



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item # 9.2

Meeting Date: August 15, 2013

Subject: Approve Resolution No. 2758 Initiating the Transfer of Territory from Twin Rivers Unified School District to Sacramento City Unified School District.

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

Division: Superintendent's Office

Recommendation: Approve Resolution No. 2758 Initiating the Transfer of Territory from the Twin Rivers Unified School District to the Sacramento City Unified School District.

Background/Rationale: The Twin Rivers Unified School District ("Twin Rivers USD") approved on June 11, 2013 Resolution No. 398 to transfer certain uninhabited territory ("Property") from Twin Rivers USD to the Sacramento City Unified School District ("Sacramento City USD"). The Property, which is depicted on Exhibit "A" attached to Resolution No. 2755, is located on the south side of Interstate Business 80 near the American River and Cal Expo, consisting of 48.75 acres. Approximately three hundred and twenty-eight homes are currently planned to be developed on the Property ("Project") by Riverview Capital Investments. Twin Rivers USD has represented that it does not have sufficient funding to provide classrooms for K-12 students generated by the proposed Project, and will not collect sufficient funding from developer fees within the Project.

Also, the closest Twin Rivers USD elementary school to the Project is Woodlake Elementary at 4.8 miles and the closest middle school is Smythe Academy at 3.3 miles. Additionally, Twin Rivers USD's Martin Luther King Technology Academy is 5.7 miles from the Project site. By contrast, Sacramento City USD's schools are within close proximity to serve children living in the Project area.

In analyzing the issues surrounding housing the students from the Project, Sacramento City USD staff agree with the developers of the Project and with Twin Rivers USD that the location of the Property and the nearest schools to the Property warrant a transfer from Twin Rivers USD to Sacramento City USD. As a result of the transfer, Sacramento City USD will be eligible, in accordance with current law, to collect developer fees payable on the issuance of building permits for the Project. The Property will become part of Sacramento City USD's assessed valuation.

Financial Considerations: There will be no immediate effect on current funding, but assuming the Project is built, Sacramento City USD will be required to house students from the Project, and will potentially be able to collect developer fees from the Project.

Documents Attached:

1. Resolution No. 2758 Initiating the Transfer of Territory from the Twin Rivers Unified School District to the Sacramento City Unified School District, with Exhibits A and B.

Estimated Time of Presentation: 5 minutes

Submitted by: Jerry Behrens, General Counsel

Approved by: Jonathan P. Raymond, Superintendent

**SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

RESOLUTION NO. 2758

**RESOLUTION INITIATING THE TRANSFER OF TERRITORY FROM THE TWIN
RIVERS UNIFIED SCHOOL DISTRICT TO THE SACRAMENTO CITY UNIFIED SCHOOL
DISTRICT**

WHEREAS, the Sacramento City Unified School District (“Sacramento City USD”) is located in Sacramento County in the State of California, and is governed by a Board of Education (“Board”) known as the Board of Education of the Sacramento City Unified School District; and

WHEREAS, the Twin Rivers Unified School District (“Twin Rivers USD”) is located in Sacramento County of the State of California and is governed by a Board of Trustees known as the Board of Trustees of the Twin Rivers Unified School District; and

WHEREAS, Sacramento City USD has reviewed the feasibility of transferring certain uninhabited territory (“Property”) from the attendance boundaries of Twin Rivers USD to Sacramento City USD (“Territory Transfer”), which Property is more particularly described in Exhibit “A” attached hereto and incorporated herein by reference; and

WHEREAS, the Board of Education of the Sacramento City USD agrees with and adopts the factual determinations made by Twin Rivers USD in its Resolution No. 398 as set forth in the “Statement of Findings in Support of the Proposed Territory Transfer,” which is attached hereto as Exhibit “B” and incorporated herein by this reference; and

WHEREAS, Sacramento City USD agrees to jointly initiate the proposed Territory Transfer with Twin Rivers USD; and

WHEREAS, California Education Code section 35700, subdivision (d), provides that an action to reorganize one or more school districts may be initiated upon the filing with the County Superintendent of Schools a petition signed by a majority of the members of the governing boards of each of the districts that would be affected by the proposed reorganization.

NOW, THEREFORE, BE IT RESOLVED by the Sacramento City Unified School District Board of Education as follows:

1. The foregoing recitals are adopted as true and correct.
2. Pursuant to Education Code section 35700, subdivision (d), a majority of the members of the Board is authorized to sign a petition as required by law for the transfer of the Property from the Twin Rivers USD to the Sacramento City USD. The Property is located in Sacramento County and is more particularly described by Exhibit “A” attached hereto. The legal description of the Property shall be prepared at a later time and filed with the County Superintendent of Schools for Sacramento County.

3. The Territory Transfer will result in a modification of the boundaries of the Twin Rivers USD and the Sacramento City USD. The official boundaries, as modified, shall be prepared at a later time and shall conform to the intent of Exhibit "A".

4. The Superintendent or his designee are authorized to submit a copy of this Resolution, a petition authorized by this Resolution, and all pertinent exhibits and supplements contemplated herein to the County Superintendent of Schools of Sacramento County pursuant to Education Code section 35700, et seq.

5. The Superintendent, Chief Business Officer, and their respective designees are hereby authorized and directed, for and in the name of and on behalf of the Sacramento City USD, to execute and deliver any and all documents, to do any and all things and take any and all actions that may be necessary or advisable, in their discretion, to carry out the purposes of this Resolution. All actions heretofore taken by officers, employees, and agents of the Sacramento City USD that are in conformity with the purposes and intent of this Resolution are hereby approved, confirmed, and ratified. The Superintendent, Chief Business Officer, or their respective designees are authorized to prepare for execution by a majority of the members of the Board a petition, and any amendments or revisions thereto, for the transfer of the Property as necessary to comply with Education Code section 35700, subdivision (d), et seq., and to comply with this Resolution.

PASSED AND ADOPTED by the Sacramento City Unified School District Board of Education on this 15th day of August, 2013, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

Jeff Cuneo
President of the Board of Education

ATTESTED TO:

Jonathan P. Raymond
Secretary of the Board of Education

EXHIBIT A

Maps of Proposed Transfer Area

Map 1 – Project Boundaries Regional

Map 2 – Project Boundaries Detail

EXHIBIT A

REGIONAL SCHOOL PROXIMITY EXHIBIT MCKINLEY VILLAGE CITY OF SACRAMENTO, CALIFORNIA JUNE 2013





-  SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
-  TWIN RIVERS UNIFIED SCHOOL DISTRICT

EXHIBIT A

LOCAL SCHOOL PROXIMITY EXHIBIT MCKINLEY VILLAGE CITY OF SACRAMENTO, CALIFORNIA JUNE 2013



 SACRAMENTO CITY UNIFIED SCHOOL DISTRICT

EXHIBIT B

Findings

1. That the Twin Rivers Unified School District controls certain property to become known as McKinley Village (“Property”).
2. That the Property is generally in the southeast corner of the Twin Rivers Unified School District bounded roughly by Interstate 80 to the north and west and the Union Pacific Railroad tracks to the south and east.
3. That the Property is closer to elementary and middle schools in Sacramento City Unified School District than it is to schools in the Twin Rivers Unified School District.
4. That transportation costs for home-to-school transportation for the students to be generated from the proposed housing development within the Property far outweigh any benefit the students may get by attending schools in the Twin Rivers Unified School District.
5. That transporting students to schools in the Twin Rivers Unified School District may cause harm to the environment due to increased carbon monoxide pollution from school buses.
6. That the transfer of the Property appears to be categorically exempt from the requirements of the California Environmental Quality Act (CEQA) as a Class 20 exemption. The County Committee on school district organization is the lead agency for CEQA compliance.