

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

**Emergency Resolution
Reduced Days of Operation or Attendance Due to
Emergency Conditions: November 9-December 12, 2018**

WHEREAS, on the afternoon of Thursday, November 8, 2018, the Woolsey Fire started in the Santa Susana Mountains near Chatsworth, CA; and

WHEREAS, during that night, the Woolsey Fire spread, and by 7 a.m. on Friday, November 9, the City of Malibu had sent out a mandatory evacuation alert to all residents living in the city's borders as well as those living in the unincorporated parts of Malibu;

WHEREAS, as a result of the mandatory evacuation order, the Superintendent activated the Emergency Operations Center (EOC) that morning and made the decision to close all four of the SMMUSD schools operating in Malibu for the day and to discuss a plan of action; and

WHEREAS, since Monday, November 12, 2018, was a holiday, the EOC decided the Malibu schools might be able to reopen on Tuesday, November 13, if the evacuation order lifted over the weekend and staff could access the condition of the schools; and

WHEREAS, by the afternoon of Friday, November 9, 2018, however, the EOC learned that multiple homes in Malibu were reported having burned and other homes and three of our schools were in the direct path of the fire; and

WHEREAS, on Sunday, November 11, the EOC learned that while it appeared all four SMMUSD schools in Malibu escaped damage from the flames, several homes in Malibu burned in the fire, displacing and rendering homeless numerous SMMUSD families and staff; and

WHEREAS, this information, along with the knowledge that evacuation orders were still in effect for all of Malibu for the unforeseeable future, the EOC decided that all four schools in Malibu would remain closed the remainder of that week; and

WHEREAS, on Tuesday, November 13, the EOC decided that the Malibu schools would remain closed until at least Monday, November 26, following the Thanksgiving holiday, based on the fact that evacuations orders were still in effect for all of Malibu and that it would take several days to clean the schools of soot and ash once crews could access the areas; and

WHEREAS, on Thursday, November 15, the EOC Operations and Logistics crew, under a sheriff escort, gained access to and conducted an assessment of the Malibu schools sites, which were still in the mandatory evacuation area; and

WHEREAS, the EOC Operations and Logistics crew reported that Webster Elementary School was least affected by the fire, had power, and would, therefore, be deep-cleaned by the ASCIP restoration team starting Saturday, November 17, with lead, asbestos, and air particulate testing to follow and a goal to have Webster staff return on Monday, November 26 for professional planning, and Webster students return on Tuesday, November 27; and

WHEREAS, on Wednesday, November 21, power was resumed to Point Dume Marine Science School, and the ASCIP restoration team began cleaning that school on Friday, November 23, with lead, asbestos, and air particulate testing to follow and a goal to have Point

Dume staff return to school on Monday, December 3 for professional planning, and Point Dume students return on Tuesday, December 4; and

WHEREAS, permanent power was still not restored to Malibu High School and Juan Cabrillo Elementary School by November 24, and so Southern California Edison (SCE) provided generators, allowing the ASCIP restoration team to begin cleaning those campuses starting that day, with lead, asbestos, air particulate, and PCB testing to follow and a goal to have Juan Cabrillo staff return on Monday, December 10, Juan Cabrillo students return on Tuesday, December 11, Malibu HS staff return on Tuesday, December 11, and Malibu HS students return on Wednesday, December 12; and

WHEREAS, Webster Elementary School was closed two additional days – Thursday, November 29 and Friday, December 7 – due to heavy rains and fear of water/mud/debris damage to the campus or Pacific Coast Highway; and

WHEREAS, Point Dume Marine Science School was closed an additional day –Friday, December 7 – due to heavy rains and fear of water/mud/debris damage to the campus or Pacific Coast Highway; and

WHEREAS, the SMMUSD schools in Malibu were closed for the following number of days due to the Woolsey Fire:

- Webster Elementary School: 11 days
- Point Dume Marine Science School: 14 days
- Juan Cabrillo Elementary School: 20 days
- Malibu High School: 21 days

WHEREAS, California Department of Education (CDE) Management Bulletin 10-09, which provides against loss of funds due to circumstances that are beyond control of the contractor, states that when an organization, such as SMMUSD, that contracts with the CDE to provide state-funded child care and development programs is unable to operate due to circumstances beyond the control of the operating agency, including earthquakes, floods, or fires, such programs shall not be penalized for incurred program expenses nor in subsequent annual budget allocations; and

WHEREAS, the CDE also states that whenever a contractor's days of operation are reduced for any of the above reasons, and the reduction in days of operation did not require the contractor to reduce staff through layoffs or unpaid furloughs, the contractor's governing board must adopt a resolution that clearly and fully describes the nature of the emergency condition as well as the specific effect on program operations;

NOW THEREFORE BE IT RESOLVED by the Santa Monica-Malibu Unified School District Board of Education that SMMUSD, a contractor with the CDE for state-funded child care and development programs, should not be penalized for incurred program expenses nor in subsequent annual budget allocations for either partial or complete program closures on November 9-December 12, 2018, as explained in detail above, due to:

- fires
- the imminence of a major health or safety hazard, as determined by the local health department or law enforcement agency;

BE IT FURTHER RESOLVED that the Santa Monica-Malibu Unified School District Board of Education directs staff to forward this approved resolution to the appropriate Field Services Office Consultant in the Early Education and Support Division (EESD) in the CDE.

PASSED AND ADOPTED by the Santa Monica-Malibu Unified School District Board of Education on this 13th day of December 2018 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Dr. Richard Tahvildaran-Jesswein, Board President

Dr. Ben Drati, Superintendent