

**RESOLUTION OF THE GOVERNING BOARD
OF THE OAKLAND UNIFIED SCHOOL DISTRICT**

Resolution No. 2425-0199

**DENYING RENEWAL PETITION OF
Oakland Charter High School – GRADES 9-12
AND WRITTEN FINDINGS OF SUPPORT THEREOF**

WHEREAS, the Charter Schools Act (Ed. Code §47600, et seq.) establishes the criteria by which charter school renewals are to be approved or denied; and

WHEREAS, Education Code Section 47605(c) charges school district governing boards with the responsibility of reviewing charter petitions to determine whether they meet the legal requirements for a successful charter petition; and

WHEREAS, on November 5, 2024, the District received a renewal petition (“Petition”) for Oakland Charter High School (“OCHS”), a public charter school currently serving 331 students in grades 9-12 and authorized to serve grades 9-12 with a maximum enrollment of up to 448 students at full enrollment; and

WHEREAS, the law outlines a three-tier system for most charter schools seeking renewal, including additional requirements for evaluating the soundness of the school’s educational program depending on the school’s renewal tier; and

WHEREAS, OCHS was placed in the Middle tier by the California Department of Education based on its State Dashboard data; and

WHEREAS, a charter school placed in the Middle tier shall not be renewed if the chartering authority makes *all* of the following written factual findings, setting forth specific facts to support the findings:

1. The charter school has failed to meet or make sufficient progress toward meeting standards that provide a benefit to the pupils of the school; and
2. The closure is in the best interest of the pupils; and
3. The decision provided greater weight to performance on measurements of academic performance (if applicable); and

WHEREAS, a charter school placed in the Middle tier shall not be renewed if the chartering authority makes a written factual finding, setting forth specific facts to support the finding:

- A. Substantial fiscal or governance concerns; or

- B. The school is not serving all pupils who wish to attend, as documented by data provided by the CDE or by any substantiated complaints that the charter school has not complied with suspension, expulsion, or involuntary disenrollment procedures.

And the chartering authority has provided at least 30 days' notice to the charter school of the alleged violation and provided the charter school with a reasonable opportunity to cure the violation, including a corrective action plan proposed by the charter school, AND the chartering authority makes a written factual finding, setting forth specific facts to support the finding:

- A. The corrective action proposed by the charter school has been unsuccessful; or
- B. The violations are sufficiently severe and pervasive as to render a corrective action plan unviable;

WHEREAS, on November 13, 2024, the Governing Board issued a Notice to the Charter School pursuant to Education Code 47607(e) which set forth specific facts to support the finding that the school is unlikely to successfully implement the program due to substantial governance and fiscal concerns;

WHEREAS, on December 12, 2024, the Charter School submitted a Corrective Action Plan ("CAP");

WHEREAS, on December 9, 2024, the Governing Board held an initial public hearing on the renewal petition as required by Education Code Section 47605(b); and

WHEREAS, on January 2, 2025, the Governing Board held a decision public hearing on the renewal petition as required by Education Code Section 47605(b); and

WHEREAS, the Governing Board, under Education Code Section 47605(b), is obligated to take action to grant or deny the renewal petition within 90 days of submission, unless Petitioner agrees to an extension of up to 30 days;

NOW, THEREFORE, BE IT RESOLVED THAT THE GOVERNING BOARD OF THE OAKLAND UNIFIED SCHOOL HEREBY adopts all aspects of the Staff Report on OCHS' petition, except to the extent that any aspect of the Staff Report is inconsistent with this Resolution;

BE IT FURTHER RESOLVED THAT THE GOVERNING BOARD OF THE OAKLAND UNIFIED SCHOOL HEREBY FINDS that OCHS has **not** met the requirements of Education Code Section 47605(c) and 47607(e) and the District's Charter Renewal Standards in that:

1. The Petitioners are demonstrably unlikely to successfully implement the program set forth in the Petition due to substantial governance and fiscal concerns;

BE IT FURTHER RESOLVED THAT THE GOVERNING BOARD OF THE OAKLAND UNIFIED SCHOOL HEREBY FINDS that the Charter School was provided at least 30 days' notice of the alleged violations and was provided with a reasonable opportunity to cure the violation, including a

corrective action plan proposed by the Charter School, and the Governing Board has made the following finding:

- A. The violations are sufficiently severe and pervasive as to render a corrective action plan unviable;

BE IT FURTHER RESOLVED THAT THE GOVERNING BOARD OF THE OAKLAND UNIFIED SCHOOL HEREBY FINDS that in accordance with Education Code Section 47607.2(b)(6), the Governing Board has made the following findings:

1. The charter school has failed to meet or make sufficient progress toward meeting standards that provide a benefit to the pupils of the school; and
2. The closure is in the best interest of the pupils; and
3. The decision provided greater weight to performance on measurements of academic performance (if applicable);

BE IT FURTHER RESOLVED AND ORDERED by the Governing Board that the Charter Petition of **Oakland Charter High School – GRADES 9-12 is hereby denied.**

PASSED AND ADOPTED by the Governing Board of the Oakland Unified School District this 2nd day of January, 2025, by the following vote:

PREFERENTIAL AYE: None

PREFERENTIAL NOE: None

PREFERENTIAL ABSTENTION: None

PREFERENTIAL RECUSE: None

AYES: Jennifer Brouhard, VanCedric Williams, Valarie Bachelor, President Benjamin Davis

NOES: Jorge Lerma, Clifford Thompson

ABSTAINED: Vice President Mike Hutchinson

RECUSED: None

ABSENT: Maximus Simmons (Student Director), Michele Vasquez (Student Director)

CERTIFICATION

We hereby certify that the foregoing is a full, true and correct copy of a Resolution passed at a Regular Meeting of the Governing Board of the Oakland Unified School District, held on January 2, 2025.

Legislative File Info.	
File ID Number:	24-2355
Introduction Date:	11/5/2024
Enactment Number:	24-3000
Enactment Date:	1/2/2025 er

OAKLAND UNIFIED SCHOOL DISTRICT



Benjamin "Sam" Davis
President, Governing Board



Kyla Johnson-Trammell
Superintendent and Secretary, Governing Board