
AGENDA ITEM: Compliance Matters – Old Pueblo Children’s Academy**Issue**

Since closing its doors on January 6, 2012, the Charter Holder has not provided a Surrender Agreement approved by its governing body and is currently in violation of its charter A.R.S. § 15-183 (E)(3) for failing providing educational services to students.

Background

On January 6, 2012 Old Pueblo Children’s Academy closed its charter school. Board staff communicated with the charter representative and agreed to provide a draft surrender agreement for review and consideration.

On January 24 2012, Board staff provided the charter representative with a surrender agreement and stated that a signed original with your Board’s minutes approving the terms of the surrender would be required for further consideration. A response was requested to be received by February 1, 2012.

On February 8, 2012, Board staff followed up with the charter representative and requested a response as to the charter holder’s intentions regarding the charter.

On February 28, 2012, after verbal communication with the charter representative, the draft surrender agreement was forwarded to the email address provided.

On March 5, 2012, a signed copy of the surrender agreement was received by Board staff. Minutes from a meeting of the charter holder’s board reflecting approval of the terms of the surrender were not provided.

On March 12, 2012 and March 14, 2012 Board staff made attempts to contact the charter representative and left phone messages regarding the missing minutes.

During a phone conversation on March 27, 2012, the charter representative stated to Board staff that a meeting of the charter holder’s board would occur within the week.

To date, minutes from a meeting of the charter holder’s board reflecting approval of the terms of the surrender have not been provided.

Board Options

1. The Board may vote to issue a notice of intent to revoke the charter contract of Old Pueblo Children’s Academy. Staff recommends the following language: I move to issue a notice of intent to revoke the charter of Old Pueblo Children’s Academy for failing to comply with its charter contract and A.R.S. § 15-183 (E)(3) when it ceased providing educational services to students.
2. The Board may determine that it is appropriate to delay making a decision regarding issuing a notice of intent to revoke the charter and direct staff to bring the matter back for consideration at the next regular meeting of the Board.