RESOLUTION

(Authorizing Prospect Academy of Colorado to Apply to the Charter School Institute)

WHEREAS, pursuant to C.R.S. § 22-30.5-504, the Board of Education (“Board”) of Jefferson County School District R-1 (the “District”) is a local board of education that has exclusive chartering authority to authorize charter schools within its geographic boundaries; and

WHEREAS, pursuant to C.R.S. § 22-30.5-504(8), without affecting its exclusive chartering authority, the Board may permit the establishment of one or more Charter School Institute (“CSI”) schools within the geographic boundary of the District by adopting a favorable resolution and submitting the resolution to the State Board; and

WHEREAS, on March 16, 2020, Prospect Academy of Colorado (the “School”) applied to become a District-authorized charter school in accordance with District policy and applicable law; and

WHEREAS, in their review of the School’s application, District staff acknowledged that the School’s application reflects a robust and well-research program, a strong and diverse team with the skills to launch a successful school, and significant outreach to the target community resulting in a good number of intents to enroll, but expressed concern about the financial viability of the School without a CCSP grant and excess cost contributions from the District; and

WHEREAS, based on these concerns, District staff proposed that the School co-locate with another District charter school to launch as a pilot program within such charter school; and

WHEREAS, the School prefers to implement the program as stated in its application and instead requested that the Board release it to apply to the Charter School Institute (“CSI”) to become a CSI school; and

WHEREAS, the Board supports releasing the School to CSI to establish one brick and mortar charter school serving grades K-12 within the District’s boundaries; and

WHEREAS, the Board and the School believe that it would be in their respective best interests to allow the School to apply to CSI to become a CSI school; and

WHEREAS, District staff have presented a memorandum of understanding (“MOU”) containing terms and conditions acceptable to the District and the School for the School’s application for and operation of a CSI school within the District’s boundaries; and

WHEREAS, the Board has thoroughly considered the MOU and, subject to the School’s compliance with the Rules for Administration of the State Charter School Institute (1 CCR 302-1) and other applicable law, is willing to allow the School to apply to become a CSI school in accordance with the MOU.
NOW, THEREFORE, BE IT RESOLVED by the Board of Education as follows:

1. The Board hereby authorizes the School to apply to become a CSI school in accordance with C.R.S. § 22-30.5-504(8). The School shall submit its charter school application to CSI on or before November 1, 2020.

2. The Board President, the Interim Superintendent, or the Interim Superintendent’s designee (the “Authorized Parties”) are authorized to execute the MOU in substantially the form and with substantially the content presented at the meeting, for and on behalf of the Board, but with such changes therein as the District’s counsel and President or Interim Superintendent shall approve. The Authorized Parties are further authorized to execute and deliver for and on behalf of the Board any and all additional certificates, documents, and other papers and to perform all other acts that they may deem necessary or appropriate to implement and carry out the MOU.

3. The Board’s authority granted in this resolution is limited to the School’s establishment of one brick and mortar charter school with the District’s boundaries serving students in grades K-12 and ancillary programs.

4. This resolution shall not be construed in any manner as a relinquishment of the Board’s exclusive chartering authority, which exclusive chartering authority the Board hereby expressly reserves and retains. Except as set forth in Sections 1 and 2, this resolution does not authorize the School to open a new school, replicate, or expand beyond one K-12 charter school and ancillary programs within the District’s boundaries.

Approved and adopted this 1st day of October, 2020.

JEFFERSON COUNTY SCHOOL DISTRICT R-1

By: ____________________________
Susan Harmon
President, Board of Education

Attest:

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Stephanie Schooley
Secretary, Board of Education