

**RESOLUTION OF THE BOARD OF EDUCATION OF  
DOUGLAS COUNTY SCHOOL DISTRICT RE. 1**

**REGARDING ACKNOWLEDGEMENT OF WITHDRAWAL OF APPLICATION OF  
APEX COMMUNITY SCHOOL**

WHEREAS, on November 15, 2016, the Board of Education (the "Board") of the Douglas County School District (the "District") approved a charter application from Apex Community School ("Apex") and granted Apex a charter for a term of five years, with operations to begin in the Fall of 2018, subject to Apex's compliance with certain conditions, including enrollment benchmarks; and

WHEREAS, on December 13, 2016, Apex and the District entered into a charter contract with an effective date of July 1, 2017, which Apex and the District subsequently amended on March 10, 2017 and September 19, 2017 (the contract and the first and second amendments are collectively referred to as the "Apex Charter Contract"); and

WHEREAS, on December 30, 2017, the Board adopted a resolution that, among other things, required Apex to postpone its opening date to the Fall of 2019 and comply with new conditions of approval, including certain milestones recommended by District staff and adopted by the Board; and

WHEREAS, following the December 30, 2017, meeting, District staff met with Apex leadership to negotiate and identify specific, measurable, attainable, realistic, and timely milestones that, if met, would enable Apex to open in the Fall of 2019; and

WHEREAS, it has been determined that Apex has not meet its enrollment milestone; and

WHEREAS, on February 21, 2019, Apex submitted a letter (Attachment A) notifying the District that it was withdrawing its charter application.

NOW THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Board acknowledges and accepts Apex's withdrawal of its charter application.
2. District staff is directed to work with Apex and their families to seek other enrollment options for students planning to enroll at Apex for the 2019-2020 school year, as appropriate.

Approved and adopted this 5th day of March, 2019, by a vote of \_\_\_\_\_.

DOUGLAS COUNTY SCHOOL DISTRICT RE-1

By: \_\_\_\_\_  
David Ray, President  
Board of Education

Attest:

By: \_\_\_\_\_  
Krista Holtzmann, Secretary  
Board of Education