



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item 11.2

Meeting Date: May 4, 2017

Subject: Approve Resolution No. 2947 or 2930: Renewal Charter Petition for Sacramento New Technology High School

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

Division:

Recommendation: To take action to approve or deny the renewal of the charter for Sacramento New Technology High School.

Background/Rationale: Sacramento City Unified School District received Sacramento New Technology High School's renewal petition on January 18, 2017 (Charter petition expiration date: June 30, 2017). The Governing Board held a public hearing in accordance with Education Code Section 47607 (b) to consider the level of support for the renewal of Sacramento New Technology High School on February 16, 2017. District staff conducted a comprehensive review of the renewal petition and related submissions. Analysis will be presented for Board Action on May 4, 2017.

Financial Considerations: The financial considerations are outlined within the Executive Summary.

LCAP Goal(s): Family and Community Empowerment

Documents Attached:

1. Executive Summary
2. Resolutions No. 2947 and 2930
3. Charter Petition (Proposed): <http://www.scusd.edu/charter-petitions>
4. Revised Charter Petition (Proposed): <http://www.scusd.edu/charter-petitions>
5. Appendices (Proposed): <http://www.scusd.edu/charter-petitions>
6. Revised Appendices (Proposed): <http://www.scusd.edu/charter-petitions>

Estimated Time of Presentation: 10 Minutes

Submitted by:

Deputy Superintendent's Office

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After reviewing the Renewal Petition and appendix items, District Staff provided NSTHS with feedback regarding numerous areas of the Renewal Petition that needed updates and/or clarification. In response to the District Staff analysis and recommendations, NSTHS submitted a revised Renewal Petition and revised appendix items on February 28, 2017 to address District Staff's concerns.

II. DRIVING GOVERNANCE

As defined by Education Code Section §47607, a charter school shall meet one of the following criteria before receiving a charter renewal:

- 1) Attained its Academic Performance Index (API) growth target in the prior year or in two of the last three years, or in the aggregate for the prior three years;
- 2) Ranked in deciles 4 to 10, inclusive, on the API in the prior year or in two of the last three years;
- 3) Ranked in deciles 4 to 10, inclusive, on the API for a demographically comparable

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The Board of Education may deny a Renewal Petition if the charter school fails to meet the minimum standard for renewal, or if the Board of Education finds that:

- 1) The charter school presents an unsound educational program for students during the term of its renewal charter or
- 2) The charter school is demonstrably unlikely to successfully implement the plan set forth in the renewal petition or
- 3) The renewal petition does not contain the necessary affirmations; or
- 4) The Petition does not contain a declaration of whether or not the charter school shall be deemed the exclusive public employer of the employees of the charter school for purpose of Chapter 10.7 of Division 4 of Title 1 of the Government Code; or
- 5) Where changes to the charter school's operations are proposed, the Renewal Petition does not contain reasonably comprehensive descriptions of the required elements set forth in the Charter Schools Act.

If the Board of Education denies the renewal, the Board must adopt written findings of facts based on any of the above mentioned criteria or standards. In addition, the District "shall consider increases in pupil academic achievement for all groups of pupils served by the charter school as the most important factor in determining whether to grant a charter renewal." (Code §47607(a)(3)(A)).

A charter may be renewed an unlimited number of times, however, each renewal must be for exactly five years. (EC 47607). If a school district fails to make written factual findings to support a denial within 60 days of the district's receipt of a petition, the charter school's petition is automatically renewed. (Cal. Code Regs., tit. 5, §11966.4(c).)

District Staff's Review:

The District Staff reviewed the below listed 15 required elements of the Charter Petition. District (ia) 83he faitime
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3) Method by Which Pupil Progress is to be Measured

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5) Employee Qualifications

6) Health and Safety Procedures

7) Means to Achieve a Reflective Racial and Ethnic Balance

8) Admissions Requirements

9) Financial Audit

10) Suspension and Expulsion Procedures

11) Staff Retirement Systems

12) Attendance Alternative

13) Description of Employee Rights

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V. MAJOR INITIATIVES

Not Applicable.

VI. RESULTS

Based on the analysis described in this report, Sacramento City Unified School District Board of Education shall take action to approve either Resolution 2947 or 2930 for the Renewal Petition submitted by Sacramento New Technology High School under the California Charter Schools Act with due consideration to the factual findings in this report. The factual findings in this report demonstrate that the revised Renewal Petition meets the following conditions for denial under Education Code § 47607:

The Petitioner is demonstrably unlikely to successfully implement the program set forth in the Renewal Petition, based on:

- 1) Lower pupil academic achievement by the Charter School's pupils as compared to pupils in District schools that they would otherwise attend
- 2) Fiscal insolvency

VII. LESSONS LEARNED / NEXT STEPS

Next Steps:

The Governing Board shall approve either Resolution wB(ee0.001a6(t95 0d d223tha)1l)4(d22 Td (-1

SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 2947
RESOLUTION TO APPROVE THE PETITION TO RENEW THE CHARTER OF
SACRAMENTO NEW TECHNOLOGY HIGH SCHOOL

WHEREAS, Sacramento New
AS, the District's Governing Board held a public hearing on February 16, 2017 and took
action on May 4, 2017; and
the State Board of Education has established the level of public support for California
charter schools as

SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 2930
RESOLUTION TO DENY THE RENEWAL CHARTER PETITION OF
SACRAMENTO NEW TECHNOLOGY HIGH SCHOOL

WHEREAS, petitioners for Sacramento New Technology High School submitted to Sacramento City Unified School District ("District") a renewal charter petition ("Petition"), dated January 18, 2017; and

WHEREAS, the District's Governing Board held a public hearing on February 16, 2017 and took board action on May 4, 2017; and

WHEREAS, the Governing Board has considered the level of public support for Sacramento New Technology High School and has reviewed the Petition including all supporting documentation; and

WHEREAS, in reviewing the Petition, the Governing Board has been guided by the intent of the California Legislature that charter schools are and should become an integral part of the California educational system that establishment of charter schools should be encouraged;

programmatic, and fiscal sufficiency, and has identified deficiencies in the Petition that the Petition may be denied

NOW, THEREFORE, BE IT RESOLVED that the Sacramento City Unified School District Board of Education hereby adopts the written Staff Report and Proposed Findings of Fact regarding Sacramento New Technology High School as its own

BE IT FURTHER RESOLVED that based on the Findings of Fact set forth in the Executive Summary, the petitioners are demonstrably unlikely to successfully implement the program set forth in the Petition.

BE IT FURTHER RESOLVED, that for the reasons given above, the Petition is hereby denied.

PASSED AND ADOPTED by the Sacramento City Unified School District Board of Education on this 4th day of May, 2017, by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

ATTESTED TO:

José L. Banda
Secretary of the Board of Education

Jay Hansen
President of the Board of Education