

**SUMMIT ACADEMY INCORPORATED CHARTER SCHOOL LEA
RESOLUTION NO. 23-01**

**A RESOLUTION OF THE SUMMIT ACADEMY INCORPORATED CHARTER
SCHOOL LEA BOARD OF TRUSTEES AUTHORIZING THE ASSIGNMENT OF THE
SUMMIT ACADEMY CHARTER HIGH SCHOOL LEA TO THE SUMMIT ACADEMY
INCORPORATED CHARTER SCHOOL LEA.**

WHEREAS, the Summit Academy Incorporated Charter School LEA Board of Trustees met in a special session on June 5, 2023, to consider, among other things, authorizing the assignment of the Summit Academy Charter High School LEA to the Summit Academy Incorporated Charter School LEA; and

WHEREAS, the Summit Academy Charter High School was originally organized as its own LEA separate from the Summit Academy Incorporated Charter School LEA; and

WHEREAS, the Summit Academy Charter High School LEA and the Summit Academy Incorporated Charter School LEA have the same Board of Trustee members, director, staff, etc.; and

WHEREAS, the Summit Academy Charter High School LEA and the Summit Academy Incorporated Charter School LEA desire to merge into one LEA by assigning all of Summit Academy Charter High School LEA's rights, duties, assets, and liabilities under the Charter Agreement to Summit Academy Incorporated Charter School LEA; and

WHEREAS, merging the two LEAs into one entity potentially conserves time by eliminating duplicate reports, entries, etc.; and

WHEREAS, merging the two LEAs into one entity also potentially decreases costs by consolidating expenses such as insurance policies, audits, bonds, etc.; and

WHEREAS, merging the two LEAs into one entity will also create a more cohesive, unified educational environment; and

WHEREAS, the merger will be clean, seamless, and virtually unnoticeable to students and staff; and

WHEREAS, after careful consideration, the Board has determined that it is in the best interests of both entities to merge into one LEA.

NOW, THEREFORE, BE IT RESOLVED by the Summit Academy Incorporated Charter School LEA Board of Trustees that the assignment of the Summit Academy Charter High School LEA to the Summit Academy Incorporated Charter School LEA is hereby approved.

BE IT FURTHER RESOLVED as follows:

1. **Data.** Student data from the Summit Academy Charter High School LEA shall be transferred to the Summit Academy Incorporated Charter School LEA through the student information system *Aspire*; students will also be assigned a new campus.

2. **Students.** Students will not notice a difference in their educational experience after the assignment.

3. **Records.** Records for both the Summit Academy Charter High School LEA and the Summit Academy Incorporated Charter School LEA are physically housed at the same location; consequently, as part of the merger, both entities shall acknowledge once applicable records have been sent and received.

4. **Assets.** The Summit Academy Incorporated Charter School LEA shall receive all of the assets transferred to it from the Summit Academy Charter High School LEA in accordance with the Property and Depreciation Schedule, attached hereto as Exhibit A and incorporated herein by this reference.

5. **Liabilities.** The Summit Academy Incorporated Charter School LEA desires to accept all the Summit Academy Charter High School LEA's liabilities, and shall receive all such liabilities as transferred from the Summit Academy Charter High School LEA to the Summit Academy Incorporated Charter School LEA. Professional staff is hereby directed to effectuate such receipt of liabilities.

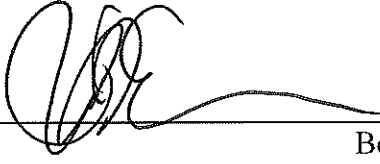
6. **Charter Agreement.** Upon approval by the State Charter School Board, the Summit Academy Incorporated Charter School LEA is hereby authorized to (1) accept the assignment of the Charter Agreement that was entered between Summit Academy Charter Higher School LEA and the State Charter School Board; and (2) execute the Assignment Agreement that the State Charter School Board has prepared to provide its written approval of the assignment.

7. **Contracts.** The Summit Academy Incorporated Charter School LEA has agreed to direct the drafting and execution of the contracts necessary to effectuate the assignment and to work with vendors and hire legal counsel as necessary to assist in the merger.

8. **Authorization.** Staff is hereby authorized to take any other action necessary to complete the assignment including, but not limited to, transferring any additional assets or liabilities not contemplated herein.

This resolution, assigned Resolution No. 23-01, shall take effect immediately upon its passage and acceptance.

Summit Academy Incorporated Charter School LEA Board of Trustees

By:  _____
Board Chair

**SUMMIT ACADEMY CHARTER HIGH SCHOOL LEA
RESOLUTION NO. 23-02**

**A RESOLUTION OF THE SUMMIT ACADEMY CHARTER HIGH SCHOOL LEA
BOARD OF TRUSTEES AUTHORIZING THE ASSIGNMENT OF THE SUMMIT
ACADEMY CHARTER HIGH SCHOOL LEA TO THE SUMMIT ACADEMY
INCORPORATED CHARTER SCHOOL LEA.**

WHEREAS, the Summit Academy Charter High School LEA Board of Trustees met in a special session on June 5, 2023, to consider, among other things, authorizing the assignment of the Summit Academy Charter High School LEA to the Summit Academy Incorporated Charter School LEA; and

WHEREAS, the Summit Academy Charter High School LEA was originally organized as its own LEA separate from the Summit Academy Incorporated Charter School LEA; and

WHEREAS, the Summit Academy Charter High School LEA and the Summit Academy Incorporated Charter School LEA have the same Board of Trustee members, director, staff, etc.; and

WHEREAS, the Summit Academy Charter High School LEA and the Summit Academy Incorporated Charter School LEA desire to merge into one LEA by assigning all of Summit Academy Charter High School LEA's rights, duties, assets, and liabilities under the Charter Agreement to Summit Academy Incorporated Charter School LEA; and

WHEREAS, merging the two LEAs into one entity potentially conserves time by eliminating duplicate reports, entries, etc.; and

WHEREAS, merging the two LEAs into one entity also potentially decreases costs by consolidating expenses such as insurance policies, audits, bonds, etc.; and

WHEREAS, merging the two LEAs into one entity will also create a more cohesive, unified educational environment; and

WHEREAS, the merger will be clean, seamless, and virtually unnoticeable to students and staff; and

WHEREAS, after careful consideration, the Board has determined that it is in the best interests of both entities to merge into one LEA.


NOW, THEREFORE, BE IT RESOLVED by the Summit Academy Charter High School LEA Board of Trustees that the assignment of the Summit Academy Charter High School LEA to the Summit Academy Incorporated Charter School LEA is hereby approved.

BE IT FURTHER RESOLVED as follows:

1. **Data.** Student data from the Summit Academy Charter High School LEA shall be transferred to the Summit Academy Incorporated Charter School LEA through the student information system *Aspire*; students will also be assigned a new campus.
2. **Students.** Students will not notice a difference in their educational experience after the assignment.
3. **Records.** Records for both the Summit Academy Charter High School LEA and the Summit Academy Incorporated Charter School LEA are physically housed at the same location; consequently, as part of the merger, both entities shall acknowledge once applicable records have been sent and received.
4. **Assets.** The Summit Academy Charter High School LEA shall transfer all its assets to the Summit Academy Incorporated Charter School LEA in accordance with the Property and Depreciation Schedule, attached hereto as Exhibit A and incorporated herein by this reference.
5. **Liabilities.** The Summit Academy Charter High School LEA shall assign all its liabilities to Summit Academy Incorporated Charter School LEA, which liabilities Summit Academy Incorporated Charter School LEA has agreed to accept. Professional staff is hereby directed to effectuate such transfer of liabilities.
6. **Charter Agreement.** Upon approval of the State Charter School Board, the Summit Academy Charter Higher School LEA is hereby authorized to (1) assign to the Summit Academy Incorporated Charter School LEA the Charter Agreement that it entered into with the State Charter School Board; and (2) execute the Assignment Agreement that the State Charter School Board has prepared to provide its written approval of the assignment.
7. **Contracts.** The Summit Academy Incorporated Charter School LEA has agreed to direct the drafting and execution of the contracts necessary to effectuate the assignment and to work with vendors and hire legal counsel as necessary to assist in the merger.
8. **Authorization.** Staff is hereby authorized to take any other action necessary to complete the assignment including, but not limited to, transferring any additional assets or liabilities not contemplated herein.

This resolution, assigned Resolution No. 23-01, shall take effect immediately upon its passage and acceptance.

Summit Academy Charter High School LEA Board of Trustees

By:  _____ Board Chair