

2017/18 ANNUAL AMENDMENT TO CHARTER SCHOOL CONTRACT
Lincoln Academy

This 2017/18 Annual Amendment to Charter School Contract ("Annual Amendment") is made and entered into by and between Jefferson County School District No. R-1 ("School District") and Lincoln Academy ("the School"), and is effective July 1, 2017. This Annual Amendment amends the Charter School Contract effective July 1, 2017 between the School District and the School ("Contract") by adding to, deleting from and modifying the Contract. To the extent any such addition, deletion or modification results in any conflict or inconsistency between the Contract and this Annual Amendment, this Annual Amendment shall govern and the terms of the Contract that conflict with this Annual Amendment or are inconsistent with this Annual Amendment shall be of no force or effect.

RECITALS

WHEREAS, the School District and the School entered into the Contract pursuant to the Charter Schools Act, C.R.S. 22-30.5-101 et seq.; and

WHEREAS, the Charter Schools Act provides that the contract between a charter school and a school district may be amended or modified upon agreement of the parties; and

WHEREAS, the School District's Board of Education ("Board") and the School agree that certain modifications to the Contract are necessary and appropriate.

NOW, THEREFORE, in consideration of the foregoing Recitals and the mutual understandings, releases, covenants, and payments described in the Contract and herein, the parties agree to amend the Contract as follows:

AGREEMENT

1. Section 7.1(A)(ii) is amended to reflect that, during the 2017-2018 school year, the District shall retain Four Hundred and Fifty Dollars (\$450.00) per funded pupil enrolled in the School from the revenues provided under paragraph 7.1(A)(i) for special education services.
2. 7.1(A)(iii) is amended to reflect that, during the 2017-2018 school year, the School District shall retain One Hundred and Thirty Dollars (\$130.00) per funded pupil enrolled in the School from the revenues provided under paragraph 7.1(A)(i) for District-wide English as a Second Language (ESL) services.
3. Section 8.2 shall be deleted in its entirety and replaced with the following new Section 8.2:

The School shall comply with the Patient Protection and Affordable Care Act ("PPACA") and its related regulations, as applicable. To the extent permitted by law, the School shall indemnify and hold the District and its board members, employees, and agents harmless from and against all damages, losses, and expenses arising out of or resulting from the School's failure to comply with PPACA and its related regulations. The School's indemnification obligation hereunder shall survive the termination of this Contract. The School will sign the Cafeteria Plan Notice and Approval Form attached hereto as Attachment 11.
4. Attachment 11 is deleted in its entirety and replaced with a new Attachment 11, attached hereto and incorporated herein by reference.
5. Section 9.1(B) shall be deleted in its entirety and replaced with the following new Section 9.1(B):

For the 2017-2018 fiscal year, the School agrees to purchase the services required for District support as set forth on Attachment 12 at the estimated costs specified therein.

6. Attachment 12 is deleted in its entirety and replaced with the new Attachment 12, attached hereto and incorporated herein by this reference.

10. Attachment 13 is deleted in its entirety and replaced with a new Attachment 13, attached hereto and incorporated herein by this reference.

11. The School's online content and functionality for its programs, services, and activities shall comply with W3C's Web Content Accessibility Guidelines (WCAG) 2.0 Level AA and the Web Accessibility Initiative Accessible Rich Internet Applications Suite (WAI-ARIA) 1.0 (collectively the "Benchmarks") during the term of the Contract. The School may comply with the Benchmarks by using the district's online hosting services.

[Remainder of page intentionally left blank, signatures appear on next page]

IN WITNESS WHEREOF, the parties have executed this Annual Amendment as of the date first above written.

Colorado nonprofit corporation

LINCOLN ACADEMY

a

By: Douglas C. Nuly
President

ATTEST:

Kristi A. Giesy
Secretary

JEFFERSON COUNTY SCHOOL DISTRICT NO. R-1

By: Ray Mitchell
President, Board of Education

ATTEST:

Annabelle Stevens
Secretary, Board of Education

ATTACHMENT 11 Cafeteria Plan Notice and Approval Form


Provided previously - A copy of the completed document should be attached and returned with the executed Annual Amendment.

2017-2018 PLAN YEAR CAFETERIA PLAN/CHARTER FLEX DOLLARS CONTRACT RENEWAL/ADDENDUM EXHIBIT I

Name of School: Lincoln Academy		
Individual completing form	Cindie Poulter	Phone No: 303 467-5363

Your school's additional flex dollars, if any, must be provided on a non-discriminatory basis to similarly-situated employees. This form must be completed and returned to the Director, Employee Benefits- Lisa Eacker at leacker@jeffco.k12.co.us or by fax at (303) 982-6670 by April 15, 2017 and becomes part of your annual contract with the district. Please complete pages 1 – 3 only.

SECTION 1. ACKNOWLEDGE CHANGE TO WAIVE MEDICAL COVERAGE PRACTICE

Please Initial below	Acknowledgement/Compliance statement
	<p>I acknowledge that the District's benefits program will no longer support the administrative practices necessary for compliance related to providing cash compensation to employees who waive employer-provided medical coverage. Accordingly, I agree that my school will, if currently providing cash to employees who waive employer medical coverage, no longer compensate employees with charter-flex dollars for such, effective with the June 30, 2017 paycheck.</p>

SECTION 2. FLEX DOLLARS FOR FULL-TIME EMPLOYEES (those scheduled to work 30 to 40 hours per week)

The annual employer contribution toward the cost of medical coverage for this plan year is: **\$360.25** monthly. In addition to the employer contribution, above, we provide additional charter flex dollars to FT employees as follows:

<i>Check all that apply (FT employees)</i>		<i>Additional Monthly Flex Dollars /Employer Contribution Provided</i>
<input checked="" type="checkbox"/>	40 hour per week employees enrolled in district medical coverage	\$139.75
<input type="checkbox"/>	40 hour per week employees enrolled in district dental and/or vision coverage	
<input checked="" type="checkbox"/>	30 – 39.99 hour per week employees enrolled in district medical coverage	\$139.75
<input type="checkbox"/>	30 – 39.99 hour per week employees enrolled in dental and/or vision coverage	
<input checked="" type="checkbox"/>	Split-contract (for the charter employee who is not enrolled in the benefit plan, but is covered under the district or charter-employed spouse's plan). <i>*(note: beginning with the June 30, 2017 paycheck, we will pay this as an employer contribution through the system, rather than you having to put it on the paycheck)</i>	\$360.25* Plus \$139.75 Flex
<input type="checkbox"/>	No additional flex dollars are provided	

**2017-2018 PLAN YEAR CAFETERIA PLAN/CHARTER FLEX DOLLARS
CONTRACT RENEWAL/ADDENDUM EXHIBIT I**

Name of School: Lincoln Academy

Description of Contribution: Please provide a detailed explanation of how FT employee flex dollar amounts are calculated (i.e., based on FTE, based on actual benefits enrollment, by category (if different), etc.):

SECTION 3. PART-TIME EMPLOYEES (those scheduled to work 20 to less than 30 hours per week)
Please describe any flex dollars you provide to part-time employees to help offset the cost of dental or vision benefits.

<i>Check all that apply (PT employees)</i>		<i>Additional Monthly Flex Dollars Provided</i>
<input type="checkbox"/>	20 – 29.99 hour per week employees	
<input type="checkbox"/>	We have no part-time employees	
<input type="checkbox"/>	Split-contract (for the charter employee who is not enrolled in the benefit plan, but is covered under the district or charter-employed spouse:	
<input checked="" type="checkbox"/>	No flex dollars are provided	

Description of Contribution: Please provide a detailed explanation of how PT employee flex dollar amounts are calculated (i.e., based on FTE, based on actual benefits enrollment, by category (if different), etc.):

**2017-2018 PLAN YEAR CAFETERIA PLAN/CHARTER FLEX DOLLARS
CONTRACT RENEWAL/ADDENDUM EXHIBIT I**

Name of School: Lincoln Academy

SECTION 4. SIGNATURE OF AUTHORIZED REPRESENTATIVE AND CERTIFICATION:

I certify that the above information is true and correct to the best of my knowledge and:

- *that the above listed school provides the Charter Flex Dollar contribution listed above equally to all employees who meet the stated classifications, without discriminating for or against particular employees or classifications of employees, and*
- *that employees obtaining medical coverage through any other means including through a spouse (other than as provided through the split-contract arrangement, an Exchange (i.e. Connect for Health Colorado, through private insurance coverage or governmental programs or those who are not enrolled in any medical coverage, are not eligible for Charter Flex Dollars related to medical benefits.*
- *I have stated any and all conditions for payment above under "Description of Contribution."*

J. Johnson
(Signature, Principal or Authorized Board Member)

Title: J. Johnson Principal Date: 4-13-17

**2017-2018 PLAN YEAR CAFETERIA PLAN/CHARTER FLEX DOLLARS
CONTRACT RENEWAL/ADDENDUM EXHIBIT I**

APPROVAL - For Plan Sponsor Use Only

Name of School:	
<input type="checkbox"/> Approved	<input type="checkbox"/> Denied

Reason for Denial: _____

Required Adjustment: _____

PLAN SPONSOR APPROVAL

Name: Lisa Eacker

Title: Employee Benefits Director

Signature: _____

Date: _____

Attachment 12

**CENTRAL ADMINISTRATIVE OVERHEAD COSTS, SPED AND ESL SERVICES, AND DISTRICT
PURCHASED SERVICES FOR 2017-2018 FISCAL YEAR**

SPECIAL EDUCATION SERVICES

The District shall retain \$450.00 per funded pupil enrolled in the School.

ESL SERVICES

The District shall retain \$130.00 per funded pupil enrolled in the School.

CENTRAL ADMINISTRATIVE OVERHEAD COSTS

Provided previously - A copy of the completed document should be attached and returned with the executed Annual Amendment.

PURCHASED SERVICES

Provided previously - A copy of the completed document should be attached and returned with the executed Annual Amendment.

**CHARTER SCHOOLS
BUDGET PLANNING WORKSHEETS—2017-18
(Revised 2-10-17)**

The following school district revenue sources are expected for Charter Schools:

Per Pupil Revenue 17/18-- \$7,416.29 current estimate from CDE.

Special Education State funds--\$3,271.00 (Tier A \$1,250.00 and Tier B \$2,021.00) per identified student (approximate).

Mill Levy Override & Performance Promise funds--\$1,404.09 per pupil enrolled

State Facilities Assistance (Capital Construction)--\$275.97 per prior year FTE. Revised figure not available at this time. Projection is that the amount will decrease for the 17/18 school year.

Attached you will find tables that indicate the services that are **available for purchase** by Charter Schools. If a Charter School decides to opt out of those services identified with asterisks, the Charter must provide written guarantees, and evidence, that certain minimum requirements have been met.

Central Administrative Overhead-- \$163.16 (2.2%)

Sec. 7.2.2 Purchased Services - \$207.66 (2.8%)--payroll, purchasing, communication services, purchasing services, accounting, accounts payable (but not accounts receivable), cash management, communications and tax anticipation note interest expense, compensation and records, benefits enrollment and processing and related costs for integration with the state, student data services, connection of phone and district computer workstation, district wide mandated assessments, access to legal consultation (other than consultation on employment issues) as described in contract and the ability for charter school staff to participate in school district staff development activities and programs on the same basis as staff employed by the school district as described in contract.

Certain other costs of federally mandated programs are **considered mandatory by the district**, as a cost borne by the PPR for each student in Jefferson County, and will be deducted from the PPR provided for each student. These costs include:

\$450.00 per student for District-Wide Special Education Programs and oversight related to special education. Funds for site level special education programs, as well as state special education funds will be distributed to schools to address local building issues related to special education programs.

\$130.00 per student for District-Wide ESL (English as a Second Language) instruction. These services will be available to any school that has identified ESL students, including charter schools.

The following services have been deemed **unavailable for purchase** by Charter Schools.

Small Engine Repair	Facilities Management
Telecommunications	Transportation
Energy Management	Post-secondary Options
Early Retirement	Preschool
	Custodial Services

CALCULATION OF REVENUE AND DISTRICT SERVICE EXPENSES
FISCAL 2012, 2013, 2014 AND PRELIMINARY FISCAL 2018
 (Revised 2-10-17)

School: Lincoln Academy
 Date 3-22-17

Board of Director Signature Douglas C. Rudy
 Principal/Director Signature J. Johnson

	Fiscal Billed 2015 (Actual)	Fiscal Billed 2016 (Actual)	Fiscal Billed 2017 (Actual)	Preliminary Billed 2018 (Estimated)
Per Pupil Revenue	6,850.05	7,125.67	7,243.55	7,416.29
Fiscal Emergency Contingency Reserve	0.00	0.00	0.00	0.00
Per Pupil Operating Revenue	6,850.05	7,125.67	7,243.55	7,416.29
Central Administrative Overhead	147.38	160.77	158.60	163.16
Sec. 7.2.2 Purchased Services	187.58	204.61	201.86	207.66
Mandatory Dedications				
District Special Education	370.00	400.00	400.00	450.00
English as a Second Language	115.00	104.00	110.00	130.00

Purchased Services	Projected FTE's 679	Cost Per Pupil	Total Cost
1. Insurance Reserves		\$86.76	\$58,910.04
2. Employee Assistance		Flat	\$ 100.00
3.			
4.			
5.			

Return to Tim Matlick or Dawn Buringa no later than April 2018.

District Services Available for Purchase 2017-2018

(Revised 2-10-17)

Administrator: Janelle Johnson

School: Lincoln Academy Date 2/23/2017

Department	Cost	Service	Accept	Deny	Contact	Number
Homebound Students	34.00 per hour	-Teacher visits to home of homebound student		XX	Julie Wilkin	2-7251
*Student Health— Includes vision and hearing screenings--see note below	85.00 per student	-Consultation for health needs and action plans -Letters to parent i.e. immunizations, disease -Delegation of authority to dispense medications		XX		
*Insurance Reserve— see note below	86.76 per student	-Comprehensive general liability—bodily injury, property damage, professional -Property, boiler, machinery -Crime -Litigation defense	XX		Joel Hirschboeck	2-2439
Employee Assistance	100.00 Annual Flat Rate	-Assistance with personal issues of employees with school approval	XX		Kathleen Remington	2-0377

Purchased Services As Needed.

Department	Cost	Service	Contact	Number
Instructional Services	300.00 half day 450.00 full day	Training and instruction for charter school staff	Matt Flores	2-0990
*Finger Print/ background checks—see note below	55.00-75.00 per employee, paid by employee	-Secure fingerprint cards and oath if required by charters -Interact with CBI and pass information to charter schools -Advice and counsel on background checks	David Bell	2-6850
Property Management	Cost will be agreed upon prior to start of project.	Provide a Project Manager for school funded construction or repair projects.	Tim Reed	2-2376

NWEA – MAPS English, Language Arts & Math Science Mastery Connect	8.25 per student tested 2.25 per student tested In Testing, not available to charters as yet	Testing results are available through SOARS after the close of each testing window.	Justin Houch	2-6561
Mount Evans/Windy Peak Outdoor Education Centers	350.00 per child includes transportation	-Outdoor Lab activities for schools who participate. Staff develop, contact OEL for pricing.	Nicole Stewart	2-6845
Warren Tech Option School	25% PPR per ½ day per student per semester 50% PPR per full day per student per semester		Lisa Anderson	2-6641
Library Services - Jeffcat	3.00 per FTE	Provides cataloging services for school library resources. Also provides technical and user support for TLC district library system.	Joan Jenkinson	2-5934

*Finger Print/Background Checks—Should Charters decide to do their own finger print and background checks, the district will require assurances regarding meeting the requirements of state law. Busy checks will be available to the schools that use the district's Finger Print/Background Checks process and not as a stand-alone service.

*Student Health—Should Charters decide not to access this service, the following assurances must be in place; documentation of appropriate state mandated immunizations for each student, and documentation of compliance with state laws and district policies regarding medications and health action plans. The district is currently reviewing the health services model for schools (including district managed, option and charter schools) regarding before/after school care and PreK. More information will be provided as it becomes available.

*Insurance Reserve-- Comprehensive general liability—bodily injury, property damage, professional Property, boiler, machinery-Crime-Litigation defense. Projections are that the cost of insurance will remain stable this year though the deductible may be adjusted. Additional information will be provided as it becomes available

ATTACHMENT 13 Insurance

Insurance policies and limits have not been finalized for the new school year. Current year requirements for charter schools can be found on the Risk Management web page.

4838-4272-6194, v. 1