

Rudolph F. Crew, Ed.D., Superintendent of Schools

**SUBJECT: REQUEST SCHOOL BOARD APPROVAL OF THE TERMINATION OF THE CHARTER SCHOOL CONTRACTUAL AGREEMENT WITH NORTH DADE COMMUNITY CHARTER, INC., ON BEHALF OF NORTH DADE COMMUNITY CHARTER SCHOOL**

**COMMITTEE: EDUCATION AND SCHOOL OPERATIONS**

As per Section 1002.33(8)4(c), Florida Statutes, a charter school contractual agreement may be terminated if the Sponsor determines that the school has failed to meet generally accepted standards of fiscal management, violated the law, or for other good cause shown. At least ninety days prior to terminating a charter, the Sponsor shall notify the governing board of the school, in writing, stating the grounds for the proposed action.

The initial charter school contractual agreement for North Dade Community Charter, Inc., was approved by The School Board of Miami-Dade County, Florida, on July 10, 2002, for a term of ten years, commencing with the 2002-2003 school year. In response to numerous deficiencies and concerns noted as part of the district's charter school monitoring process, the governing board of the school was reconstituted on March 15, 2004. In an effort to correct these deficiencies, the reconstituted governing board submitted a Probation and Intervention Plan which was implemented immediately and which was to have remained in effect throughout the 2004-2005 school year. The Probation and Intervention Plan allows for immediate termination if all provisions of the Plan are not met by June 30, 2005, waiving all rights of appeal as stipulated in Section 1002.33(6)(c), Florida Statutes.

North Dade Community Charter School is in default of the contractual agreement by failing to comply with the terms and conditions of the contractual agreement; among them: failure to provide audited financial statements for 2003-2004; failure to provide quarterly financial statements due on July 15, 2004, and October 21, 2004; failure to provide the Annual Report for 2003-2004; and failure to provide the Annual Accountability Report for 2003-2004.

The Charter School Contract Review Committee met on November 10, 2004, and by a unanimous vote made a recommendation to notify the school of its intent to terminate the charter school contractual agreement with North Dade Community Charter, Inc., on behalf of North Dade Community Charter School, Inc., effective ninety (90) days from December 15, 2004.

Copies of the Notice of Default and Termination will be transmitted to the School Board Members under separate cover and are available for inspection by the public in the

Office of Board Recording Secretary, Room 924, and in the Citizen Information Center,  
Room 158, 1450 NE Second Avenue, Miami, Florida 33132.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, approve the termination of the charter school contractual agreement with North Dade Community Charter, Inc., on behalf of North Dade Community Charter School, effective ninety (90) days from December 15, 2004.

RKF/MB/CR:dcr