

WILLIAM S. HART UNION HIGH SCHOOL DISTRICT

RESOLUTION NO. 17/18-4

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE WILLIAM S. HART UNION HIGH SCHOOL DISTRICT TO CONFIRM AND RATIFY THE MARCH 1, 2017 ACTION OF THE GOVERNING BOARD DENYING THE ALBERT EINSTEIN ACADEMY FOR LETTERS, ARTS AND SCIENCES CHARTER RENEWAL PETITION AND ADOPTING THE AEALAS REPORT FINAL 3.1.17 AS THE FINDINGS IN SUPPORT THEREOF

WHEREAS, the Board of Trustees (“Board”) of the William S. Hart Union High School District (“District”) approved a charter petition for Albert Einstein Academy for Letters, Arts and Sciences (“Charter School”) for an initial two-year term on March 1, 2010; and

WHEREAS, the charter was subsequently renewed for a five-year term ending on June 30, 2017; and

WHEREAS, Charter School submitted a renewal charter petition (“Petition”) to continue to operate for a five-year term from July 1, 2017 to June 30, 2022; and

WHEREAS, the Board held a public hearing on the Petition on February 1, 2017; and

WHEREAS, the Board’s agenda for March 1, 2017 included Action Item IX.A, “Albert Einstein Academy for Letters, Arts, and Sciences Charter Renewal Petition Request”; and

WHEREAS, the District’s administration recommended that the Board deny the Petition on the grounds that Charter School was demonstrably unlikely to successfully implement the program presented in the Petition and the Petition failed to provide a reasonably comprehensive description of all required elements of a charter petition; and

WHEREAS, the grounds for the recommendation of the District’s administration were supported by written factual findings in a Staff Report that was attached to the agenda for March 1, 2017 and summarized for the Board at the meeting by Assistant Superintendent, Educational Services, Mike Kuhlman; and

WHEREAS, the Staff Report advised the Board that “[r]enewal may only be denied if the authorizer makes written factual findings supporting one of the grounds for denial in Education Code section 47605(b), or that the charter school failed to meet one of the criteria in Education Code section 47607(b).” [Staff Report at 4, fn. omitted]; and

WHEREAS, the Staff Report further advised the Board that “[s]hould the Board take action to deny the Petition, it may adopt this Report as the written factual findings required to support its denial of the Petition.” [Staff Report at 5]; and

WHEREAS, following discussion of Action Item IX.A, the Board unanimously passed a motion to deny the Petition; and

WHEREAS, the minutes for March 1, 2017 reflect the Board's action and attach the Staff Report as AEALAS Report Final 3.1.17 ("Final Report"); and

WHEREAS, the Board has the power to confirm and ratify its previous actions when necessary to clearly document them in the minutes.

NOW THEREFORE, BE IT RESOLVED that the above recitals are true and correct; and

BE IT FURTHER RESOLVED that the Board's action on March 1, 2017 to deny the Petition was intended to, and did, adopt the Final Report as written factual findings in support of denial as set forth and explained in the Final Report and as attached to the minutes of the March 1, 2017 meeting; and

BE IT FURTHER RESOLVED that through this resolution the Board intends to clearly document its action denying the Petition and adopting the Final Report on March 1, 2017 in the minutes; and

FINALLY, BE IT RESOLVED that the William S. Hart Union High School District Governing Board adopts this resolution to confirm and ratify its March 1, 2017 action denying the Petition and adopting the AEALAS Report Final 3.1.17 as the findings in support thereof; and

PASSED AND ADOPTED by the Board of Trustees of the William S. Hart Union High School District, Los Angeles County, California, on this 19th day of July, 2017 at a duly noticed meeting, by the following vote:

AYE	NO	ABSTAIN	ABSENT
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Robert N. Jensen, Jr.

Joseph V. Messina

Cherise Moore

Linda H. Storli

Steven M. Sturgeon

I, Joseph V. Messsina, President of the Governing Board of the William S. Hart Union High School District, hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by the said Governing Board on the 19th day of July, 2017.

Dated: _____, 2017

Joseph V. Messsina
President, Governing Board
William S. Hart Union High School District
Los Angeles County, California

Certified a True Copy:

Joseph V. Messina
Clerk, Governing Board
William S. Hart Union High School District
Los Angeles County, California