

Great Oaks Academy

Legal Authority of the Board of Directors Policy No. 101

I. Purpose

Great Oaks Academy, a charter school formed on October 1, 2018 which began offering classes in 2020, is a legally incorporated entity subject to Minnesota state statutes and IRS regulations governing nonprofit, tax-exempt organizations. As required by law, the business and affairs of the school must be managed by or under the direction of its board of directors. The purpose of this policy is to define the authority, duties and powers of the board of directors of Great Oaks Academy.

II. General Statement of Board Authority, Duties and Powers

The legal authority of the board derives from state and federal statutory law and regulation.

- A. The board of directors is responsible for governing the school in compliance with applicable law, and has overall responsibility for the care, management, and control of the school.
- B. Members of the board of directors have binding authority only when acting together as a board legally in session, except where specific authority is provided to board members or officers individually.
- C. The board is not bound by an action or statement on the part of an individual board member unless the action is specifically directed or authorized by the board.
- D. By way of illustration and not limitation, the duties of the board may include such major matters as:
 1. Monitoring progress toward meeting student achievement and other objectives set forth in the school's charter contract with its sponsor;
 2. Setting and reviewing the school's policies;
 3. Approving and monitoring the annual budget and financial controls;
 4. Fundraising;
 5. Hiring and evaluating the school's executive administrator;
 6. Evaluating its own performance;
 7. And strategic planning.
- E. The legal duties of the board members include the duties of care, loyalty, and obedience.
- F. The board of directors may exercise all powers of the school and perform all acts not prohibited by law, the articles of incorporation or the bylaws.
- G. The board of directors may delegate the management of the activities of the school to others.

Legal References:

Cross References: