



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item 10.1e

Meeting Date: October 13, 2022

Subject: Approve Memorandum of Understanding Allowing the California Montessori Project School Access to Rehabilitate Certain Facilities Under the Charter School Facilities Program

- Information Item Only
- Approval on Consent Agenda
- Conference (for discussion only)
- Conference/First Reading (Action Anticipated: _____)
- Conference/Action
- Action
- Public Hearing

Division: Continuous Improvement and Accountability

Recommendation: Approve Memorandum of Understanding Allowing the California Montessori Project School Access to Rehabilitate Certain Facilities Under the Charter School Facilities Program

Background/Rationale: This agreement is required to comply with the application prerequisites for the Charter School Facilities Program. The District and the Non-Profit, the California Montessori Project (CMP), are interested in partnering in the Charter School Facilities Program application process.

The Charter School Facilities Program will be used to help fund certain projects major repair and replacement projects including, but not limited to, roofing, flooring, painting, concrete, asphalt, and other minor modernization at the school site used by CMP, the Thomas Jefferson Campus on 2635 Chestnut Hill Drive, Sacramento.

Financial Considerations: Future repair and replacement efforts are contingent on CMP obtaining CSFP funds for the purposes outlined within the MOU, and the Parties mutually agreeing upon the amount of matching funds provided by the District.

LCAP Goal(s): Operational Excellence

Documents Attached:

1. Executive Summary
2. Memorandum of Understanding Allowing the California Montessori Project School Access to Rehabilitate Certain Facilities Under the Charter School Facilities Program

Estimated Time of Presentation: NA

Submitted by: Lisa Allen, Deputy Superintendent

Jesse Ramos, Director of Innovative Schools

Approved by: Jorge A. Aguilar, Superintendent

Board of Education Executive Summary

Continuous Improvement and Accountability

Approve Memorandum of Understanding Allowing the California Montessori Project School Access to Rehabilitate Certain Facilities Under the Charter School Facilities Program

October 13, 2022



I. OVERVIEW / HISTORY

This Memorandum of Understanding (MOU) outlines an agreement between the Non-Profit, the California Montessori Project (CMP), and the Sacramento City Unified School District (District) for the District to complete certain major repair and replacement projects including, but not limited to, roofing, flooring, painting, concrete, asphalt, and other minor modernization. The major repair and replacement is contingent on CMP receiving state facilities funding through the Charter School Facilities Program (CSFP), and work would be completed at the school site used by CMP, the Thomas Jefferson Campus on 2635 Chestnut Hill Drive, Sacramento.

If state funding apportionments are received, the work would be completed using CSFP, CMP, and matching District funds--the amount of which shall be mutually agreed upon by the Parties at a later date. The Non-Profit will pay the District project management fees as deemed necessary.

II. DRIVING GOVERNANCE

This agreement is required to comply with the application prerequisites for the CSFP administered by the California School Finance Authority and the Office of Public School Construction staff to the State Allocation Board.

III. BUDGET

Future repair and replacement efforts are contingent on CMP obtaining CSFP funds for the purposes outlined within the MOU, and the Parties mutually agreeing upon the amount of matching funds provided by the District. Fifty (50) percent matching funds from CMP and District would be required if CSFP funds are obtained. District provided matching bond funds are yet to be determined and will be provided when the time comes.

IV. GOALS, OBJECTIVES, AND MEASURES

To approve MOU, then to partner with CMP to pursue CSFP funds to use for making certain major repairs and replacement projects on the Thomas Jefferson campus on 2635 Chestnut Hill Drive, Sacramento, which CMP uses.

V. MAJOR INITIATIVES

To fulfill the purpose of the District's emerging Facilities Master Plan to "...assess and propose upgrades to each District facility ensuring alignment with the District's Equity, Access, and Social Justice Guiding Principle and the District's 2019-2020 LCAP Goal #4 for Operational Excellence."

Board of Education Executive Summary

Continuous Improvement and Accountability

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VI. RESULTS

The Board's approval of the MOU authorizing the CMP School Access to rehabilitate certain facilities under the Charter School Facilities Program.

VII. LESSONS LEARNED / NEXT STEPS

After the MOU is approved, the District will partner with the CMP School to apply to the Charter School Facilities Program. Afterwards, the Parties will work to mutually agree upon the amount of matching funds provided by the District.

**MEMORANDUM OF UNDERSTANDING ALLOWING THE CHARTER SCHOOL ACCESS TO REHABILITATE
CERTAIN FACILITIES UNDER THE CHARTER SCHOOL FACILITIES PROGRAM**

This Memorandum of Understanding (“MOU”) is entered into by and between the Sacramento City Unified School District (“District”) and California Montessori Project, a California Non-Profit Public Benefit Corporation organized and operated under the Internal Revenue Code Section 501(c)(3) (“Non-Profit”), as operator of California Montessori Project, Capitol Campus, on the effective date as set forth below. District and Non-Profit are referred to singularly as “Party” or collectively as “Parties”.

WHEREAS, the District is the owner of real property located at Thomas Jefferson Elementary School, 2635 Chestnut Hill Drive, Sacramento, California (the “Site”).

WHEREAS, the District desires to allow the Non-Profit access to rehabilitate certain facilities located at the Site, consisting of certain major repair and replacement projects including, but not limited to, roofing, flooring, painting, concrete, asphalt, and other minor modernization at the Site (the “Project”), under the Charter School Facilities Program as administered by the California School Finance Authority and the Office of Public School Construction as staff to the State Allocation Board.

WHEREAS, the District and Non-Profit agree that: the District will carry out the Project and the work will be performed by a contractor of the District’s choosing in compliance with the Public Contract and Labor Codes; the work will be completed within the timeframe allowed pursuant to School Facility Program Regulation Sections 1859.105, 1859.166, and 1859.167 and as stipulated in the contract documents; and, the work will be completed with Charter School Facilities Program funds and those local District matching funds, the amount of which shall be mutually agreed upon by the Parties, and the Non-Profit will pay the District project management fees as deemed necessary.

NOW THEREFORE, for good and valuable consideration, the Parties agree as follows:

- 1) Provided that the Non-Profit has obtained Charter School Facilities Program funds for the purposes of rehabilitating certain facilities at the Site, the Non-Profit is hereby permitted access to the Site for the purposes of completing the Project under the Charter School Facilities Program.
- 2) This MOU shall immediately terminate upon the final determination of the Office of Public School Construction that Non-Profit is ineligible to obtain the Charter School Facilities Program funds for the Project.
- 3) This MOU shall become effective upon the signatures of the Parties.

[Signatures on the following page.]

IN WITNESS WHEREOF, the Parties execute this MOU on the dates set forth below.

Date: 9/30/22


Brett Barley
Executive Director / Superintendent
California Montessori Project

Date: _____

Jorge Aguilar
Superintendent
Sacramento City Unified School District