

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

Agenda Item# 11.1

Meeting Date: March 5, 2015

Subject: Approval of the Extension of the Charter Term for Capitol Collegiate Academy

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

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Office of the Superintendent

Approval of the Extension of the Initial Charter Term for Capitol Collegiate Academy

March 5, 2015

I. OVERVIEW / HISTORY

Action Proposed:

Staff recommends approval of the extension of the charter term for Capitol Collegiate Academy (CCA) for one (1) year beginning July 1, 2015 and ending June 30, 2016.

Staff Rationale:

A one-year extension will allow CCA the opportunity to demonstrate that the charter school meets the minimum standard for renewal, the opportunity to demonstrate further improvements in implementing the governance plan and EL CCA staff petitioned for establishment on MA petition for

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On May 6, 2010, the District's Board of Education approved the initial charter petition establishing the Charter School for a period of four (4) years, to expire June 30, 2015. Education Code Section 47607, subdivision (a) states in part that "a charter may be granted pursuant to Sections 47605, 47605.5, and 47606 for a period not to exceed five years." The Charter School submitted the Charter Renewal Petition for Capitol Collegiate Academy to the District on or about January 5, 2015. District Staff recommends to extend the Charter School's initial term by one year, thus in a 4ug-

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academic material as those students who are native speakers of English” p. 16) or outlined the state-required default for providing instruction to less than proficiency—ESL Structured English Immersion. District Staff followed up with specific questions for CCA to answer, as seen in Round 2: Staff Recommendations below in this Element A section.

The Petition has been revised to clarify that the Charter School intends to operate as its own LEA and not as a public school of the District for the purposes of special education. (Renewal Petition, p. 2627.) Staff determined that the Charter School’s plan for serving students with disabilities, as revised, is legally compliant.


The revised Renewal Petition includes an enrollment plan from school year 2014 school year 201920. The Charter School’s maximum capacity for the school year 2019 is 461 students. (Renewal Petition, p. 22) Staff determined that the Charter School’s plan, as indicated in the revised Renewal Petition, is reasonable and comprehensive.

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- x Provide copies of agendas and approved minutes for all Board meetings for the 2013 school year and 2014 school year thus far.
- x Explain why there are currently only two Board of Directors, why the petition states that there will be at least seven (7) Board of Directors, and why the Bylaws state that there will be at least five (5) Board of Directors.
- x Make the number of Directors who sit on the Board in the charter petition consistent with the number of Directors who sit on the Board in the bylaws.
- x Submit an updated and accurate list of names of current Board of Directors, with the dates that they became Board of Directors.
- x Begin appointing qualified Board of Directors.
- x Provide a response to the District regarding where the District and public can access Board meeting dates, agendas, and minutes.
- x Clarify in Figure 4.1 if the Executive Director position is an administrative staff or not, and if the position will exist in the future because it is not represented in the organization structure
- x Provide a response to the District regarding the proposed six administrative positions in the organization are accounted for in the multiyear budget next year
- x Address all contradictions regarding the duties of the Executive Director and the Head of School, and respond to the following questions,
 1. Does the Board or Executive Director evaluate the Head of School?
 2. Who reports to the Board of Directors?
 3. Who hires and evaluates all employees?

Round 2: CCA's Revision

The Charter School explained that the change to four board meetings was already approved and updated in the charter school's bylaws; the change was missed in the original revisions to the charter. The Charter School further noted that the change was found as in compliance, per the school's audit, which is the most official reconciliation of the School.

The Charter School's response included that the Board has always gone by the specific Bylaws so there always had to be at least five (5) Board of Directors. Three Board of Directors were appointed to the CCA Board in February 2015. The Charter School further explained that meeting agendas are posted publicly at the school's website via the Facebook account.

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District staff recommends and does not require, the following to ensure compliance moving forward:

- a. Within 30 days, the Charter School retains an interim ~~title~~ Executive Director;
- b. Within 90 days, the Charter School retains a ~~title~~ Executive Director;
- c. Within 90 days, the Charter School's Board of Directors reconsider and budget for its administrative positions;
- d. Within 30 days, the Charter School's governing Board has at least the minimum amount of Board of Directors pursuant to its ~~By~~laws;
- e. Within 30 days, the Charter School provides the District with an accurate list of the Charter School's Board of Directors;
- f. At least 72 hours prior to any meeting of the governing Board, the Charter School shall provide the District with the Charter School's governing Board's agendas;
- g. Within 60 days, the Charter School provides the District with a schedule and description of the Charter School's Board governance training for current, and new, Board of Directors and
- h. Within 60 days of appointing the number of Board of Directors pursuant to its ~~By~~laws, the Charter School shall schedule, properly agendaize, and complete two (2) separate meetings with a quorum of its governing Board.

ELEMENT G: Racial and Ethnic Balance

Round 1: Staff's Recommendation(s):

- x Review and update the Charter School's recruitment plan to include that CCA will provide all of its materials in languages other than English, if needed.
- x Strike out language in the section that contradicts language in the Facilities Use Agreement, District Board Policy, and Administrative Regulations related to the Civic

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Staff determined that the revisions in the Racial and Ethnic Balance section in the revised Renewal Petition are reasonably comprehensive.

ELEMENT J: Pupil Suspension and Expulsion

Round 1: Staff's Recommendation(s):

- x Revise Suspension and Expulsion Policy in Renewal Petition and the Policy and Parent Handbook to clarify the standards upon which the school determines that a student will be expelled as opposed to being suspended.
- x Correct the cited subdivisions for Ed. Code, § 48900.

Round 1: CCA Revision(s):

The Revised Petition now defines the term "serious offense" as, "one in which 'a student presents an ongoing threat to health and safety.'" Although this definition is broad, staff believes that it is legally adequate to distinguish whether a student will be suspended or expelled for a particular offense. The Petitioners chose to strike out the listing of the subdivisions under Ed. Code, § 48900.

Staff finds the revisions to be reasonably comprehensive.

Overall:

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IV. GOALS, OBJECTIVES, AND MEASURES

Not Applicable.

V. MAJOR INITIATIVES

Extension of Initial Charter Term
For Capitol Collegiate Academy

This Agreement ("Agreement"), dated March 5, 2015, is by and between the Sacramento City Unified School District ("District"), and Capitol Collegiate, Inc., ("Non-Profit"), which operates Capitol Collegiate Academy ("Charter School") (collectively the "Parties" and individually a "Party").

WHEREAS on May 6, 2010, the District's Board of Education ("Board"), approved an initial charter petition establishing the Charter School ("Petition") for a period of four (4) years to expire June 30, 2015, pursuant to Education Code section 47605;

WHEREAS Education Code section 47607, subdivision (a) states in part that a charter may be granted pursuant to Sections 47605, 47605.5, and 47606 for a period not to exceed five years";

WHEREAS the Charter School submitted the Charter Renewal Petition for Capitol Collegiate Academy ("Renewal Petition") to the District on or about January 5, 2015;

WHEREAS the Board would like to extend the Charter School's initial term by one year, thus increasing the initial term from four, to five years, so as to provide the Charter School with additional time to demonstrate an effective operation and program, and for the District to evaluate the Charter School's operation and program

Now, THEREFORE, in consideration of the information set forth above, the Parties as follows:

1. In execution of this Agreement the Charter School agrees to unconditionally withdraw the Renewal Petition.
2. In execution of this Agreement the District agrees to extend the Charter School's initial charter term from four years to five years, with a revised expiration date of June 30, 2016.
3. The signatories to this Agreement represent and warrant each has the full right, power, legal capacity, and the proper authority to execute this Agreement on behalf of the respective Party and that no other approval or consent or any other persons is necessary to make this Agreement enforceable.
4. The Agreement may be executed in counterparts and when each Party has signed and delivered at least one such counterpart, each counterpart shall be deemed an original and taken together, shall constitute one and the same Agreement, which shall be binding and effective as to all Parties. A facsimile signature shall have the same force and effect as an original.

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5.

unless and until such approval is obtained. In the event the District Board of Education shall decline to approve this Agreement, the Parties shall be returned to the status quo existing on the date this Agreement was signed.

Jose L. Banda
Superintendent
Sacramento City Unified School District

Date

Penny Schwinn
Executive Director
Capitol Collegiate, Inc.

Date