



Legislation Details (With Text)

File #:	22-0563	Version:	1	Name:	First Addendum, Charter School Facilities Program Use Agreement - Education for Change Public Schools - Lazear Charter Academy - Office of Charter Schools
Type:	Agreement or Contract	Status:			Passed
File created:	2/25/2022	In control:			Chief of Staff
On agenda:	3/23/2022	Final action:			3/23/2022
Enactment date:	3/23/2022	Enactment #:			22-0535

Title: Approval by the Board of Education of the First Addendum to Charter School Facilities Program Use Agreement For Education for Change Public Schools - Lazear Charter Academy, by and between the District and Education for Change Public Schools - Lazear Charter Academy, pursuant to terms and conditions stated therein including:

Starting in the 2021-22 fiscal year and continuing through the 2054-55 fiscal year, Charter School shall pay the following facilities use fee on a yearly basis:

(a) Starting in the 2021-2022 fiscal year, Charter School shall pay a fee in the amount of 0.5% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(b) Starting in the 2030-31 fiscal year, Charter School shall pay a fee in the amount of 0.75% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(c) Starting in the 2040-41 fiscal year, the Charter School shall pay a fee in the amount of 1% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(d) Starting in the 2050-51 fiscal year, the Charter School shall pay a fee in the amount of 2% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

However, for any school year in which the percentage of out-of-district students enrolled at Charter School is greater than ten percent (10%) on "Census Day" of that school year, the yearly facilities use fee shall be calculated as follows: 1) Fees shall be calculated pursuant to (a) through (d), above, for the percentage of enrollment that comprise in-District students, and 2) Fees shall be calculated pursuant to (e) through (h), below, for the percentage of enrollment that comprise out of District students.

(e) Starting in the 2021-2022 fiscal year, Charter School shall pay a fee in the amount of 0.95% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(f) Starting in the 2030-2031 fiscal year, Charter School shall pay a fee in the amount of 1.2% of the yearly revenue of the Charter School, as defined by Education Code section 47613, subdivision (f).

(g) Starting in the 2040-2041 fiscal year, Charter School shall pay a fee in the amount of 1.45% of the yearly revenue of the Charter school, as defined by Education Code section 47613, subdivision (f).

(h) Starting in the 2050-2051 fiscal year, Charter School shall pay a fee in the amount of 2.45% of the yearly revenue of the Charter School, as defined by Education Code section 47613, subdivision (f).

All other terms of the Use Agreement remain unchanged and in full force and effect and apply to the terms set forth in the First Addendum.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 22-0563 First Addendum, Charter School Facilities Program Use Agreement - Education for Change Public Schools - Lazezar Charter Academy - Office of Charter Schools

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Date	Ver.	Action By	Action	Result
3/23/2022	1	Board of Education	Adopted	Pass

Approval by the Board of Education of the First Addendum to Charter School Facilities Program Use Agreement For Education for Change Public Schools - Lazezar Charter Academy, by and between the District and Education for Change Public Schools - Lazezar Charter Academy, pursuant to terms and conditions stated therein including:

Starting in the 2021-22 fiscal year and continuing through the 2054-55 fiscal year, Charter School shall pay the following facilities use fee on a yearly basis:

(a) Starting in the 2021-2022 fiscal year, Charter School shall pay a fee in the amount of 0.5% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(b) Starting in the 2030-31 fiscal year, Charter School shall pay a fee in the amount of 0.75% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(c) Starting in the 2040-41 fiscal year, the Charter School shall pay a fee in the amount of 1% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(d) Starting in the 2050-51 fiscal year, the Charter School shall pay a fee in the amount of 2% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

However, for any school year in which the percentage of out-of-district students enrolled at Charter School is greater than ten percent (10%) on "Census Day" of that school year, the yearly facilities use fee shall be calculated as follows: 1) Fees shall be calculated pursuant to (a) through (d), above, for the percentage of enrollment that comprise in-District students, and 2) Fees shall be calculated pursuant to (e) through (h), below, for the percentage of enrollment that comprise out of District students.

(e) Starting in the 2021-2022 fiscal year, Charter School shall pay a fee in the amount of 0.95% of the yearly revenue of the Charter School, as defined in Education Code section 47613, subdivision (f).

(f) Starting in the 2030-2031 fiscal year, Charter School shall pay a fee in the amount of 1.2% of the yearly revenue of the Charter School, as defined by Education Code section 47613, subdivision (f).

(g) Starting in the 2040-2041 fiscal year, Charter School shall pay a fee in the amount of 1.45% of the yearly revenue of the Charter school, as defined by Education Code section 47613, subdivision (f).

(h) Starting in the 2050-2051 fiscal year, Charter School shall pay a fee in the amount of 2.45% of the yearly revenue of the Charter School, as defined by Education Code section 47613, subdivision (f).

All other terms of the Use Agreement remain unchanged and in full force and effect and apply to the terms set forth in the First Addendum.