day and extending school year to maintain minutes of instruction, including appropriate attestations and record keeping, and waivers to extend the time periods approved, the board authorizes the Superintendent, in consultation with legal counsel and the management team, to submit any charter amendment(s), attestations or waivers that may be necessary.
 - b. The Superintendent may restructure and reassign/redeploy faculty and staff as necessary to accomplish this purpose and continue services to students and may additionally authorize hazard pay and extra duty pay as deemed appropriate.
 - c. The Superintendent may open or re-open school facilities on as-needed to facilitate school business and instructional continuity for students, but following TEA and local public health authority guidelines.
3. Procurement Waiver: The Board recognizes that there are a number of likely procurement needs arising from COVID-19 and to operate in the 2021-22 school year, and that there are continuing supply and equipment shortages, delays, and that school systems across the state and nation are competing for the same materials, supplies and equipment to prepare for the 2021-22 school year. The Board finds that the delays posed by the Board's purchasing policy and regulatory procurement process and the need to likely procure goods, materials, equipment and supplies to ensure the safety of all students and staff and to prepare for providing distance learning, will prevent or substantially impair essential school activities and student/staff safety; therefore, the Board is suspending its normal purchasing policies and authorizing the Superintendent or designee to make emergency procurements reasonably necessary to respond to or to address needs arising from COVID-19. This action is in accordance with Education Code 44.031(h) and other applicable law. However, to the degree necessary to nonetheless comply with the federal procurement standards established under the Code of Federal Regulations, Title 2, Part 200, Subpart D, the Superintendent or designee must nevertheless first determine that the present emergency circumstances warrant an exception to competitive procurement requirements and, if such a determination is made, adequately document the justification for using noncompetitive procurements. In utilizing the procurement by noncompetitive proposals method, the Superintendent must still comply with other procurement requirements, ensure that costs are reasonable and ensure that the work performed under the noncompetitively procured contracts is specifically related to the present emergency circumstance. This waiver shall commence August 1, 2021 and continue through December 31, 2021, unless extended by the Board.

4. TEA Waivers, Amendments, Attestations: The Superintendent authorized to execute and file any necessary waivers, charter amendments or attestations in order to serve the best interest of students, arising from COVID-19.
5. COVID-19 Leave: The Board authorizes the Superintendent to approve a plan to extend paid COVID-19 leave in the event an employee contracts COVID-19 and is unable to work. In the event other waivers or immediate action is needed, the Superintendent is authorized, in consultation with legal counsel and management, to take other action and to submit/apply for other waivers in accordance with guidance and instructions from the State of Texas.
6. Mitigation and Control Efforts: Due to the present uncertainty and conflict in law between state and local governmental orders, and lack of clarity from the courts, and as ILTEXAS operates statewide in many communities where COVID-19 is having different impacts, the Board authorizes the Superintendent to order mitigation and control efforts, including social distancing, hygiene, face masks while indoors, implementing CDC guidelines for public schools, and taking action necessary to protect the health and safety of students, staff and their families. These orders and efforts may be system-wide, regional, campus-based, or even class-based to provide the Superintendent as much latitude as possible. This also includes temporarily closing a campus if necessary due to impact on a campus, adjusting a campus, region or system-wide school calendar following TEA guidelines. The mitigation and control efforts shall be subject to any final ruling of the Texas Supreme Court. Should the State or any person bring litigation against the charter holder in response to its efforts to safeguard and protect students, legal counsel is authorized and directed to defend the Charter Holder as deemed appropriate by the Superintendent in consultation with counsel and management.

PASSED AN APPROVED BY THE MAJORITY OF MEMBERS OF THE BOARD OF DIRECTORS INTERNATIONAL LEADERSHIP OF TEXAS ON THIS 25TH DAY OF AUGUST, 2021.

The undersigned, being the Secretary of the Corporation, hereby certifies that the foregoing represents a true copy of a Resolution of the Directors of the Corporation, duly held on August 25, 2021, which Resolution is in full force and effect and has not been revoked or amended.

Secretary

___/___/2021