

**DOUGLAS COUNTY SCHOOL DISTRICT RE-1  
RESOLUTION REGARDING LEMAN CLASSICAL SCHOOL'S REQUEST  
FOR WAIVERS FROM DISTRICT POLICY**

WHEREAS, in May 2016, pursuant to the Charter Schools Act, C.R.S. §§ 22-30.5-101 to 120 (the "Act"), the Board of Education ("Board") of Douglas County School District RE-1 (the "District") granted a charter to Leman Classical School d/b/a Leman Academy of Excellence ("Leman") for a five-year term commencing on July 1, 2016; and

WHEREAS, in November 2016, the Board and Leman entered into the Leman Classical School Charter Contract ("Contract") setting forth the terms and conditions for Leman's operation of its charter school during the term of the Contract, which commenced on July 1, 2016, and expires on June 30, 2021 (the "Contract Term"); and

WHEREAS, though the Contract contemplates the waiver of District policies, the parties did not identify any District policy waivers in Attachment 8 to the Contract and, therefore, Leman remains subject to all applicable District policies; and

WHEREAS, pursuant to Section 5.6(B) of the Contract and in anticipation of the start of the 2018-2019 school year, Leman now seeks waivers from the District policies set forth in Exhibit A, attached hereto and incorporated herein; and

WHEREAS, historically, the District has not had a formal process for charter schools to seek waivers from District policies; and

WHEREAS, to promote consistency and transparency in the charter authorization process, the Board intends to direct District staff to study and implement a uniform process for charter schools to request waivers from District policies; and

WHEREAS, the study and implementation of a waiver process will not be completed prior to the start of the 2018-2019 school year; and

WHEREAS, in light of this fact, the Board has considered Leman's waiver requests and desires to temporarily grant Leman's waiver requests pending the development of a uniform waiver process consistent with state law and Board policy.

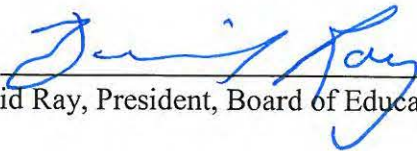
NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Douglas County School District RE-1 as follows:

1. That the waiver requests set forth in Exhibit A are hereby conditionally granted for a one-year term, subject to Leman's submission of a rationale and replacement plan, acceptable to the Superintendent or his designee, for each such policy within six to nine months after the date of this Resolution.
2. That, upon the District's adoption of a uniform waiver process consistent with state law and Board policy, Leman shall re-apply for these waivers in accordance with such process.

3. That the Board and/or Leman have the ability to revisit during the 2018-2019 school year any waived policies that the Board or Leman deem concerning for safety, security, or liability reasons.

ADOPTED AND APPROVED THIS 7<sup>TH</sup> DAY OF AUGUST, 2018, BY A VOTE OF 6-1.

DOUGLAS COUNTY SCHOOL DISTRICT RE-1

By:   
David Ray, President, Board of Education

ATTEST:

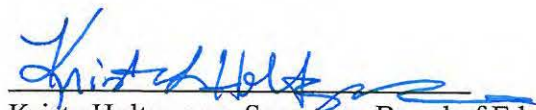
  
Krista Holtzmann, Secretary, Board of Education

EXHIBIT A  
District Policy Waivers



## District Policy Application Form

**Name of Charter School:** Leman Academy of Excellence

**Charter School Contact for This Waiver Request:** Jason Edwards

**Phone** 720-635-8096

**Email** [jason.edwards@lemacademy.org](mailto:jason.edwards@lemacademy.org)

Leman Academy is requesting all district policies deemed automatically granted.

☒ Yes ☐ No

### Non-Automatic District policy waiver requests:

**Note:** The attached cover letter provides general background to this waiver request of selected DCSD Administrative Policies. All DCSD Administrative Policies are listed below. LCS is requesting waiver from those specific policies that are indented, preceded by the word “Waived”, and followed by a short rationale in support of the waiver request specific to that policy.

District Policy	Title	Rationale and Replacement Plan
BE/BEA/BEB	<a href="#"><u>School Board Meetings/Regular Meetings/Special Meetings</u></a>	<b>Rationale:</b> The LCS Governing Board has its own set of Bylaws. LCS has a Code of Conduct that all Board Members sign as they are elected and seated. <b>To review</b> LCS Bylaws, please click <a href="#"><u>HERE</u></a> .
BGB	<a href="#"><u>Policy Adoption</u></a>	<b>Rationale:</b> This applies to only those policies waived where the LCS Governing Board recognizes its responsibility to provide a policy for

		<p>LCS for those waived unless the waived policy has no applicability to the operations of LCS. Further, LCS Board has its own Policy Adoption Policy.</p> <p><b>To review</b> LCS policy, click <a href="#">HERE</a>.</p>
DBG	<a href="#"><u>Budget Adoption Procedures</u></a>	<p><b>Rationale:</b> LCS Governing Board has its own budget process. Timelines for submission of preliminary/draft and adopted budgets will be dictated by DCSD.</p> <p><b>To review</b> LCS Financial Processes, please reference Section 8 of our charter (linked <a href="#">HERE</a>) on pages 20-23.</p>
DFA/DFAA	<a href="#"><u>Revenues from Investments/Use of Surplus Funds</u></a>	<p><b>Rationale:</b> The LCS Governing Board will have authority as to the deposit and investment of school/public funds.</p> <p><b>To review</b> LCS Financial Processes, please reference Section 8 of our charter (linked <a href="#">HERE</a>) on pages 20-23.</p>
DFE	<a href="#"><u>Gate Receipts and Admissions (Royalties)</u></a>	<p><b>Rationale:</b> Not applicable to K-8 school.</p>
DJ	<a href="#"><u>Purchasing</u></a>	<p><b>Rationale:</b> LCS retains the responsibility to award and reject all competitive bids for materials, services, and /or services.</p>
DJ-R	<a href="#"><u>Purchasing Procedures</u></a>	<p><b>Rationale:</b> LCS retains the responsibility to award and reject all competitive bids for materials, services, and /or services.</p>
DJA	<a href="#"><u>Purchasing Authority</u></a>	<p><b>Rationale:</b> LCS retains the responsibility and authority to arrange for and manage all</p>



		purchasing for the operations of the school.
DJE, DJE-R	<u><a href="#">Bidding Procedures</a></u>	<b>Rationale:</b> The LCS Governing Board and / or LCS Principal will retain the role of establishing bid/proposal terms and conditions that govern all procurement transactions.
DJG, DJGA	<u><a href="#">Vendor Relations, Sales Calls and Demonstrations</a></u>	<b>Rationale:</b> Monitoring and accepting any vendor relations will be the sole responsibility of LCS.
DK	<u><a href="#">Payment Procedures</a></u>	<b>Rationale:</b> LCS does not purchase DCSD Business Services and thereby retains all responsibilities for payments.
DKA	<u><a href="#">Payroll Procedures/Schedules</a></u>	<b>Rationale:</b> LCS does not purchase DCSD Business Services and thereby retains all responsibilities for payments.
DKC	<u><a href="#">Expense Authorization/Reimbursements</a></u>	<b>Rationale:</b> LCS does not purchase DCSD Business Services and thereby retains all responsibilities for payments.
DKC-R	<u><a href="#">Travel Expense Authorization/Reimbursement</a></u>	<b>Rationale:</b> LCS does not purchase DCSD Business Services and thereby retains all responsibilities for payments.
DN	<u><a href="#">School Properties Disposal Procedure</a></u>	<b>Rationale:</b> LCS Board and/or LCS Principal retain the responsibility to establish procedures for disposal of the school's real property.
IKF-2005	<u><a href="#">Diploma and Graduation Requirements</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IKF-R-2005	<u><a href="#">Diploma and Graduation Requirements Beginning with Class of 2005</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.

IKF - 2012	<u><a href="#">Diploma and Graduation Requirements</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IKF-R-1	<u><a href="#">Beginning with Class of 2012 Diploma and Graduation Requirements</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IKF-R-2	<u><a href="#">Beginning with Class of 2012 Diploma and Graduation Requirements</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IKF-R-3	<u><a href="#">Document a minimum of twenty hours of community service while enrolled as a high school student</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IKFA	<u><a href="#">Early Graduation</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IMBB	<u><a href="#">Exemptions from Required Instruction</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
IMBB-R	<u><a href="#">Exemptions from Required Instruction</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.
JC	<u><a href="#">School Attendance Areas</a></u>	<b>Rationale:</b> Not applicable since LCS, as a charter school, is not aligned with any District attendance or administrative area.
JH	<u><a href="#">Student Attendance</a></u>	<b>Rationale:</b> LCS has its own Student Attendance Policy which is in compliance with State regulations. <b>To review</b> LCS Attendance policy, please reference our Family Handbook (linked <a href="#">HERE</a> ), Section X. F., on page 22.
JHA	<u><a href="#">Student Withdrawal From School/Dropouts</a></u>	<b>Rationale:</b> Not applicable to a K-8 Program.

JICA	<u><a href="#">Student Dress</a></u>	<p><b>Rationale:</b> LCS has its own Scholar Dress Code as approved by the LCS Governing Board.</p> <p><b>To review</b> LCS Scholar Dress Code, please reference our Family Handbook (linked <a href="#">HERE</a>), Section XI. D., on page 50.</p>
JICC	<u><a href="#">Student Conduct on School Buses</a></u>	<p><b>Rationale:</b> Not applicable since LCS scholars do not ride the school bus to/from school.</p>
JICC-R-1	<u><a href="#">Student Conduct on School Buses (Procedural Guidelines)</a></u>	<p><b>Rationale:</b> Not applicable since LCS scholars do not ride the school bus to/from school.</p>
JICC-R-3	<u><a href="#">Student Conduct On School Buses</a></u>	<p><b>Rationale:</b> Not applicable since LCS scholars do not ride the school bus to/from school.</p>
JQ	<u><a href="#">Student Fees</a></u>	<p><b>Rationale:</b> LCS Principal and Governing Board retains the right to create its own Scholar Fees.</p> <p><b>To review</b> LCS Scholar Fees, please reference Section 7.3 of our charter (linked <a href="#">HERE</a>), on page 19.</p>
JQ-R	<u><a href="#">Student Fees</a></u>	<p><b>Rationale:</b> LCS Principal and Governing Board retains the right to create its own Scholar Fees.</p> <p><b>To review</b> LCS Scholar Fees, please reference Section 7.3 of our charter, (linked <a href="#">HERE</a>), on page 19.</p>
JQ-E	<u><a href="#">Student Fees</a></u>	<p><b>Rationale:</b> LCS Principal and Governing Board retains the right to create its own Scholar Fees.</p> <p><b>To review</b> LCS Scholar Fees, please reference Section 7.3 of our charter, (linked <a href="#">HERE</a>), on page 19.</p>
KF	<u><a href="#">Community Use of School Facilities</a></u>	<p><b>Rationale:</b> LCS retains the right to create its own Facility Use Policy.</p>





		<b>To review</b> Leman Academy's Facilities Use Policy, please click <a href="#">HERE</a> .
KF-R-1	<a href="#"><u>Community Use of School Facilities Administrative Procedures and Regulations</u></a>	<b>Rationale:</b> LCS retains the right to create its own Facility Use Policy including fee structure for use. <b>To review</b> Leman Academy's Facilities Use Policy, please click <a href="#">HERE</a> .



**Board File: LBD**

## **CHARTER SCHOOLS**

The Douglas County School District RE. 1 believes and supports educating the whole child. Our Vision, set by our Board of Education, is to help students acquire the knowledge and abilities to be responsible citizens who contribute to society. This vision is supported through promoting the acquisition of knowledge, the development of skills for learning, the understanding of ideals and values, and the enhancement of individual potential.

Douglas County School District Re. 1 offers several alternative school options, which provide for a broad range of educational needs and instructional focus within the school system.

Douglas County School District Re. 1 believes/supports student learning through a myriad of educational options. In following established legislative provisions under the Colorado State Charter Schools Act (Sections 22-30.5-101 -102 et. seq., C.R.S. signed into law in 1993), we are committed to engaging our community in decision making with the latitude to create a public school using innovative teaching and curriculum independent of that taught in traditional/neighborhood public schools.

A charter school shall be a public, nonsectarian, nonreligious, non-home-based school, subject to all federal and state laws and constitutional provisions prohibiting discrimination on the basis of disability, race, creed, color, gender, national origin, religion, ancestry or need for special education services which operates within Douglas County School District Re. 1 and is accountable to the Board of Education. A district charter school has standing to sue and be sued in its own name for the enforcement of any contract it is authorized by law to enter into. Enrollment in a charter school shall be open to any child who resides within the Douglas County School District or in contiguous school districts and who meets the criteria in the district charter application. The majority of the district charter school's students must reside in the school district or in contiguous school districts. A charter school shall not charge tuition except as otherwise provided by law.

A charter school proposal requires a written agreement between the charter school authors/organizers and Douglas County School District Re. 1, and must be authorized and approved by the Board of Education. Douglas County School District Re. 1 will follow a fair and consistent charter school proposal process. Establishing/monitoring/managing this process will be the responsibility of the Superintendent or designee.

Adopted: June 3, 2008



**LEGAL REF.:**

C.R.S. 22-30.5-101 et seq. (*Charter Schools Act*)

C.R.S. 222-32-24 (*Pursuant to section 104 of the Charter School Act, all Decisions regarding the planning, sighting, and inspection of charter schools shall be made in accordance with the same statute that applies to school districts*)

C.R.S. 22-20-109 (*Tuition*)

**CROSS REF.:**

LBD –R-1 Charter School Application Process ~~4-3-08~~

LBD –R-2 Charter School Application Contents ~~4-3-08~~

Douglas County School District Re. 1