

**Proposed 10 Year Agreement with  
Bullis Charter School  
April 29, 2019**

# Background

- Prop. 39: California State Law requires districts to provide “reasonably equivalent” space for charter schools
  - No restriction on charter student enrollment
  - Space calculated on a “per student” basis
- Bullis chartered by the Santa Clara County Board of Education after LASD rejected charter, no unmet need
- Historically, BCS has turned to litigation when there is disagreement about “reasonably equivalent”

# Background

- Prior to 2014, Annual Prop. 39 Process
  - Spent millions on BCS's annual lawsuits, divisive
- 2014-2019: 5-year agreement
  - BCS enrollment cap with agreement to measured growth of up to 900 in-district students by final year
- 2014: Measure N: 10 schools, 10 sites; funds for long term solution to resolve school overcrowding/site sharing

# Background

- 2018: 10th Site collaboration with City of Mountain View
- 2018: Per 5-year agreement, mediation begins to discuss new long term agreement
- November 1, 2018: BCS Initiates Prop. 39
  - Unilateral, abrupt enrollment increase to 1,058 in-district students
  - Requests exclusive use of Egan for 2019-20 school year

# Proposed Agreement Summary

- 10+ year agreement with BCS cap at 1,111 students (2019-20 projected enrollment)
- No earlier than 2023, BCS receives exclusive use of 16 of 18.83 acre Egan Junior High site
  - LASD keeps 2.83 acres for affordable teacher housing
- LASD constructs new Egan Campus at 10th site, open 2023 at the earliest
- Prior to Egan Junior High completion, BCS stays at Egan/ Blach; without expansion to other campuses

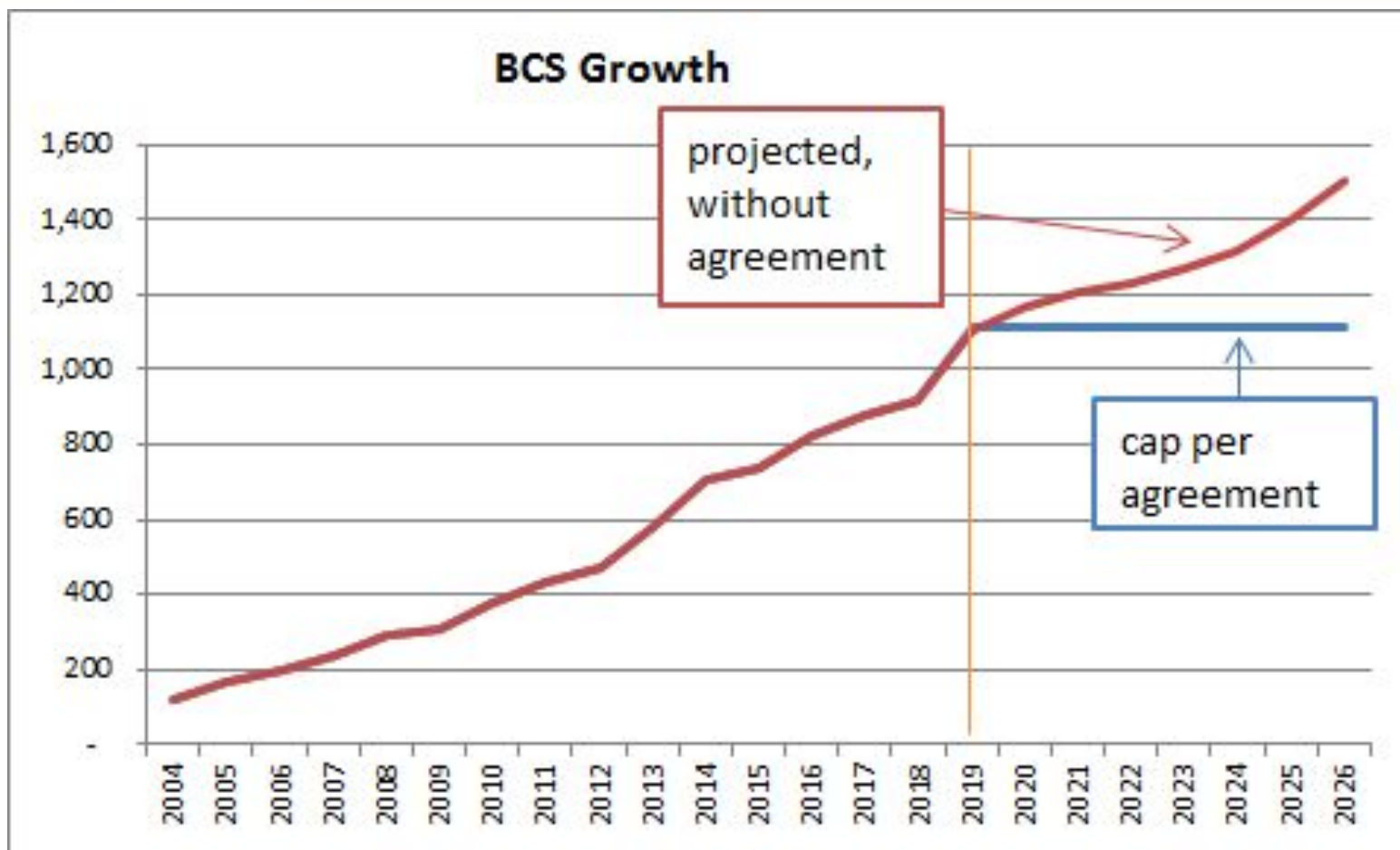
# Proposal Benefits to LASD

- Stops unchecked BCS growth by enforcing an enrollment cap
- Provides facilities stability without additional schools impacted beyond Blach and Egan, which already share
- Achieves compromise that ends divisive, rigid Prop. 39 process and likely lawsuits
- Satisfies LASD's obligations to BCS over the next 10+ years without spending millions on facilities for them
- Resolves school sharing, houses 10 schools on 10 sites

# Proposal Benefits to LASD Continued

- Gives LASD students exclusive use of their own campuses and protects our neighborhood elementary schools
- Keeps Egan school community intact
- Maximizes taxpayer dollars by leveraging over \$100 million in contributions from developers and the City of Mountain View for the construction of a brand new junior high campus
- Preserves a portion of the current Egan campus for LASD's future use to create teacher housing

# Long Term Agreement Needs Enrollment Cap





# Frequently Heard Concerns

- Traffic and safety at 10th Site, specifically more students crossing El Camino
- Traffic concerns with BCS at current Egan site
- Losing current Egan campus & neighborhood cohesion
- Mediation didn't allow for public input, desire to view more data and list of all options considered
  - Asking for more time for public input, consideration
- Appropriateness of 10th Site as school campus

# Public Input Process to Date

Board Meeting: April 8

- Dozens of public comments

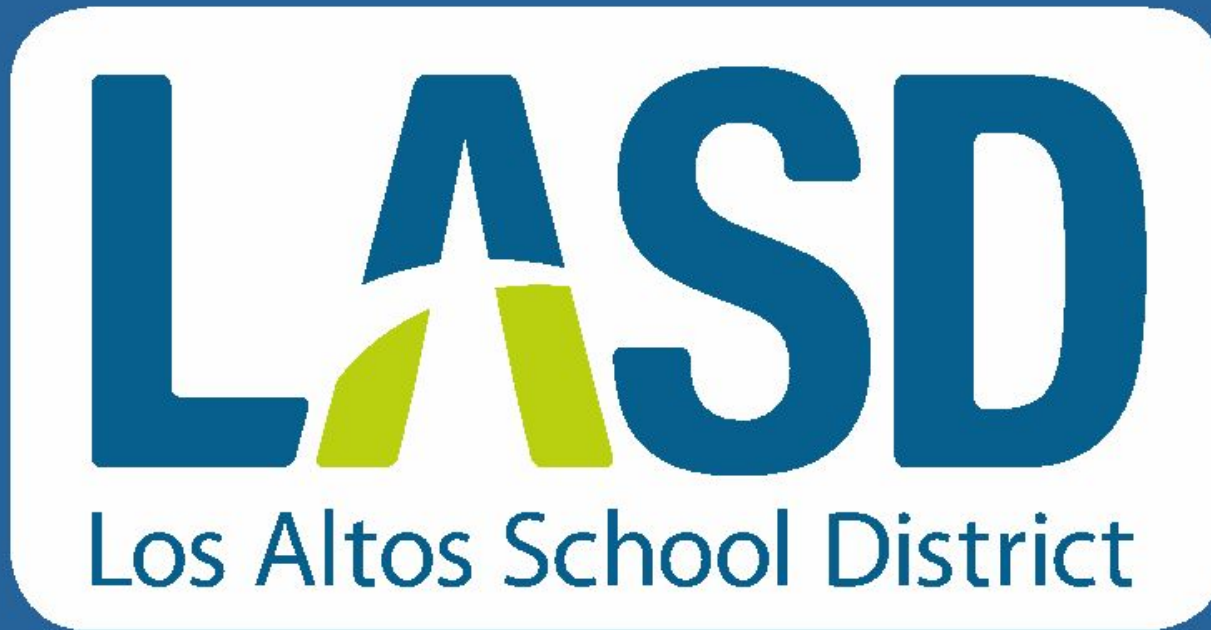
Board Office Hours: April 8, 10, 24

Meetings at All School Sites

- Concerns, questions and ideas from hundreds

Hundreds of emails

# Appendix



**Proposed Agreement with Bullis  
Charter School  
April 8, 2019**

# Background

## What is Prop. 39?

- California State Law passed in 2000
- Requires districts to provide “reasonably equivalent” space for charter schools, without any restriction on charter student enrollment
  - Includes classroom, outdoor, specialized spaces, etc. and calculated per student
- Yearly process beginning November 1
- Process and calendar dictated by law

# Background Prop. 39 and BCS

- Bullis chartered by the Santa Clara County Board of Education over the objection of LASD
  - LASD has little to no power to protect against growing charter school
  - Consistently encroaching on facilities and finances
  - County Board provides little oversight
- Historically, BCS has turned to litigation when there is disagreement about “reasonably equivalent”

# Background 5-Year Agreement

- Prior to 2014, Annual Prop. 39 Process
  - Spent millions on lawsuits, annually divisive
- 2014: 5 year agreement, expires end of current school year
  - BCS enrollment cap of 900 in-district students
  - Facilities stability from enrollment certainty
  - Time to find long term solution
  - Measure N on ballot to place 10 schools on 10 sites, long term solution to house BCS, resolve school overcrowding/site sharing

# Background 10th Site in NEC

- Years of public input: seek a 10th site
- Exhaustive search of all possible properties
- Unique collaboration with City of Mountain View
  - Transfer Development Rights: \$80 million towards purchase
  - Park in Lieu from Mountain View: \$23 million towards purchase



# Background

## 10th Site in NEC

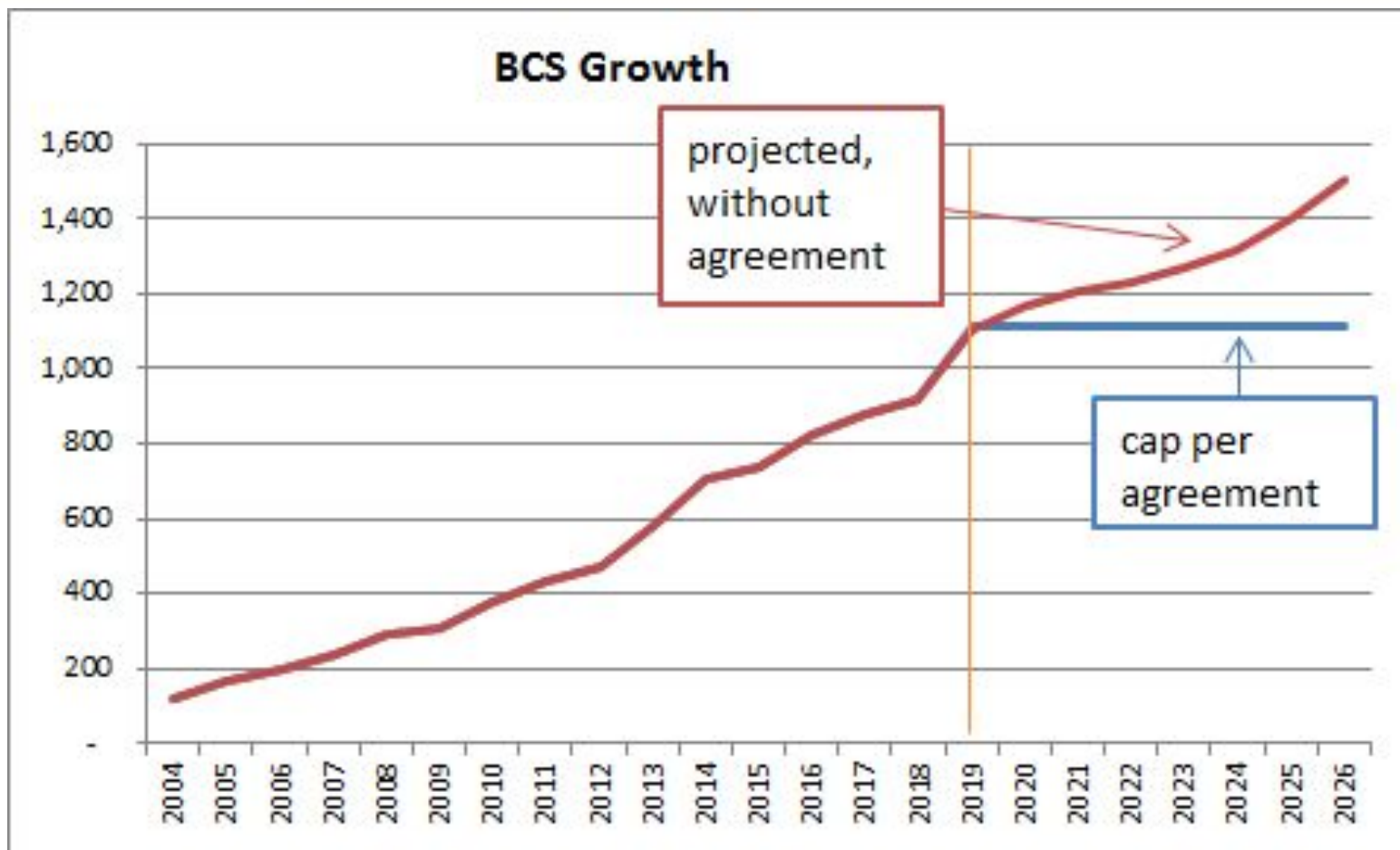
- New school, new park and recreational facilities in a part of the Los Altos School District that needs both
  - 27% of LASD students live in Mountain View (22% of Egan students), with growing community
- City of Mountain View Joint Use Agreement
  - LASD will place a neighborhood elementary, neighborhood junior high school, or choice/charter school with a neighborhood preference on site
  - LASD cannot compel BCS to include a neighborhood preference

# Background

## Proposed Agreement vs. Prop 39

- 2017-2018: BCS and LASD met several times in mediation re: new long term agreement
- Summer 2018: BCS announces abrupt enrollment increase to 1,058 in-district students for 2019-2020
- November 1, 2018: BCS submitted Prop. 39 Facilities Request for 2019-20
  - Requests exclusive use of Egan for 2019-20 school year
  - Under Prop. 39, district required to provide facilities for all in-district students, no restrictions on charter growth

# Need for BCS Enrollment Cap



# Mediation Background

- February 1, 2019: LASD submits preliminary facilities offer to BCS
  - New sharing of specialized space at Egan and Blach
  - Additional sharing of non-classroom space at Egan and Blach
  - New shared site at Loyola for increased enrollment
- February 2019: Mediation resumes to seek a long term agreement
- April 2019: Mediation team proposes agreement to Board and community

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# Public Input Process Important Dates

Public input and transparent community discussion are required to finalize agreement

**More Board Meetings: April 25, 29 at 7pm**

**Board Office Hours (at District Office):**

- **April 8, 12-2**
- **April 10, 9-11**
- **April 24, 11-1**

**Email: [trustees@lasdschools.org](mailto:trustees@lasdschools.org)**



# Public Input Process

## Important Dates

### School Site Forums

|                |                  |                  |
|----------------|------------------|------------------|
| Almond         | April 10, 7pm    | April 25, 9am    |
| Blach          | April 11, 9am    | April 23, 8pm    |
| Covington      | April 10, 4pm    | April 22, 8:35am |
| Egan           | April 9, 8pm     | April 11, 7pm    |
| Gardner Bullis | April 12, 9am    | April 24, 6pm    |
| Loyola         | April 9, 6pm     |                  |
| Oak            | April 26, 8:45am |                  |
| Santa Rita     | April 5, 9am     | April 23, 6pm    |
| Springer       | April 22, 6pm    |                  |