

FIRST AMENDMENT TO CHARTER OF FEASTER CHARTER SCHOOL

This First Amendment to the Charter of Feaster Charter School (“Amendment”) is made between Chula Vista Elementary School District (“District”), a California public school district, and Feaster Charter School (“Charter School,” together with District, “Parties”), a California public charter school.

This Amendment is to be read in conjunction with and shall expressly amend and revise the Charter of Feaster Charter School initially approved by the Chula Vista Elementary School District Governing Board in 1997 and last renewed effective July 1, 2017 (“Charter”). The effective date of this Amendment is the date of full execution by the Parties’ authorized representatives.

- A. WHEREAS, District and Charter School jointly agree to amend and revise the Charter to reflect adherence to certain specified District Governing Board policies and procedures, including applicable state and federal laws, statutes, and regulations.
- B. WHEREAS, District and Charter School jointly agree that the amendments and revisions as described herein do not constitute a “material revision” to the Charter as referenced in the Charter Schools Act of 1992 (Cal. Educ. Code §§ 47600 *et seq.*; Cal. Code Regs., title 5, §§ 11960 *et seq.*) and applicable case law interpreting same.
- C. WHEREAS, the Parties agree to amend and revise the Charter to reflect changes to the Charter as noted below.
- D. WHEREAS, accordingly, District and Charter School jointly agree that this Amendment, as a non-material revision to the Charter, is not subject to the approval procedures for a “material revision” to a charter, as set forth in Education Code sections 47605 or 47607, and instead, this Amendment may and will become fully effective as of the date of the Parties’ full execution of this Amendment.

NOW, THEREFORE, the Parties hereby acknowledge the adequacy of the consideration given for this Amendment and, notwithstanding any provision to the contrary set forth in the Charter, the Parties hereto expressly agree as follows:

- 1. Feaster Charter School and its Board hereby adopt and will ensure adherence to all District Board Policies (“BP”) and Administrative Regulations (“AR”) specifically except those listed below. With this Amendment, the Charter is hereby revised to incorporate or otherwise be consistent with the all District BP and AR except those specifically listed below:
 - a. BP & AR No. 0420.4 - Charter Schools;
 - b. BP & E No. 0420.41 – Charter School Oversight
 - c. BP No. 0420.42 – Charter School Renewal
 - d. BP No. 0420.43 – Charter School Revocation
 - e. BP & AR No. 0520.4 – Quality Investment Schools;

- f. BP No. 2100 – Administrative Staff Organization;
- g. BP No. 2121 – Superintendents Contract;
- h. BP & Exhibit No. 2122 – Superintendent of Schools – Responsibilities and Duties;
- i. BP No. 2123 – Evaluation of Superintendent
- j. BP No. 4112.1 – Contracts;
- k. BP No. 4113 – Assignments;
- l. BP No. 4116.2 – Assurances to Probationary Certificated Employees
- m. BP No. 4117.4 – Dismissal
- n. BP No. 4142 – Employee Organizations’ Communications, Contacts
- o. BP No. 4143 – Negotiations, Consultations;
- p. BP No. 4143.1 – Educational Employment Relations Act – Public Notice Complaints
- q. BP No. 4216 – Probationary, Permanent Status
- r. BP No. 4218 – Termination of Employment
- s. BP & AR No. 4313.2 – Promotion, Demotion, Reclassification
- t. BP & AR 4317.3 – Personnel Reduction (Layoff, Rehire)
- u. BP No. 4317.4 – Dismissal of Employees
- v. BP & AR No. 4314 – Transfer, Reassignments;
- w. BP & AR No. 4317.3 – Personnel Reduction (Layoff, Rehire);
- x. BB No. 9000 – Roles of the Board (Powers and Responsibilities)
- y. BB No. 9005 – Professional Governance Standards
- z. BB No. 9010 – Public Statements
- aa. BB No. 9011 – Disclosure of Confidential, Privileged Information
- bb. BB No. 9121 – President, Vice President
- cc. BB No. 9122 – Secretary
- dd. BB No. 9123 – Clerk
- ee. BB No. 9130 – Board Committees
- ff. BB No. 9140 – Board Representatives
- gg. BB No. 9200 – Board Members
- hh. BB No. 9220 – Governing Board Elections
- ii. BB & Exhibit No. 9223 – Filling Vacancies
- jj. BB No. 9230 – Orientation
- kk. BB No. 9240 – Board Development
- ll. BB No. 9250 – Remuneration, Reimbursement, and Other Benefits
- mm. BB No. 9260 – Legal Protection
- nn. BB No. 9271 – Code of Ethics
- oo. BB No. 9300 – Governance
- pp. BB No. 9310 – Policy Manual
- qq. BB No. 9311 – Board Policies
- rr. BB No. 9312 – Board Bylaws
- ss. BB No. 9313 – Administrative Regulations
- tt. BB No. 9314 – Suspension of Policies, Bylaws, Administrative Regulations
- uu. BB & Exhibit No. 9320 – Meetings and Notices
- vv. BB No. 9321 – Closed Session Purposes and Agendas

ww. BB No. 9321.1 – Closed Session Conduct and Reports
xx. BB No. 9322 – Agenda, Meeting Materials
yy. BB No. 9323 – Meeting Conduct
zz. BB No. 9323.2 – Actions by the Board
aaa. BB No. 9324 – Minutes and Recordings

2. Any provisions in the Charter that are contradictory to the above are hereby considered null and void.
3. All other provisions of the Charter not in contradiction with this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be duly executed and delivered in their respective names by their authorized representatives as of the date set forth below.

DATED: November____, 2018 **FEASTER CHARTER SCHOOL**

By: _____ Title: _____
Authorized Representative of Feaster Charter School

DATED: November____, 2018 **CHULA VISTA ELEMENTARY SCHOOL DISTRICT**

By: _____ Title: _____
Authorized Representative of Chula Vista Elementary School District