



OFFICE OF CHARTER SCHOOLS

April 17, 2019

Krishna Feeney
Urban Montessori Charter School
5328 Brann Street
Oakland, CA 94619

Re: Oakland Unified School District
Modified Final Offer of Facilities, 2019-20

Dear Krishna Feeney:

Oakland Unified School District (“District”) makes this Modified Final Offer of Facilities to **Urban Montessori Charter School** (“Charter School”) for the 2019-20 school year.

The Final Offer sent on March 29, 2019 is modified as follows:

The District’s Final Offer to the Charter School includes space at the following school site(s):

Sherman Elementary School campus
5328 Brann St, Oakland, CA 94619

The District’s Final Offer shall not include any facilities at the **Frick Impact Academy campus** or the **Parker Elementary School campus**, and the offer of facilities at those campuses shall be withdrawn.

Following is the revised allocation of classrooms at Sherman:

Table 1: Exclusive Use Classroom Allocation Summary

School Site	Total Classrooms	Total Classroom Space (sqft)
Sherman	9	8,430
Total	9	8,430

The Charter School’s allocation of classrooms at Sherman shall be modified to include the following:

Table 2: Exclusive Use Classroom Allocation

Count	School Site	Room # (per MKThink site plan)	Sqft
1	Sherman	A-1-4	900
2	Sherman	A-1-5	900
3	Sherman	A-1-6	900

Urban Montessori Charter School

April 17, 2019

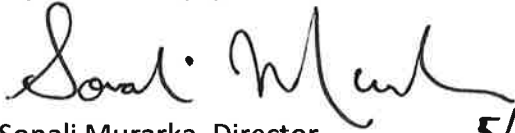
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4	Sherman	A-1-7	900
5	Sherman	A-1-8	900
6	Sherman	A-1-9	900
7	Sherman	A-1-32	1230
8 [New]	Sherman	A-1-10	900
9 [New]	Sherman	A-1-2	900

* Specialized classroom.

The facilities offered in the Modified Final Offer is expressly contingent upon the Charter School executing the accompanying Letter Agreement, including a waiver of any lawsuit brought under Education Code section 47614 (Proposition 39) or its implementing regulations arising out of the 2019-2020 Final Offer or Modified Final Offer of facilities.

If you have any questions, please do not hesitate to contact me.



Sonali Murarka, Director
Office of Charter Schools

5/14/2019.

LETTER AGREEMENT BETWEEN OAKLAND UNIFIED SCHOOL DISTRICT AND URBAN MONTESSORI CHARTER SCHOOL REGARDING FINAL OFFER OF FACILITIES FOR THE 2019-2020 SCHOOL YEAR

WHEREAS, on March 29, 2019, the Oakland Unified School District (“District”) made a final offer of facilities (“Final Offer”) to Urban Montessori Charter School (“Charter School”) under Education Code section 47614 (“Proposition 39”) and its implementing regulations; and

WHEREAS, the Final Offer contained an allocation of facilities at the following District school sites: Sherman Elementary School, Frick Impact Academy and Parker Elementary School; and

WHEREAS, the Charter School desires to only occupy the facilities offered at Sherman Elementary School, and not Frick Impact Academy or Parker Elementary School, with an allocation of classroom space at Sherman greater than that set forth in the Final Offer.

NOW, THEREFORE, for and in consideration of the covenants and agreements herein set forth to be kept and performed by both parties, the parties agree as follows:

1. The District shall modify its Final Offer so as to remove any facilities at the Frick Impact Academy campus and the Parker Elementary School campus, and the offer of facilities at those campuses shall be withdrawn.
2. The District shall issue a Modified Final Offer that allocates a total of nine (9) classrooms of the District’s choosing to the Charter School at Sherman, instead of the seven (7) allocated in the Final Offer.
3. In consideration of the District’s issuance of the Modified Final Offer, Charter School agrees to waive its right to bring a legal action based upon alleged noncompliance with Education Code section 47614 and the Proposition 39 regulations in connection with the facilities offered for the 2019-2020 school year, and the District waives its right to seek an over-allocation penalty pursuant to 5 CCR Section 11969.8. This waiver does not extend to the any action to enforce the obligations set forth in this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date first above written.

OAKLAND UNIFIED SCHOOL DISTRICT

By:  _____

Title: Deputy Chief of Innovation _____

Date: 5/14/19 _____

URBAN MONTESSORI CHARTER SCHOOL

By:  _____

Title: Director of Operations _____

Date: 4/19/18 _____