



Consideration of Resolution No. 3158: Material Revision of the Charter for Aspire Capitol Heights Academy

October 15, 2020

Agenda Item No. 10.1

Presented by: Jesse Ramos, Director of Innovative Schools

Tonight's Presentation

- I. SCUSD Charter Review Team
- II. Overview of the Charter School
- III. Material Revision Process
- IV. Request for additional analysis
 - I. Enrollment Trends
 - II. Student Performance
 - III. Fiscal Impact
 - I. Fiscal Considerations
- V. Legal Considerations
- VI. Next Steps
- VII. Aspire Capitol Heights Academy's Presentation
- VIII. Questions
- IX. Board Decision

SCUSD Charter Review Team

DEPARTMENT	STAFF MEMBER
Charter Oversight	Jesse Ramos, Director of Innovative Schools
Continuous Improvement and Accountability	<ul style="list-style-type: none"> • Ed Eldridge, Director III of Strategy and Continuous Improvement • Steven Ramirez-Fong, Coordinator of LCAP/SPSA and Consolidated Programs
Curriculum and Instruction	Matt Turkie, Assistant Superintendent of Curriculum and Instruction
District Legal Services	Raoul Bozio, In-house Counsel
Enrollment and Family Services	Ken McPeters, Director of Enrollment
Facilities Support Services	Amna Javed, Manager of Facilities/GIS
Fiscal Services	Gloria Chung, Budget Analyst
Human Resources	<ul style="list-style-type: none"> • Christina Villegas, Director of Human Resources Services • Tami Mora, Credential Auditor
Multilingual Literacy	Vanessa Girard, Director of Multilingual Literacy
Safe Schools	Ray Lozada, Director of Safe Schools
Special Education	Becky Bryant, Director of Special Education
Student Hearing and Placement	Stephan Brown, Director of Student Hearing and Placement
Student Support and Health Services	Victoria Flores, Director of Student Support and Health Services
Legal Counsel	Ed Sklar, Attorney with Lozano Smith

Aspire Capitol Heights Academy's Material Revision

In its Material Revision Aspire Capitol Heights Academy is requesting that the District's Board of Education authorize the following:

- Relocate its current facility from 2520 33rd St, Sacramento, CA 95817 to 7300 Folsom Blvd, Sacramento, CA 95826;
- Increase its grade levels from TK-5 to TK-8.
- Increase its enrollment from its current operational enrollment (its approved enrollment cap) of 440 students to an operational enrollment of 600 students.

Aspire Capitol Heights Academy's Material Revision

When deciding on whether to approve or deny the request to authorize the material revision the Board, may consider the following:

- The Petitioners presents an unsound educational program for the pupils to be enrolled in the charter school;
- The Petitioners are demonstrably unlikely to successfully implement the program set for in the Material Revision.
- The petition does not contain a reasonably comprehensive description of the essential elements of the Charter impacted by the Material Revision. In addition to the required elements, District staff reviews "any new requirement of charter schools enacted into law after the charter was originally granted or last renewed."
- The charter school is demonstrably unlikely to serve the interests of the entire community in which the school is proposing to locate; or
- The District is not positioned to absorb the fiscal impact of the proposed charter school. (Ed. Code, § 47605 (c)(1)-(8).) (New criteria established July 1, 2020)

Overview of the Charter School:

Aspire Capitol Heights Academy

Years of operations:	In its seventeenth year of operation				
Opening date:	September 2, 2003				
Enrollment and Grade Levels in 2019-20:	232, Kindergarten to Fifth grade				
Location:	2520 33rd St. Sacramento, CA 95817-19437				
Independent or Dependent:	Independent				
Material Revision submission date:	February 18, 2020				
Charter expiration date:	June 30, 2023				
2018-19 California Assessment of Student Performance & Progress (CAASPP) Results					
Percentage of Students who met or exceeded the standards:					
English Language Arts	Capitol Heights Academy	SCUSD	Mathematics	Capitol Heights Academy	SCUSD
3 rd grade	26.09%	38.75%	3 rd grade	30.44%	39.73%
4 th grade	27.03%	39.75%	4 th grade	13.51%	34.23%
5 th grade	18.18%	40.91%	5 th grade	0.00%	28.99%

Enrollment, 2014 to 2020

Academic Year	Total	Grade K	Grade 1	Grade 2	Grade 3	Grade 4	Grade 5
2019-20	232	47	43	37	31	41	33
2018-19	234	45	35	40	47	34	33
2017-18	276	47	44	48	48	41	48
2016-17	292	48	47	45	48	48	56
2015-16	292	47	48	47	43	54	53
2014-15	301	45	47	48	48	55	58

English Language Arts/Literacy 2018-19 California Assessment of Student Performance & Progress (CAASPP) Results

Black or African American

	Aspire Capitol Heights Academy	Bret Harte Elementary	Father Keith B. Kenny	Oak Ridge Elementary	Tahoe Elementary
Standard Exceeded:	8.75%	2.50%	10.87%	5.56%	5.71%
Standard Met:	13.75%	12.50%	36.96%	16.67%	8.57%
Standard Nearly Met:	30.00%	22.50%	23.91%	16.67%	25.71%
Standard Not Met:	47.50%	62.50%	28.26%	61.11%	60.00%

Hispanic or Latino

	Aspire Capitol Heights Academy	Bret Harte Elementary	Father Keith B. Kenny	Oak Ridge Elementary	Tahoe Elementary
Standard Exceeded:	14.81%	1.45%	19.18%	2.70%	9.47%
Standard Met:	18.52%	10.14%	24.66%	13.51%	18.95%
Standard Nearly Met:	22.22%	26.09%	24.66%	31.08%	18.95%
Standard Not Met:	44.44%	62.32%	31.51%	52.70%	52.63%

Mathematics

2018-19 California Assessment of Student Performance & Progress (CAASPP) Results

Black or African American

	Aspire Capitol Heights Academy	Bret Harte Elementary	Father Keith B. Kenny	Oak Ridge Elementary	Tahoe Elementary
Standard Exceeded:	1.25%	2.86%	2.17%	5.41%	0.00%
Standard Met:	13.75%	8.57%	15.22%	5.41%	8.57%
Standard Nearly Met:	21.25%	14.29%	41.30%	32.43%	37.14%
Standard Not Met:	63.75%	74.29%	41.30%	56.76%	54.29%

Hispanic or Latino

	Aspire Capitol Heights Academy	Bret Harte Elementary	Father Keith B. Kenny	Oak Ridge Elementary	Tahoe Elementary
Standard Exceeded:	3.70%	1.52%	12.16%	0.67%	8.42%
Standard Met:	18.52%	3.03%	27.03%	11.33%	10.53%
Standard Nearly Met:	22.22%	22.73%	17.57%	24.67%	37.89%
Standard Not Met:	55.56%	72.73%	43.24%	63.33%	43.16%

CAASPP Achievement Level Distribution Over Time in English Language Arts/Literacy

Black or African American

	Grade 3	Grade 4	Grade 5
Achievement Level	(2016-17)	(2017-18)	(2018-19)
Standard Exceeded:	4.17%	5.26%	5.26%
Standard Met:	4.17%	10.53%	5.26%
Standard Nearly Met:	29.17%	21.05%	26.32%
Standard Not Met:	62.50%	63.16%	63.16%

Hispanic or Latino

	Grade 3	Grade 4	Grade 5
Achievement Level	(2016-17)	(2017-18)	(2018-19)
Standard Exceeded:	4.17%	5.26%	5.26%
Standard Met:	4.17%	10.53%	5.26%
Standard Nearly Met:	29.17%	21.05%	26.32%
Standard Not Met:	62.50%	63.16%	63.16%

Fiscal Impact, Enrollment

Current Enrollment 2019-2020	Year 1, Enrollment 2020-2021	Year 1, Enrollment Increase	Year 2, Enrollment 2021-2022	Year 2, Enrollment Increase	Year 3, Enrollment 2022-2023	Year 3, Enrollment Increase	Year 4 2023-2024	Year 4, Enrollment Increase
213	336	123	420	84	504	84	600	96
Yearly Increases		123		84		84		96

Fiscal Impact

Enrollment Growth	Year 1 Total Fiscal Impact (Oversight+Cost of Reduced Students- Projected Revenue Loss)	Year 2 Total Fiscal Impact (Oversight+Cost of Reduced Students- Projected Revenue Loss)	Year 3 Total Fiscal Impact (Oversight+Cost of Reduced Students- Projected Revenue Loss)	Year 4 Total Fiscal Impact (Oversight+Cost of Reduced Students- Projected Revenue Loss)
25%	\$32,354.07	\$40,164.39	\$(102,219.31)	\$(319,167.36)
50%	\$32,354.07	\$40,164.39	\$(252,569.31)	\$(695,482.36)
100%	\$32,354.07	\$40,164.39	\$(553,270.31)	\$(1,448,113.36)

Fiscal Considerations

The Fiscal Analysis considered the following:

- Would the district save on salaries from the reduction of teachers needed to teach because of the lost enrollment?
- Is it permissible to limit the percentage of SCUSD students who leave the district to attend the charter?
- What is the feasibility of ideas for possible offsets to reduce the fiscal impact of the Material Revision, such as:
 - Can the district increase the rate it charges for its Oversight Fee from 1% to the maximum allowed 3% to help mitigate the fiscal impact of the lost enrollment?
 - If the charter purchased services from the district would the revenue generated from the purchase of services mitigate the fiscal impact of the lost enrollment?
- How does Senate Bill 98 impact revenue loss?

Fiscal Considerations

- The district will **not** realize any reductions in Full-Time Employees (FTE)
 - For reduction in FTE the projected enrollment growth would need to impact the same grade and the same school to result in a potential FTE reduction. Based on the nonprofit's data, there is no significant concentration of students leaving a single school and grade level to allow the district to eliminate or reduce personnel. The enrollment growth is spread across various grade-levels and schools.
- May not limit the number of district students who attend the charter. The charter school act states that "[a] charter school shall admit all pupils who wish to attend," and in the event of a lottery, "preference should be extended to ...pupils who reside in the school district." (Ed. Code, § 47605(e)(2)(A)-(B).)

Fiscal Considerations

- May not increase the Oversight Fee rate from 1% to the maximum 3%
This proposal to increase the rate the district charges for Oversight Fees from 1% to 3% is not recommended per the Ed. Code. The district should not charge the maximum of 3 percent of the revenue of the charter school, **unless** "...the charter school is able to obtain substantially rent free facilities from the chartering authority." (Ed. Code, § 47613, subd. (b))
- The purchase of services from the district would not mitigate the fiscal impact of the material revision.
The fees the district charges for services rendered, such as custodial, cover the cost to provide the services. The district does not have a profit margin for the services it provides.
- Senate Bill 98 will not impact the effect of the material revision
The nonprofit's material revision will not have a negative fiscal impact till its third year of implementation, so SB 98's fiscal protections for the upcoming year will not effect the material revision.

Legal Considerations

- There is “no specific time frame . . .” for a decision. (*Today's Fresh Start Charter School v. Inglewood Unified School Dist.* (2018) 20 Cal.App.5th 276.)
- A petition to expand a charter school may be denied if the District is not positioned to absorb the fiscal impact of the proposed charter school. (Ed. Code, § 47605 (c)(1)-(8).) (New criteria established July 1, 2020)
- **Stay and Rescind** - The Sacramento County Superintendent of Schools has the authority to stay or rescind. The authority affords a county superintendent the power to pause or veto any action that would negatively affect the district’s financial position. The county superintendent has the ability to decide when to intervene with a district’s financial matters whenever he or she sees fit – this includes in the approval or denial of a charter school’s material revision.

Next Steps

The Governing Board shall either approve or deny the passage of Resolution No. 3158 the Material Revision of the Charter for Aspire Capitol Heights Academy