

DOUGLAS COUNTY SCHOOL DISTRICT RE-1
Resolution Regarding Waiver and Extension of Timeline for Board to
Consider Charter School Application and Replication

WHEREAS, the Novastar Academy Charter School (hereinafter referred to as “Novastar”) has filed an application on or about March 15, 2022 to be authorized as a charter school by the Board of Education of the Douglas County School District RE-1 (“Board”); and

WHEREAS, Leman Classical School, also known as the Leman Academy of Excellence (hereinafter referred to as “Leman”), a charter school presently authorized by the Douglas County School District RE-1 (“District”), has filed an application to replicate its charter school within the District on or about March 15, 2022 and is seeking the authority and approval of the Board to replicate such charter school within the District; and

WHEREAS, The Science Technology Engineering and Math (STEM) Charter School, also known as the STEM School Highlands Ranch (hereinafter referred to as “STEM”), a charter school presently authorized by the Douglas County School District RE-1 (“District”), has filed an application to replicate its charter school within the District on or about March 15, 2022 and is seeking the authority and approval of the Board to replicate such charter school within the District; and

WHEREAS, Colorado’s Charter Schools Act at C.R.S. 22-30.5-107(2) provides that a “local board of education shall rule by resolution on the application for a charter school . . . within ninety days after receiving the application;” and

WHEREAS, Colorado’s Charter Schools Act at C.R.S. 22-30.5-107(2.5) provides that the “charter applicant and the local board of education may jointly waive the deadlines set forth in [the] section” requiring a board of education to rule by resolution on the application for a charter school within 90 days after receiving the application; and

WHEREAS, charter school applicants Novastar, Leman, and STEM representatives have communicated to District representatives that they are willing to extend the 90 day requirement for the District’s Board to rule on their applications for a new charter school (Novastar) and replication of an existing charter school (Leman and STEM) so that the Board may consider and rule by resolution on their applications at a meeting of the Board to be held on June 21, 2022; and

WHEREAS, the Board desires to waive the requirement of Colorado’s Charter Schools Act requiring it to rule on the charter schools’ applications within 90 days of filing with agreement of the charter school applicants.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF DOUGLAS COUNTY SCHOOL DISTRICT RE-1:

Section 1. Approval to Waive Timeline Requirement of Colorado’s Charter Schools Act. That the Board hereby approves the waiver of the Colorado Charter Schools Act requirement that a board of education rule on the application for a charter school within 90 days after receiving the application and directs the Superintendent to sign all agreements with the charter schools

consistent with those attached as Attachments A, B and C and documents in connection therewith so that the agreed waiver of the 90 day timeline by the District's Board and Novastar, Leman, and STEM can be effectuated consistent with this Resolution.

Section 2. Board's Intent to Consider Charter School Application and Replication Applications on June 21, 2022. That the Board hereby agrees that it shall consider the application and replication applications of Novastar, Leman, and STEM at its meeting to be held on June 21, 2022.

Section 3. Authorization to Perform Other Acts; Ratification. That the Superintendent is hereby authorized to execute and deliver for and on behalf of the Board any and all additional documents and other papers and authorized to perform all other acts that she may deem necessary or appropriate to implement and carry out the matters authorized by this Resolution. All actions heretofore taken by the Board, its officers, and agents, that were not inconsistent with the provisions of this Resolution are hereby ratified, approved and confirmed.

Section 4. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 5. Repealer of Measures. All acts, orders, resolutions or parts thereof, in conflict with this Resolution or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, or part thereof heretofore repealed.

Section 6. Effectiveness. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 24th day of May, 2022.

DOUGLAS COUNTY SCHOOL DISTRICT
RE-1

[SEAL]

By: _____
Mike Peterson, President

Attest:

By: _____
Becky Myers, Secretary