



2019-20 Charter Schools 1-Year Contract Extension Process

ORS 338.065(4)(c) specifies the second renewal of a charter "...shall be for a minimum of five years but may not exceed 10 years." The "flexible term" agreement allows schools and the district to delay a full renewal process between years 5 and 10 of the charter term based on mutual agreement between the school and the district (see contract language below).

Two charter schools have requested a 1-year extension to their charter contract under the "flexible term" agreement entered into after their second charter renewal.

- **Opal School** is in year 19 of operation, and year 9 of a flexible 5-10 year term.
- **Portland Arthur Academy** is in year 15 of operation, and year 9 of a flexible 5-10 year term.

Both schools' current extensions of contracts are due to expire June 30, 2020. If the schools' requests are granted, staff will amend their current contracts to expire in June 30, 2021. If the requests are not granted, staff will initiate a full renewal process for these schools.

From Opal School and Portland Arthur Academy contracts:

J. Term. It is the intent of the parties that the Charter and this Contract are to be effective as of the date first written. The term of the agreement shall be for five years, scheduled to terminate as of [Date] (unless earlier terminated as provided herein). However, this agreement shall be considered a "flexible term" agreement, and shall contain the following provisions:

- 1. During the fifth year of this Contract, the Board and/or the school will determine whether a renewal process is deemed necessary based on [School]'s ability to meet academic performance standards, its fiscal stability, its adherence with all applicable state laws, and its compliance with all terms of this contract.*
- 2. If the Board and/or the school determines that a renewal process is not necessary, then the term of the contract shall be extended by one year.*
- 3. If the Board and/or the school determines that a renewal process is necessary, then the renewal process will take place in that school year.*
- 4. The process described above will repeat annually until the 10th year of the contract, at which time the renewal process will be mandated in accordance with ORS 338.06S(c).*
- 5. At any point between the fifth and tenth year of the contract, either party ([School] or the District) may request that the renewal process be initiated and, provided that this request falls within a reasonable timeline, the renewal process will take place within that school year.*