

AMENDMENTS TO THE NĀ WAI OLA PUBLIC CHARTER SCHOOL JULY 1, 2021 PUBLIC CHARTER SCHOOL CONTRACT

I. Background

The following Amendments to the July 1, 2021 Public Charter School Contract (the “Amendments”) effective as of June 20, 2022, March 9, 2023 and July 01, 2023, respectively (the “Effective Dates”), are by and between the **STATE PUBLIC CHARTER SCHOOL COMMISSION** located at 1164 Bishop Street, Suite 1100, Honolulu, Hawaii, 96813 (the “Commission”), and **NĀ WAI OLA PUBLIC CHARTER SCHOOL** (“School”), whose mailing address is P.O. BOX 711539, MOUNTAIN VIEW, HAWAII, 96771, (the “School”), (collectively the “Parties”).

WHEREAS, at the June 10, 2021, 2020 General Business Meeting, the Commission approved the Charter Contract (version 4.0) with Nā Wai Ola Public Charter School for a five-year term effective as of July 01, 2021 through June 30, 2026;

WHEREAS, on May 17, 2022, Nā Wai Ola Public Charter School requested to amend the Charter Contract to remove St. Theresa Parish, 18-1355 Volcano Highway, Mountain View, Hawai‘i 96771 as a learning facility and the School’s grade 6 (six) program due to lack of facilities for the 2022-2023 school year;

WHEREAS, on June 20, 2022, the Commission unanimously passed a Motion to approve the School’s request to amend the Charter Contract to remove St. Theresa Parish as a learning facility as well as grade 6 (six) to allow facility changes; and

WHEREAS, on January 25, 2023, Nā Wai Ola Public Charter School requested to amend the Charter Contract Section 2.2 Mission Statement; and

WHEREAS, on March 9, 2023, the Commission unanimously passed a Motion to approve the School’s request to amend the Charter Contract Section 2.2 Mission Statement; and **WHEREAS**, on April 26, 2023, Nā Wai Ola Public Charter School requested to amend the Charter Contract to add grade 6 (six); and

WHEREAS, on May 25, 2023, the Commission unanimously passed a Motion to approve the School’s request to amend the Charter Contract to add grade 6 (six) in SY 23-24, grade 7 (seven) in SY 24-25, and grade 8 (eight) in SY 25-26, effective July 1, 2023; and

WHEREAS, the parties agree to amend the July 01, 2021 Public Charter School Contract and to the following changes set forth in this Amendments, it is hereby understood and agreed as follows,

II. Amendments

The amendment to remove grade 6 (six) and St. Theresa Parish, 18-1355 Volcano Highway, Mountain View, Hawai‘i 96771 as a learning facility, effective June 20, 2022, and the subsequent amendment to add grade 6 (six) through 8 (eight), effective July 1, 2023 are agreed to by the parties to modify the July 01, 2021 Public Charter School Contract, in the corresponding section referenced below:

Section 2.1 Charter

The School shall establish a public charter school in the State of Hawai'i on the island(s) listed in the table below. The School operates their Educational Program in the manner and at the facilities located at the address(es) indicated in the table below along with the grades served in accordance with this Charter Contract, the Hawai'i Revised Statutes, and other applicable federal, state, and county laws, ordinances, codes, rules and regulations. Enrollment in the School shall be open to all students of ages and grades as set forth in HRS Chapter 302D and Article IX of this Charter Contract, who are residents of the State of Hawai'i. This Charter Contract shall constitute the School's charter and shall be binding on the School, the Governing Board, and the Commission.

Island	Brick and Mortar Address	Grade Levels Served
Hawai'i Island	18-1359 Volcano Road, Mountain View, Hawai'i 96771	SY 23-24: K-6 SY 24-25: K-7 SY 25-26: K-8

Island	Blended Learning Program Instructional Site	Grade Levels Served
Not Applicable	Not Applicable	Not Applicable

Island	Virtual Learning Program Non-Instructional Site	Grade Levels Served
Not Applicable	Not Applicable	Not Applicable

Education Service Provider (ESP)	Contact Information of ESP	Effective Dates of ESP
Not Applicable	Not Applicable	Not Applicable

Island	Non-Instructional Site/Use
Not Applicable	Not Applicable

The following amendments to amend the mission statement, are agreed to by the parties and revised from the July 01, 2021 Public Charter School Contract, in the corresponding section referenced below:

Section 2.2 Mission Statement

Nā Wai Ola Public Charter School's staff, parents, and community are dedicated to the intellectual, personal, social, emotional, and physical growth of students. Our highly qualified and skilled staff recognizes the value of professional development to rigorously challenge students. Our teaching practices are grounded in Hawaiian culture, values, and traditions, and are reflective and responsive to the needs of our students. Through our Hawaiian-focused, project-based learning experiences and opportunities, our students discover their potential, achieve readiness for their life's journey, and succeed in a safe and caring environment.

The above Amendments to the Nā Wai Ola Public Charter School July 1, 2021 Public Charter School Contract, along with the attached original Charter Contract forms the entire agreement between the Parties. Except as otherwise expressly provided in this Amendment, all of the terms or conditions of the July 1, 2021 Charter Contract remain unchanged and in full force and effect.

STATE PUBLIC CHARTER SCHOOL
COMMISSION

Ed H. Noh

Signature

Ed H. Noh

Executive Director

05/31/2024

Date

APPROVED AS TO FORM

Hsin-Ga Tribbey

Deputy Attorney General

NĀ WAI OLA PUBLIC CHARTER SCHOOL

Michael-John K DeMello

Signature

Michael-John K DeMello

(Print Name)

Governing Board Chairperson

05/30/2024

Date

APPROVED AS TO FORM

Kevin Richardson

Deputy Attorney General