

**RESOLUTION ADOPTED BY NORTHERN MICHIGAN UNIVERSITY
BOARD OF TRUSTEES ON FEBRUARY 10, 2015**

On motion by Dr. Thomas H. Zurbuchen and second by Mr. Robert E. Mahaney, the following resolution was adopted unanimously:

WHEREAS, the Michigan Legislature has provided for the establishment of public school academies as part of the Michigan public school system; and

WHEREAS, under the Revised School Code, the Northern Michigan University Board of Trustees ("University Board"), as the governing body of a state public university, is an authorizing body empowered to issue contracts to organize and operate public school academies; and

WHEREAS, on July 1, 2014, the University Board issued to North Star Academy (the "Academy") a Contract to Charter a Public School Academy (the "Current Contract") with a term of one (1) year, but providing that, if the University Board determines that the Academy has satisfied certain conditions, the University Board may extend the Current Contract four (4) additional academic years such that the Contract will expire not later than June 30, 2019; and

WHEREAS, the Current Contract will expire on June 30, 2015 and the Academy has asked the University Board to issue a new contract to charter a public school academy; and

WHEREAS, in addition to other Revised School Code requirements, the University Board's reauthorization process included consideration of increases in academic achievement for all groups of pupils as measured by assessments and other objective criteria as the most important factor in the decision of whether or not to issue to the Academy a new contract to charter a public school academy; and

WHEREAS, the University Charter Schools Office: (1) has evaluated and assessed the Academy's operation and performance related to the Current Contract, (2) determined that the Academy has satisfied the conditions that the University Board and the Charter Schools Office have established; (3) determined that the Academy's academic achievement for all groups of pupils as measured by assessments and other objective criteria is satisfactory; and (4) recommends that the University Board issue a new contract to charter a public school academy to the Academy;

NOW, THEREFORE, BE IT RESOLVED:

1. The University Board takes the following action related to issuing a Contract to Charter a Public School Academy and Related Documents ("Contract") to the Academy:
 - a. The University Board approves the form of the Contract and related documents as submitted to and reviewed by the University Board;
 - b. The University Board approves and authorizes the issuance of the Contract and related documents and authorizes the Northern Michigan University President (the "President") to execute the Contract and related documents

issued by the University Board to the Academy, provided that, before execution of the Contract, the University President or his designee affirms the following:

- i. all terms of the Contract have been agreed upon and the Academy is able to comply with all terms and conditions of the Contract and Applicable Law;
 - ii. the Academy has submitted all due diligence and other information required by the CSO Officer and the University Board's legal counsel and the CSO Officer is satisfied that the Academy will be able to operate successfully;
 - iii. the Academy has identified and secured a facility deemed appropriate by the CSO Officer; and
 - iv. the Contract for the Academy is substantially similar to previous charter contracts approved by the University Board, with the only changes being those: (i) that are consistent with the Application; or (ii) made by the CSO Officer, in consultation with the University Board's legal counsel, that are in the best interest of the University Board.
- c. The University President may agree to a Contract term that does not exceed two (2) academic years commencing on July 1, 2015. The University Board also authorizes that the Contract may provide for an extended Contract term if the Academy satisfies the criteria set forth in the Contract or otherwise established by the University Board or its designee; however, that additional term may not exceed two (2) years such that the total Contract term may not extend beyond June 30, 2019. Annual updates to the Northern Michigan University Board of Trustees will be required for the first two years.
2. That the University Board will subsequently determine whether current Academy Board members will continue to serve in their current positions beyond the term of the Current Contract and that the CSO Officer is directed to, by April 30, 2015, submit a recommendation to the University Board regarding the terms of office for current Academy Board members.
3. This resolution shall be incorporated in and made part of the Academy's Contract.

I, the undersigned, as Secretary of the Northern Michigan University Board of Trustees, do hereby certify the foregoing resolution was adopted by the Northern Michigan University Board of Trustees at a public meeting held on the 10th day of February, 2015, with a vote of 8 for 0 opposed, and 0 abstaining.

Signature: Cathy A. Niemi
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