

**RESOLUTION APPROVING THE EXTENDED COVID-19 LEARNING PLANS  
 (“ECLP”) AND APPROVAL OF CHARTER CONTRACT AMENDMENT  
 Battle Creek Montessori Academy (the “Academy”)**

A special] meeting of the Academy Board of Directors was held on the 24th day of September, 2020, at 6 p.m.

The meeting was called to order at 6:03 p.m. by Board Member Michael Coykendall:

Present: Michael Coykendall, Elizabeth Turner, Kristin Blood, Lisa Hahn

Absent: Jennifer Beam

The following preamble and resolution were offered by Board Member Elizabeth Turner and supported by Board Member Lisa Hahn:

**BACKGROUND**

On August 20, 2020, in response to the novel coronavirus (“COVID-19”) pandemic affecting our state, Governor Whitmer signed into law certain amendments to the State School Aid Act of 1979, as amended, MCL 388.1601 *et seq.* (“Back to School Laws”). The Back to School Laws include additional requirements for all Michigan schools as they plan for a return of preK-12 education for the 2020-2021 school year. Under the Back to School Laws, a public school academy must provide for instruction under an extended COVID-19 learning plan (“ECLP”) that is approved by its authorizing body (“Authorizer”). ECLPs include many of the same subject matters addressed in a public school academy’s charter contract, including measurable educational goals to be achieved by all subgroups in the school, measurement of those educational goals by one or more benchmark assessments, a description of how the educational program, including instruction, will be delivered, a description of the school’s curricula and specific reporting requirements for the 2020-2021 school year. Under the Back to School Laws, schools retain the flexibility to tailor and adjust their ECLPs to meet the needs of their students and the community they serve.

The Back to School Laws require, among other things, that each public school academy do the following:

- (1) Establish educational goals required to be included in the ECLP no later than September 15, 2020.
- (2) Approve an ECLP and submit it to their respective Authorizer for approval by October 1, 2020. If approved by the Authorizer, the ECLP is transmitted by the Authorizer to the Superintendent of Public Instruction and the State Treasurer.
- (3) Make an ECLP accessible through the transparency reporting link on the school’s website by October 1, 2020.

(4) Within the first nine weeks of the 2020-2021 school year, administer 1 or more benchmark assessments from the list approved by the Michigan Department of Education (“MDE”)<sup>1</sup>, a benchmark assessment provided by MDE, or local benchmark assessments, or a combination of the above, to pupils in grades K-8 to measure math and reading proficiency. In addition, by the last day of the 2020-2021 school year, administer another benchmark assessment to pupils in K-8 to measure proficiency in the same subject matter. The Back to School Laws require schools to use the same benchmark assessment(s) used in the 2019-2020 school year, if applicable.

(5) Provide each pupil's data from the benchmark assessment or benchmark assessments, as available, to the pupil's parent or legal guardian within 30 days of administering the benchmark assessment(s).

(6) Not later than February 1, 2021, create a report that addresses the progress made in meeting the educational goals in the ECLP that the academy expected would be achieved by the middle of the school year and make the report available on the transparency reporting link on a public school academy's website.

(7) Not later than the last day of the 2020-2021 school year, create a report concerning progress made in meeting the educational goals in the ECLP and make the report available on the transparency reporting link on a public school academy's website.

(8) No later than June 30, 2021, send the aggregate academy-level data from a benchmark assessment(s), excluding data from a local benchmark assessment or local benchmark assessments, to a regional data hub that is part of the Michigan data hub network that shall compile the data and send it to the Center for Educational Performance and Information (“CEPI”).

(9) Thirty days after approval of the ECLP, the Board shall meet monthly to re-confirm how pupil instruction is being delivered at the school and whether it is consistent with the ECLP and to ensure that 2 2-way interaction, as defined in the Act, is occurring between students and teachers each week of the school year for at least 75% of students enrolled in the school. At each meeting, the Board shall: (a) publicly announce its weekly interaction rates of 2 2-way interaction since its last meeting; (b) allow for public comment on the ECLP; and (c) discuss whether changes to the method of delivery for pupil instruction under the ECLP are necessary.

**THE ACADEMY BOARD THEREFORE RESOLVES THAT:**

1. The attached ECLP, approved by the Authorizer, is approved. See Exhibit 1. Actions taken by Academy representatives to prepare and submit the ECLP to the Authorizer are ratified.

---

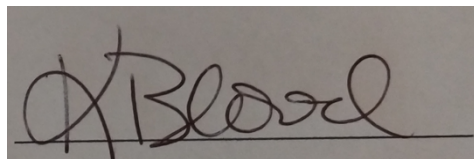
<sup>1</sup> MDE has approved four providers of benchmark assessments and continues to assess additional providers. See [https://www.michigan.gov/documents/mde/Benchmark assessments 7000777.pdf](https://www.michigan.gov/documents/mde/Benchmark_assessments_7000777.pdf)

2. The attached Contract amendment, incorporating the ECLP into the Contract, is approved. See Exhibit 2. The Board President is authorized to sign and submit the Contract amendment to the Authorizer for approval.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.
4. The Academy will deliver from time to time such information regarding the implementation of the Academy's ECLP as the Authorizer or Michigan Department of Education may reasonably request.
5. Any Board policies or provision of Board policies that prohibit or impede the Academy's compliance with ECLP are temporarily waived, suspended or altered.
6. This Resolution shall take immediate effect and continue through the end of the 2020-2021 school year. If the Back to School Laws are amended, and such amendments requires additional Board action relative to the ECLP, the Board may take such action to comply with existing law.

Ayes: 4

Nays: 0

Resolution declared adopted.

A rectangular box containing a handwritten signature in black ink. The signature appears to read "Kristin Blood" in a cursive script.

Print Name: Kristin Blood

Secretary, Academy Board

[Exhibit 1: Attach Copy of ECLP Approved by Authorizer]

[Exhibit 2: ECLP Contract Amendment]

**EXTENDED COVID-19 LEARNING PLAN CONTRACT AMENDMENT**

**BETWEEN**

**Ferris State University**  
**(AUTHORIZING BODY)**

**AND**

**Battle Creek Montessori Academy**  
**(PUBLIC SCHOOL ACADEMY)**

**OCTOBER 1, 2020**

**EXTENDED COVID-19 LEARNING PLAN (“ECLP”) CONTRACT AMENDMENT**

**Battle Creek Montessori Academy**

In accordance with Article IX of the Terms and Conditions, incorporated as part of the Contract to Charter a Public School Academy and Related Documents, issued by **Ferris State University** (“University Board”) and **Battle Creek Montessori Academy** (“Academy”) on July 1, 2018 (“Contract”), the parties agree to amend the Contract as follows:

1. The attached ECLP is incorporated into the Contract. Exhibit 1. The parties agree to suspend the following Contract provisions for the 2020-2021 school year to the extent that such Contract provisions are in conflict with the ECLP:
  - a. Schedule [7b]: Educational Goals;
  - b. Schedule [7c]: Educational Programs;
  - c. Schedule [7d]: Curriculum; and
  - d. Schedule [7e]: Method of Pupil Assessment.
2. Any revisions or changes to the ECLP, approved by the Academy Board, shall be added to this Contract amendment upon approval by the FSU Charter Schools Office Director. The parties agree that amendments to the ECLP will be identified sequentially as “First Amendment to the ECLP Contract Amendment,” “Second Amendment to the ECLP Contract Amendment,” and so forth.
3. This Contract amendment shall remain in effect until the end of the 2020-2021 school year or termination by the parties, whichever occurs first.
4. In the event that is a perceived conflict between the ECLP and the Academy’s Preparedness Plan, the parties agree to discuss implementation of both the ECLP and the Preparedness Plan to ensure that the Academy can meet all of its obligations under applicable law.

This Contract amendment is hereby approved by the University Board and the Academy through their authorized designees and shall have an effective date of the Academy’s first day of school for the 2020-2021 school year.

\_\_\_\_\_  
By: [Name of Signatory]  
[Name of Authorizer]  
Designee of the [University] Board

Dated: October 1, 2020



By: Michael Coykendall, Board, President  
Battle Creek Montessori Academy  
Designee of the Academy Board

Dated: October 1, 2020