



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item 11.1d

Meeting Date: February 7, 2019

Subject: Approve Waiver Request and Affidavit – Request for Allowance of Attendance Due to Emergency Conditions at Abraham Lincoln Elementary, Cesar E. Chavez Elementary and Edward Kemble Elementary on January 7, 2019

- ☐ Information Item Only
- ☒ Approval on Consent Agenda
- ☐ Conference (for discussion only)
- ☐ Conference/First Reading (Action Anticipated: _____)
- ☐ Conference/Action
- ☐ Action
- ☐ Public Hearing

Division: Business Services

Recommendation: Approve the submission of the affidavit to the State Superintendent of Public Instruction seeking reimbursement of lost ADA due to emergency closures.

Background/Rationale: In accordance with Education Code Section 46392 and CCR, Title 5, Section 428, the Average Daily Attendance (ADA) has been materially decrease because of the imminence of a major safety hazard. Approval of this request will authorize use of the estimated days of attendance in the computation of LCFF apportionments for Abraham Lincoln Elementary, Cesar Chavez Elementary and Edward Kemble Elementary on January 7, 2019 due to the emergency conditions listed below.

Due to the loss of power, the three schools listed were closed on January 7, 2019. The Average Daily Attendance (ADA) for all three was 1,412.39 at the October 19, 2018 count (2nd School Month).

Under the provisions of Education Code 46392, the District may request allowance for loss of ADA for these schools because of emergency conditions.

The implications are as follows:

- Fiscal: Failure to file this waiver request would cost the district approximately \$105,400 in lost Local Control Funding
- Personnel: None
- Program: None
- Legal: Education Code Section 46392 and CCR, Title 5, Section 428
- Other: None

Financial Considerations: Failure to file this waiver request would cost the district approximately \$105,400 in lost Local Control Funding.

LCAP Goal(s): Safe, Emotionally Healthy and Engaged Students; Family and Community Empowerment; and Operational Excellence.

Documents Attached:

1. Request for Allowance of Attendance Because of Emergency Conditions Form J-13A (Rev. 12-2017)
2. Communication between District and Power Company
3. Board Communication regarding school closures on January 7, 2019
4. Media articles regarding school closures on January 7, 2019

Estimated Time of Presentation: N/A

Submitted by: Dr. John Quinto, Chief Business Officer

Approved by: Jorge A. Aguilar, Superintendent

CALIFORNIA DEPARTMENT OF EDUCATION
REQUEST FOR ALLOWANCE OF ATTENDANCE DUE TO EMERGENCY CONDITIONS
FORM J-13A, REVISED DECEMBER 2017

SECTION A: REQUEST INFORMATION

- This form is used to obtain approval of attendance and instructional time credit pursuant to *Education Code (EC)* sections 41422, 46200, 46391, 46392 and *California Code of Regulations (CCR)*, Title 5, Section 428.
- Only schools that report Principal Apportionment average daily attendance (ADA) for the purpose of calculating a K–12 Local Control Funding Formula (LCFF) entitlement should submit this form.
- Refer to the instructions and frequently asked questions at <https://www.cde.ca.gov/fq/aa/pa/j13a.asp> for information regarding the completion of this form.

PART I: LOCAL EDUCATIONAL AGENCY (LEA)

LEA NAME:		COUNTY CODE:	DISTRICT CODE:	CHARTER NUMBER (IF APPLICABLE):
LEA SUPERINTENDENT OR ADMINISTRATOR NAME:				FISCAL YEAR:
ADDRESS:			COUNTY NAME:	
CITY:		STATE:	ZIP CODE:	
CONTACT NAME:	TITLE:	PHONE:	E-MAIL:	

PART II: LEA TYPE AND SCHOOL SITE INFORMATION APPLICABLE TO THIS REQUEST (Choose only one LEA type):

<input type="checkbox"/> SCHOOL DISTRICT Choose one of the following: <input type="checkbox"/> All district school sites <input type="checkbox"/> Select district school sites	<input type="checkbox"/> COUNTY OFFICE OF EDUCATION (COE) Choose one of the following: <input type="checkbox"/> All COE school sites <input type="checkbox"/> Select COE school sites	<input type="checkbox"/> CHARTER SCHOOL
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PART III: CONDITION(S) APPLICABLE TO THIS REQUEST:

<input type="checkbox"/> SCHOOL CLOSURE: When one or more schools were closed because of conditions described in <i>EC</i> Section 41422. LCFF apportionments should be maintained and instructional time credited in Section B for the school(s) without regard to the fact that the school(s) were closed on the dates listed, due to the nature of the emergency. Approval of this request authorizes the LEA to disregard these days in the computation of ADA (per <i>EC</i> Section 41422) without applicable penalty and obtain credit for instructional time for the days and the instructional minutes that would have been regularly offered on those days pursuant to <i>EC</i> Section 46200, et seq. <input type="checkbox"/> There was a Declaration of a State of Emergency by the Governor of California during the dates associated with this request.
<input type="checkbox"/> MATERIAL DECREASE: When one or more schools were kept open but experienced a material decrease in attendance pursuant to <i>EC</i> Section 46392 and <i>CCR</i> , Title 5, Section 428. Material decrease requests that include all school sites within the school district must demonstrate that the school district as a whole experienced a material decrease in attendance. Material decrease requests for one or more but not all sites within the school district must show that each site included in the request experienced a material decrease in attendance pursuant to <i>EC</i> Section 46392 and <i>CCR</i> , Title 5, Section 428. The request for substitution of estimated days of attendance for actual days of attendance is in accordance with the provisions of <i>EC</i> Section 46392. Approval of this request will authorize use of the estimated days of attendance in the computation of LCFF apportionments for the described school(s) and dates in Section C during which school attendance was materially decreased due to the nature of the emergency. <input type="checkbox"/> There was a Declaration of a State of Emergency by the Governor of California during the dates associated with this request.
<input type="checkbox"/> LOST OR DESTROYED ATTENDANCE RECORDS: When attendance records have been lost or destroyed as described in <i>EC</i> Section 46391. Requesting the use of estimated attendance in lieu of attendance that cannot be verified due to the loss or destruction of attendance records. This request is made pursuant to <i>EC</i> Section 46391: <i>"Whenever any attendance records of any district have been lost or destroyed, making it impossible for an accurate report on average daily attendance for the district for any fiscal year to be rendered, which fact shall be shown to the satisfaction of the Superintendent of Public Instruction by the affidavits of the members of the governing board of the district and the county superintendent of schools, the Superintendent of Public Instruction shall estimate the average daily attendance of such district. The estimated average daily attendance shall be deemed to be the actual average daily attendance for that fiscal year for the making of apportionments to the school district from the State School Fund."</i>

SECTION B: SCHOOL CLOSURE

☐ Not Applicable (Proceed to Section C)

PART I: NATURE OF EMERGENCY (Describe in detail.)

☐ Supplemental Page(s) Attached

PART II: SCHOOL INFORMATION (Use the supplemental Excel form at <https://www.cde.ca.gov/fg/aa/pa/j13a.asp> if more than 10 lines are needed for this request. Attach a copy of a school calendar. If the request is for multiple school sites, and the sites have differing school calendars, attach a copy of each different school calendar to the request.)

A	B	C	D	E	F	G	H	I
School Name	School Code	Site Type	Days in School Calendar	Emergency Days Built In	Built In Emergency Days Used	Date(s) of Emergency Closure	Closure Dates Requested	Total Number of Days Requested

PART III: CLOSURE HISTORY (List closure history for all schools in Part II. Refer to the instructions for an example.)

A	B	C	D	E	F
School Name	School Code	Fiscal Year	Closure Dates	Nature	Weather Related Yes/No

SECTION C: MATERIAL DECREASE

☐ Not Applicable (Proceed to Section D)

PART I: NATURE OF EMERGENCY (Describe in detail.)

☐ Supplemental Page(s) Attached

PART II: MATERIAL DECREASE CALCULATION (Use the supplemental Excel file at <https://www.cde.ca.gov/fq/aa/pa/j13a.asp> if more than 10 lines are needed for this request. Refer to the instructions for information on completing the form including the definition of "normal" attendance.)

A	B	C	D	E	F	G*	H
School Name	School Code	"Normal" Attendance (October/May)	Dates Used for Determining "Normal" Attendance	Date of Emergency	Actual Attendance	Qualifier: 90% or Less (F/C)	Net Increase of Apportionment Days (C-F)
			-				
			-				
			-				
			-				
			-				
			-				
			-				
			-				
			-				
			-				
Total:							

PART III: MATERIAL DECREASE CALCULATION FOR CONTINUATION HIGH SCHOOLS (Provide the attendance in hours. Use the supplemental Excel file at <https://www.cde.ca.gov/fq/aa/pa/j13a.asp> if more than 5 lines are needed for this request. Refer to the instructions for information on completing the form including the definition of "normal" attendance.)

A	B	C	D	E	F	G*	H
School Name	School Code	"Normal" Attendance Hours	Date Used for Determining "Normal" Attendance	Date of Emergency	Actual Attendance Hours	Qualifier: 90% or Less (F/C)	Net Increase of Hours (C-F)
Total:							

*Qualifier should be 90% or less except when the governor declares a state of emergency or in the case of a Necessary Small School (NSS) site.

SECTION D: LOST OR DESTROYED ATTENDANCE RECORDS ☐ Not Applicable (Proceed to Section E)

PART I: PERIOD OF REQUEST The entire period covered by the lost or destroyed records commences with _____ up to and including _____.

PART II: CIRCUMSTANCES (Describe below circumstances and extent of records lost or destroyed.)

PART III: PROPOSAL (Describe below the proposal to reconstruct attendance records or estimate attendance in the absence of records.)

SECTION E: AFFIDAVIT

PART I: AFFIDAVIT OF SCHOOL DISTRICT, COUNTY OFFICE OF EDUCATION, OR CHARTER SCHOOL GOVERNING BOARD MEMBERS – All applicable sections below must be completed to process this J-13A request.

We, members constituting a majority of the governing board of _____, hereby swear (or affirm) that the foregoing statements are true and are based on official records.

Board Members Names

Board Members Signatures

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

At least a majority of the members of the governing board shall execute this affidavit.

Subscribed and sworn (or affirmed) before me, this _____ day of _____, _____.

Witness: _____ Title: _____ of _____ County, California
(Name) (Signature)

PART II: APPROVAL BY SUPERINTENDENT OF CHARTER SCHOOL AUTHORIZER (Only applicable to charter school requests)

Superintendent (or designee): _____ Authorizing LEA Name: _____
(Name) (Signature)

PART III: AFFIDAVIT OF COUNTY SUPERINTENDENT OF SCHOOLS

The information and statements contained in the foregoing request are true and correct to the best of my knowledge and belief.

County Superintendent of Schools (or designee): _____
(Name) (Signature)

Subscribed and sworn (or affirmed) before me, this _____ day of _____, _____.

Witness: _____ Title: _____ of _____ County, California
(Name) (Signature)

COE contact/individual responsible for completing this section:

Name: _____ Title: _____ Phone: _____ E-mail: _____

Erika Zavaleta

From: Kelvin Marshall <Kelvin.Marshall@smud.org>
Sent: Wednesday, January 9, 2019 7:52 AM
To: Cathy Allen
Cc: Erika Zavaleta
Subject: RE: 3 school closures today (1/7) Abe Lincoln, Cesar Chavez & Edward Kemble

Hi Cathy,

About that time. The power went off at 6:55 p.m. on January 6, and came back at 6:21 p.m. on January 7.

Kelvin Marshall

Supervisor, Strategic Account Management
w.916-732-5413 | c.916-281-4052 | kelvin.marshall@smud.org

SMUD | Powering forward. Together.
6301 S Street, Mail Stop A102, Sacramento, CA 95817
P.O. Box 15830, Sacramento, CA 95852-0830

From: Cathy Allen <Cathy-Allen@scusd.edu>
Sent: Tuesday, January 8, 2019 5:04 PM
To: Kelvin Marshall <Kelvin.Marshall@smud.org>
Cc: Erika Zavaleta <Erika-Zavaleta@scusd.edu>
Subject: RE: 3 school closures today (1/7) Abe Lincoln, Cesar Chavez & Edward Kemble

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Thank you. Quick question on the data below. Under the time column it says 18:55 for Chavez and Kemble. Does that mean power was back on at 6:55 p.m. on the 7th?

From: Kelvin Marshall [<mailto:Kelvin.Marshall@smud.org>]
Sent: Tuesday, January 8, 2019 4:59 PM
To: Cathy Allen <Cathy-Allen@scusd.edu>
Cc: Erika Zavaleta <Erika-Zavaleta@scusd.edu>
Subject: RE: 3 school closures today (1/7) Abe Lincoln, Cesar Chavez & Edward Kemble

Warning! This message originates from OUTSIDE the District's email system. Please verify the sender and contents before opening attachments or clicking any links. Contact the Technology Services Help Desk at 916-643-9445 with any questions.

Hi Cathy,

Listed below is information on the storm related power outages that the school district experienced on January 6, and January 7, 2019.

School	Cause	Date	Time	Duration
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Abraham Lincoln Elementary School	January 6	18:43	47
Minutes	Damaged Equipment – Wind Related		
Abraham Lincoln Elementary School	January 6 – 7	22:48	22 Hours, 52
Minutes	Damaged Equipment – Wind Related		
Cesar Chavez Elementary School	January 6 – 7	18:55	23 Hours, 34
Minutes	Damaged Equipment – Wind Related		
Edward Kemble Elementary School	January 6 – 7	18:55	23 Hours, 34
Minutes	Damaged Equipment – Wind Related		

Please feel free to call or email me with any questions.

Kelvin Marshall

Supervisor, Strategic Account Management

w.916-732-5413 | c.916-281-4052 | kelvin.marshall@smud.org

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6301 S Street, Mail Stop A102, Sacramento, CA 95817

P.O. Box 15830, Sacramento, CA 95852-0830

From: Cathy Allen <Cathy-Allen@scusd.edu>

Sent: Monday, January 7, 2019 2:20 PM

To: Kelvin Marshall <Kelvin.Marshall@smud.org>

Cc: Erika Zavaleta <Erika-Zavaleta@scusd.edu>

Subject: FW: 3 school closures today (1/7) Abe Lincoln, Cesar Chavez & Edward Kemble

Importance: High

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Kelvin,

Can you please provide me with back up and details for the school closures today due to power outages at:

- Abe Lincoln
- Cesar Chavez
- Edward Kemble

Thanks. An email response to the above would be great.

Cathy Allen



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD COMMUNICATION

BC NO: CCO

CONFIDENTIAL ITEM - <i>(Check a Box)</i>	No:	<input checked="checked" type="checkbox"/>		Yes:	<input type="checkbox"/>	Date: 1/7/2018
Approved by: Jorge Aguilar, Superintendent						
To the Members of the Board of Education						
Prepared by: Alex Barrios, Chief Communications Officer					Contact Email: Alex-Barrios@scusd.edu	
Subject: Update on power outages and school status						

The purpose of this Board Communication is to notify Members of the status of our campuses following today's power outage. Edward Kemble & Cesar Chavez Elementary schools have restored power and will be reopen tomorrow morning for regularly scheduled classes. Abraham Lincoln Elementary is expected to restore power around 11pm tonight and will also be reopen tomorrow for classes. Families at these three schools have been notified of the schools plans to reopen again tomorrow. The Board should be aware in case any constituents ask about the status of these schools. Please also follow the updates on our Facebook and Twitter pages. Thank you.



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can mean more money for college. Sweet! Enr

TIAA-CREF Individual & Institutional Services, LLC, Member FINRA, SIPC, distributor and underwriter for California's !

WEATHER

Update: 4,000 still without power as Sacramento area mops up from major storm

BY CASSIE DICKMAN AND

CLAIRE MORGAN



JANUARY 07, 2019 07:23 AM, UPDATED JANUARY 07, 2019 02:31 PM



Thousands of homes and businesses in the Sacramento area were still without power Monday afternoon after an intense storm pummeled the capital region this weekend.

One school was closed due to the power outage – Abraham Lincoln Elementary in the far eastern portion of the Sacramento City Unified School District, officials reported on Twitter. All other Sacramento City Unified schools were open, the district said.

High wind gusts, heavy rain and downed trees had knocked out power for a time Sunday to more than 125,000 homes and businesses. By 11:15 p.m., many customers had their power restored, leaving about 30,000 SMUD and 2,000 PG&E customers still in the dark.

As of about 2 p.m. Monday, PG&E and SMUD outage maps indicated more than 4,000 customers were without power in the four-county region.

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#READLOCAL

SMUD reported more than 180 outages throughout the Sacramento area, with the majority of customers left without power in Arden, Carmichael and Rancho Cordova.

Because there are multiple outages, SMUD spokeswoman Lindsay VanLaningham said Monday morning that estimating when everyone's power will be back on is difficult. But she said all of SMUD'S crews were out working as quickly and safely as possible to get power back up and running.

Heavy rain had also caused several major roadways to flood Sunday, according to the California Highway Patrol: Highway 99 flooded in Galt, Highway 16 in Woodland flooded, and southbound lanes of Interstate 5 flooded in downtown Sacramento.

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CHP logs showed dozens of reports of hazardous road blocks – mostly tree branches – Sunday night.

The storm also caused a brief headache for fire dispatchers when a communication link between the region's primary emergency 911 systems was unable to relay data to the Sacramento Regional Fire/EMS Communication Center in Rancho Cordova, said Sacramento Metropolitan Fire Department spokesman Capt. Chris Vestal.

The center, which handles and routes all fire and medical-related emergency calls for first responders in the county, was unable to receive data and telephone transfers from the area's primary emergency dispatchers – the Sacramento Police Department and Sacramento County Sheriff's Department, he said.

Emergency services for the public, such as 911, were unaffected, Vestal said, as dispatchers were able to relay calls for service through backup systems. Sacramento Fire Department spokesman Capt. Keith Wade said operations were normal even with the secondary system in place.

The Elk Grove Police Department's dispatchers also had a problem during the storm but of a different sort: too many calls.

The department's communication center received 265 calls in a two-hour span, prompting the department to call in extra dispatchers to assist with answering the phones, according to a post on the department's Facebook page.

"Our dispatchers entered 80 calls for service (we received many calls about the same things), including 6 collisions and numerous calls about power lines sparking and trees down across roadways," the post said. "Due to the high volume of calls, additional dispatchers had to be called in to assist."

Police spokesman Officer Jason Jimenez said that the number of calls were closer to what the department receives on a typical Fourth of July.

"Obviously, last night's storm was a little different than a typical storm," Jimenez said, adding that most of the calls were storm-related.

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Jimenez said that both the department's communication center and officers on the street were kept busy for much of the evening.



Light-rail service in midtown Sacramento was disrupted on Saturday by a tree that was knocked over due to weather conditions. The knockdown happened before 2 p.m. near the 13th Street Station,, according Devra Selenis, a spokeswoman for Sac RT.

By David A. Bustamante

RELATED STORIES FROM SACRAMENTO BEE

CALIFORNIA

California storm brings power outages, shuts down highway

JANUARY 07, 2019 09:43 PM

TRANSPORTATION

Interstate 80 reopens, with storm 'winding down' after pummeling Sacramento region

JANUARY 07, 2019 08:43 AM

WEATHER

Storm by the numbers: A look at the weekend's record-setting precipitation

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KFBK-AM (Radio) - Sacramento, CA

KFBK 1/7/2019 8:08:24 PM: ...paired against the 32nd annual Sacramento international sports ones Expo will find out a way to give those away here at some points lives of thousands of homes and businesses we were talking about here in the Sacramento area still without power today after the intense storms pummel the capital region over the weekend one school closed due to a power outage Abraham Lincoln elementary far eastern part of Sacramento City unified school district there high wind gusts heavy rain down trees were talking about knocking out power for Her time yesterday to more than 125000 homes businesses mile 11 15 p.m. many customers had their power restored leave about about 30000 small the 2000 P.G.A. any customers still in the dark of 8 30 this morning the pga any outage maps indicating that about 11000 customers remain without power in 4 counties region my wife was the transistor radio tonight you feel free to give us a call you listen and transistor radios in love those things in the House L.A. in the phone number 9.6 9 to one 15 39 to one 15 31 808.4 15 30 smug reported more than 200 allergies throughout the region majority customers left power an ardent Carmichael North Highlands smug saying that they had restored power to about 80000 customers at this point when this was when the statement she was written up way down from last night because there are multiple allergies they say estimating what everyone's power will be back on that is difficult to say but this mud indicating that all their crews trailer out working quickly have been all day safely possibly the power back up and running see the heavy rain also causing several major roadways the flood yesterday according to the CHP highway 99 flooding called highway 16 in woodlands flooded southbound lanes of Interstate 5 flooded downtown markets almost 17 hour delays where was the were ushers David Interstate 80 set down for 7 hours scene hours 17 hours quite a few people were stuck when they decided to shut down that road right 17 and at 17 hours though Yeah that's why I was so as ...

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