

**RESOLUTION APPROVING THE CHARTER PETITION RENEWAL
OF DISCOVERY II CHARTER SCHOOL**

**SANTA CLARA COUNTY BOARD OF EDUCATION
RESOLUTION NO. 2220-1**

RESOLVED by the Santa Clara County Board of Education (“County Board”), County of Santa Clara, State of California, that:

WHEREAS, pursuant to the procedures set forth in Education Code Section 47605(b) and its implementing regulations, petitioners for the Discovery II Charter School (“DII” or “Charter School”) presented their Petition to renew a SCCOE authorized, district appeal charter school to the Santa Clara County Office of Education (hereinafter “County Office of Education” or “SCCOE”) on January 2, 2018, and resubmitted on February 14, 2018.

WHEREAS, in accordance with the provisions of Education Code Section 47605 and 47607 the Santa Clara County Board of Education (hereinafter “County Board of Education”) held a public hearing on the provisions of the renewal Charter on March 7, 2018, at which time the County Board of Education considered the level of support for the renewal Charter by teachers and other employees and parents/guardians; and

WHEREAS, the County Board of Education considered increases in pupil academic achievement for all groups of pupils served by DII as the most important factor in determining whether to grant the requested renewal; and

WHEREAS, the County Board of Education considered the past performance of DII’s academics, finances, and operation, and future plans for improvement, in evaluating the likelihood of future success by DII; and

WHEREAS, the County Office of Education staff has reviewed and analyzed all information received with respect to the Charter and information related to the operation and potential effects of the proposed Charter School, and made a recommendation to the County Board of Education that the Charter be renewed based on that review and prepared a written analysis – the Staff Analysis and Proposed Findings of Fact Regarding Renewal of Discovery II Charter School District Appeal Renewal Petition dated April 4, 2018 – setting forth that recommendation and proposed findings of fact specific to the Petition; and

WHEREAS, the County Office of Education and DII, have developed a Memorandum of Understanding (MOU), which was signed by Petitioner on March 22, 2018, which outlines the SCCOE and DII’s agreements governing their respective fiscal, operational, and administrative responsibilities, their legal relationship, and other matters not otherwise addressed or resolved by the terms of the Charter; and

WHEREAS, the County Board of Education reviewed the renewal Charter taking into consideration the testimony and documents submitted, including the Discovery II renewal Charter Petition to the County Board of Education; the testimony presented at the public hearing from petitioners, local school districts and the public; and the review of County Office of Education staff set forth in the Staff Analysis; and

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the County Board of Education finds the above-listed recitals to be true and correct and incorporates them herein by this reference.

BE IT FURTHER RESOLVED AND ORDERED that SCCOE and DII enter into an addendum to the MOU to address the issues described in the Staff Analysis and incorporate any and all conditions which may be imposed by this resolution by May 31, 2018. Failure to successfully negotiate and execute the addendum by May 31, 2018, may be considered as grounds for revocation of the charter.

BE IT FURTHER RESOLVED AND ORDERED that the County Board of Education hereby adopts and incorporates herein by this reference as though set forth in full herein the written factual findings and specific facts supporting those findings as contained in the Staff Analysis.

BE IT FURTHER RESOLVED AND ORDERED that the County Board of Education hereby approves the Charter for the renewal of Discovery II Charter School. The Charter is renewed for a period of five years of school operation, commencing on July 1, 2018, and continuing through and including June 30, 2023.

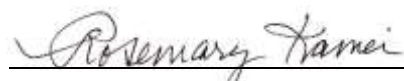
Passed and adopted by the Santa Clara County Board of Education at a meeting held on this 4th day of April 2018, by the following vote:

AYE: President Kamei and members Di Salvo, Green, King, Rossi, and Mah

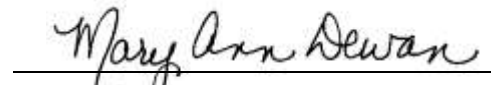
NO: --none--

ABSTENTION: --none--

ABSENT: --member Song



Rosemary Kamei, President
Santa Clara County Board of Education



Mary Ann Dewan, Ph.D.
County Superintendent of Schools