

**RESOLUTION OF THE BOARD OF TRUSTEES  
OF THE STOCKTON UNIFIED SCHOOL DISTRICT  
Resolution No. [REDACTED]**

**Resolution to Approve the Renewal Petition for  
TEAM Charter School**

**WHEREAS**, the approval of charter schools is governed by the Charter Schools Act of 1992, as subsequently amended, codified in Education Code section 47600 *et seq.*, and the implementing regulations of Title 5 of the California Code of Regulations (5 C.C.R. § 11960 *et seq.*);

**WHEREAS**, on October 2, 2020, the Stockton Unified School District (“District”) received the petition (“Renewal Petition”) for TEAM Charter School (“Charter School”).

**WHEREAS**, a public hearing on the Renewal Petition was held on November 10, 2020, at which time the District’s Board of Trustees (“Board”) considered the level of support for the Renewal Petition by teachers employed by the District, other employees of the District, and parents/guardians;

**WHEREAS**, the Charter School agreed to a 30-day extension of the timeline for the Board to consider and act on the Renewal Petition;

**WHEREAS**, the Board published District staff’s recommendation, including its proposed findings of fact, along with a draft approval resolution and a draft denial resolution, regarding the Renewal Petition on December 28, 2020;

**WHEREAS**, the Governing Board has convened on January 12, 2021 to consider whether to grant or deny the Renewal Petition;

**WHEREAS**, renewals of charters are governed by the standards and criteria set forth in Education Code sections 47605 and 47607;

**WHEREAS**, the consideration of a renewal petition requires the District to (1) determine whether the charter school meets applicable eligibility requirements using the new accountability criteria under Assembly Bill 1505 and reflected in the California School Dashboard, and (2) evaluate whether the renewal petition meets the standards and criteria set forth in Education Code section 47605;

**WHEREAS**, Education Code section 47607 describes a three-tiered system that categorizes a charter school as a high-performing, middle-performing, or low-performing charter school. The designation of a charter school in a particular tier determines the level of review that the chartering authority must conduct to evaluate whether the charter school is eligible for renewal of its charter;

**WHEREAS**, for charter schools designated as middle-performing, the District must evaluate the following: (1) the charter school's performance on the state and local indicators on the California School Dashboard, both on a schoolwide basis and for all student subgroups served by the charter school, giving greater weight to the charter school's performance on measurements of academic performance, and (2) clear and convincing evidence, as demonstrated by verified data, which shows that the charter school has either (a) achieved measurable increases in student academic achievement, as defined by at least one year's progress for each year in school, or (b) strong post-secondary outcomes (e.g., college enrollment, persistence, and completion rates equal to similar peers). If a charter school satisfies such criteria, the Board may grant a renewal term of five years;

**WHEREAS**, the governing board of a school district shall not deny a petition unless it makes written factual findings specific to the particular petition, setting forth specific facts to support one or more of the following findings:

1. The charter school presents an unsound educational program for the students to be enrolled in the charter school.
2. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.
3. The petition does not contain the number of signatures required by subdivision (a) of Education Code section 47605. *(The signature requirement is not applicable to a renewal petition.)*
4. The petition does not contain an affirmation of each of the required conditions.
5. The petition does not contain reasonably comprehensive descriptions of all required elements.
6. The petition does not contain a declaration of whether or not the charter school shall be deemed the exclusive public school employer of the employees of the charter school for purposes of the Educational Employment Relations Act.
7. The charter school is demonstrably unlikely to serve the interests of the entire community in which the school is proposing to locate. *(This finding is not applicable to a renewal petition.)*
8. The school district is not positioned to absorb the fiscal impact of the proposed charter school. *(This finding is not applicable to a renewal petition.)*

**WHEREAS**, the governing board of a school district may deny renewal of a charter school in the middle-performing tier only upon making the following specific written findings:

1. The school has failed to make sufficient progress toward meeting standards that provide a benefit to the school's students; and

2. Closure of the school is in the students’ best interests; and
3. The decision provided greater weight to performance on “measurements of academic performance”—the test-based indicators in English-Language Arts and mathematics, the English Learner Progress Indicator, and the Career and College Indicator.

**WHEREAS**, the Charter School is designated as a “middle-performing” charter school by the California Department of Education;

**WHEREAS**, the District has reviewed, evaluated, and considered the academic performance data provided by the Charter School as part of its Renewal Petition;

**WHEREAS**, in considering the academic performance of the Charter School’s students, the District has determined that the Charter School has met the applicable criteria to be eligible for renewal, a summary of which is included in the staff recommendation and findings of fact posted on December 28, 2020 which is incorporated herein by reference; and

**WHEREAS**, the District has also reviewed the Renewal Petition and, although the District had identified certain concerns and issues, which are noted in the staff recommendation and findings of fact, as well as in Exhibit A to this Resolution, the District believes that such matters can be effectively addressed as part of the charter oversight and monitoring process.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Stockton Unified School District does resolve, determine, and order the following:

1. The foregoing recitals are hereby adopted as true and correct.
2. The Board has considered the Renewal Petition of the Charter School, including its academics, finances, operations, and other components, in addition to the criteria for renewal set out in the Education Code.
3. The Board has considered, and approves of, the admissions preferences described in the Renewal Petition.
4. The Board hereby approves the Renewal Petition for a five-year term, beginning on July 1, 2021 and ending on June 30, 2026, subject to the findings of fact set forth in the staff recommendation and findings of fact posted on December 28, 2020 and the provisions included in Exhibit A to this Resolution, which shall supplement and be incorporated as part of the Renewal Petition.
5. The Charter School shall be required to comply with the provisions set forth in Exhibit A to this Resolution.
6. The Interim Superintendent or his designee is authorized and directed to take such action as may be reasonably necessary to effectuate the purpose and intent of this Resolution.

**PASSED AND ADOPTED** by the Board of Trustees on January 12, 2021 at a duly noticed meeting by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

I, \_\_\_\_\_, Clerk of the Board Trustees of the Stockton Unified School District, County of San Joaquin, State of California, do hereby certify that the foregoing Resolution was duly introduced, passed, and adopted by the Board at a meeting thereof held on January 12, 2021 by a vote of \_\_\_\_\_ to \_\_\_\_\_.

IN WITNESS THEREOF, I have hereto set my hand this 12<sup>th</sup> day of January, 2021.

---

Clerk of the Board of Education

## EXHIBIT A

### **Additional Provisions Supplementing/Superseding Renewal Petition**

The District identified certain components in the Renewal Petition and supporting documentation that were lacking in detail or require updates. To ensure there is a clear understanding of the District's expectations regarding TEAM Charter School's educational program and operations, the following items are intended to clarify TEAM Charter School's obligations during the five-year renewal term and shall serve to supplement the Renewal Petition. Further, the contents of this Exhibit A shall supersede the corresponding provisions in the Renewal Petition to the extent they are inconsistent with the items below.

1. Educational Program – As addressed in Finding of Fact No. 3 of the posted staff recommendation, it is unclear from the Renewal Petition the curriculum utilized for universal access for English Learners and students with disabilities. In addition, TEAM Charter School must review its instructional strategies and interventions to address the needs of English Learners to improve English proficiency. To that end, TEAM Charter School will provide the District with a written plan detailing how it will meaningfully address these concerns. The District also expects that TEAM Charter School to focus its efforts on continued academic growth among its student populations in both English-Language Arts and mathematics.
2. Governance – The conflict of interest code included with the Renewal Petition is from 2014 and appears to be outdated. It also includes attachments that no longer apply, including a job description/category and administrative services agreement with Creative Child Care that is now expired. Further, the bylaws include provisions addressing interested persons and contracts with trustees that need to be amended to align with the requirements of Education Code section 47604.1 and Government Code sections 1090, *et seq.* TEAM Charter School must provide the District with updated governance documents (i.e., conflict of interest code and bylaws) that align with current conflict of interest rules and other legal requirements applicable to charter school governance.
3. Health and Safety Procedures – The Renewal Petition has some minor technical deficiencies that were not addressed, including assurances that TEAM Charter School has or will develop an asbestos management plan and the requirement to provide notification to students and parents/guardians no less than twice during the school year on how to initiate access to available student mental health services. These items will need to be provided to the District.
4. Balance of Students from Different Subgroup Populations – TEAM Charter School must ensure that informational materials used for marketing its charter school program are provided in multiple languages to reflect the appropriate demographics of students it seeks to attract.

5. Operations and Other Potential Effects – The Renewal Petition addresses the general process TEAM Charter School would follow for any proposed material amendments to its charter, stating that the District will be required to “consider the revision for approval within 60 days of submission or within a time mutually agreed to.” This statement, including the noted 60-day timeline, does not align to District policies and practices in light of the recent changes to the law and, therefore, the District will not acknowledge this statement in the Renewal Petition to the extent it imposes a procedural obligation on the District to consider a material amendment to TEAM Charter School’s charter within the specified timeframe.