

RESOLUTION NO. 25 – 28

DELEGATING AUTHORITY TO THE EXECUTIVE DIRECTOR TO ASSIGN FUNDS RECEIVED FROM THE SETTLEMENT OF CALIFORNIA SCHOOL FINANCE AUTHORITY, ET. AL. V. TODAY'S FRESH START, INC., ET. AL., LOS ANGELES COUNTY SUPERIOR COURT, CASE NO. 23STCP03750

WHEREAS, the Charter School Facilities Program (Program) was established for the purpose of providing charter schools with funding to construct new facilities and rehabilitate existing district facilities; and

WHEREAS, modeled after the State's School Facilities Program, the Program funds 50 percent of project costs as a grant from the State, and 50 percent as a loan, which the charter school or obligor is responsible for repaying to the Program; and

WHEREAS, the California School Finance Authority (Authority) and the State Allocation Board (Board), staffed by the Office of Public School Construction (OPSC), are designated to jointly administer the Program; and

WHEREAS, On or about March 31, 2011, the Authority and the Board (collectively, the State), on the one hand, and Today's Fresh Start, Inc. (TFS), on the other hand, entered into a Charter School Program Funding Agreement and a Memorandum of Understanding, pursuant to which the State loaned Program funds (the Loan) to TFS to construct school facilities at 3401-3405 W. Imperial Highway, Inglewood, California 90303, and 3401 W. 113 Street, Inglewood, California 90303 (the Site); and

WHEREAS, in 2019 the Inglewood Unified School District refused to renew TFS' charter and TFS ceased providing instruction at the Site, yet TFS refused to make any further Loan payments, relinquish possession of the Site, or transfer title to the Site until October 2024; and

WHEREAS, to collect past-due sums under the Loan and to compel TFS to transfer title and surrender possession of the Site, on or about October 5, 2023, the State filed an action (the Action) against TFS and related parties; and

WHEREAS, In May ,2025, the parties to the Action agreed to settle their dispute in return for, among other things, TFS' payment to the State of \$1.5 million (the Settlement); and

WHEREAS, in conjunction with the Settlement, the Loan was assigned to another charter school who has taken possession of the Site pursuant to the California Education Code and the Program Regulations; and

WHEREAS, the State has received payment of the Settlement funds, which were allocated evenly between the Authority and the Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of the California School Finance Authority (the Authority Board) as follows:

Section 1. The Authority Board delegates to the Executive Director the authority to allocate Settlement funds as follows: first to reimburse the Authority for all actual costs incurred in connection with the Action, second to sums due under the Loan not assumed by the successor charter school, and third to reduce the principal balance of the assigned Loan in a manner deemed reasonable by the Executive Director..

Section 2. This Resolution shall take effect immediately upon its approval and be in effect for twelve months from the date of adoption.

PASSED AND ADOPTED by the California School Finance Authority.

Date of Adoption: September 25, 2025

CERTIFICATE OF THE EXECUTIVE DIRECTOR
(Attesting to Action of the Authority)
Sacramento, California

I, Katrina Johantgen, Executive Director of the California School Finance Authority, hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 25-28 of the California School Finance Authority delegating authority to the Executive Director to assign funds received from the settlement of California School Finance Authority, et. al. v. Today's Fresh Start, Inc., et. al., Los Angeles County Superior Court, Case No. 23STCP03750 adopted at a meeting of the California School Finance Authority held consistent with Government Code section 11120 et seq., on September 25, 2025, at 901 P St. Room 411B, Sacramento, California, 95814, for which meeting all of the members of the Authority had due notice; and that at the meeting the staff recommendation was adopted by the following votes:

AYES:

NOES:

ABSTAINS:

ABSENT:

This resolution expires twelve months after the adoption date. Any extensions must be approved by the Authority.

I further certify that the original minutes of said meeting and a copy of the original resolution adopted at said meeting are on file in the California School Finance Authority office; and that the resolution has not been amended, modified, or rescinded in any manner since the date of its adoption, and the same is now in full force and effect.

IN WITNESS WHEREOF, I have executed this certificate and affixed the seal of the California School Finance Authority hereto.

(seal)

By: _____
Katrina Johantgen, Executive Director

September 25, 2025