

## **RESOLUTION No. 6265**

### Resolution Approving Renewal of the Charter Agreement with Portland Arthur Academy

#### **RECITALS**

- A. On January 26, 2004, Portland Public Schools (District) Board of Education (Board) passed Resolution 2891 in approval of Portland Arthur Academy's original charter application to the District and instructed staff to negotiate a three-year charter contract.
- B. On February 25, 2008, the Portland Public School Board ("Board") approved Resolution 3852 to renew the contract with The Portland Arthur Academy Public Charter School ("Portland Arthur Academy") for three years.
- C. On March 28, 2011, the Portland Public School Board ("Board") approved Resolution 4437 to renew the contract with The Portland Arthur Academy Public Charter School ("Portland Arthur Academy") under a "flexible five-to-ten-year" agreement.
- D. On January 2, 2021, Portland Arthur Academy delivered its application for renewal of its charter agreement consistent with ORS 338.065.
- E. The process and criteria for considering the renewal of a charter are described in ORS 338.065, including a requirement that the first renewal of a charter must be for the same term as the initial charter, and all future renewals must be for a term of no less than five and no more than 10 years.
- F. The District Charter School Program Director reviewed Portland Arthur Academy's renewal request in good faith using criteria consistent with ORS 338.065(6), which require an evaluation of whether the public charter school is:
  - a. in compliance with ORS Chapter 338 and all other applicable state and federal laws;
  - b. in compliance with the charter of the public charter school;
  - c. meeting or working toward meeting the student performance goals and agreements specified in the charter or in any other written agreements between the District and Portland Arthur Academy;
  - d. fiscally stable and has used the sound financial management system described in the proposal and incorporated into the written charter; and
  - e. in compliance with any other renewal criteria specified in the charter.
- G. On February 11, 2021, the Board Charter Schools and Alternative Programs Committee held a public hearing to hear Portland Arthur Academy's charter renewal request.
- H. On March 9, 2021, after reviewing the information presented by Portland Arthur Academy in support of its renewal request, including information from the public hearing and the staff report, Superintendent Guerrero recommended that the District renew the charter agreement with Portland Arthur Academy. A copy of the Superintendent's recommendation is on file at the District Board office.

#### **RESOLUTIONS**

- 1. The Board of Education for Portland Public Schools has determined that Portland Arthur Academy's request to renew its charter meets the criteria of ORS Chapter 338.
- 2. The Board of Education for Portland Public Schools directs staff to negotiate a ten-year charter agreement between the District and Portland Arthur Academy that is consistent with ORS Chapter 338 and with District policies, is in a form approved by the District's General Counsel, and that includes the following provisions:
  - a. The contract with Portland Arthur Academy shall be for a maximum enrollment of 180 students in grades K-5.

- b. Portland Arthur Academy will receive pass-through of State School Funds (SSF) equivalent to at least the statutory minimum rate for K-8 of 80% of the Charter School Rate. PPS charter schools serving student populations of 50% or greater historically underserved by race/ethnicity currently receive pass-through of 95% of the Charter School Rate for K-8 students.
  - c. Portland Arthur Academy will provide evidence satisfactory to the District that:
    - i. Sources of donations and grants are reasonably assured and that there is a plan in place for supplementing funds received from the State School Fund as necessary;
    - ii. Portland Arthur Academy has a contingency plan in place if revenues are significantly less than or expenses are significantly more than projected, or if there is a significant cut in the SSF charter school rate; and
    - iii. Each school year's budget will be amended and resubmitted to the District when there are any significant changes to the SSF charter school rate.
  - d. Portland Arthur Academy will consult with District Charter Schools Office and/or other District staff as necessary when determining any change in school location during the term of the contract, prior to any lease or purchase agreement being finalized.
  - e. Portland Arthur Academy will work with District staff to formulate a plan to increase dissemination of best educational practices to include more PPS teachers and administrators.
3. The Board of Education for Portland Public Schools directs the Superintendent to report to the Board each year on Portland Arthur Academy's compliance with the terms of the charter agreement. This report may be part of an overall report for all District-sponsored charter schools.