

Antoinette Dunbar, Deputy Superintendent  
Curriculum and Instruction

**SUBJECT: REQUEST SCHOOL BOARD APPROVAL OF THE SECOND AMENDMENT TO THE CHARTER SCHOOL CONTRACTUAL AGREEMENT WITH EXCEL ACADEMY, INC., ON BEHALF OF EXCEL ACADEMY MIDDLE CHARTER SCHOOL**

**COMMITTEE: INSTRUCTIONAL EXCELLENCE AND COMMUNITY ENGAGEMENT**

**LINK TO DISTRICT STRATEGIC PLAN: GENERAL OPERATIONS**

Section 1002.33(7), Florida Statutes, Charter Schools, stipulates that a charter school contractual agreement may be modified during its initial term or any renewal term upon the recommendation of the sponsor and the approval of both parties to the agreement.

The initial charter school contractual agreement for EXcel Academy, Inc., on behalf of EXcel Academy Middle Charter School (EXcel Middle) was approved by The School Board of Miami-Dade County, Florida (The School Board), on April 18, 2007, for a term of five years, commencing with the 2007-2008 school year. Subsequent actions were granted by The School Board to temporarily relocate the school. EXcel Middle serves approximately 63 students in grades six through eight.

EXcel Middle has requested a second amendment to continue its operation at 3650 North Miami Avenue, Miami, Florida 33127, throughout the term of the contract which ends on June 30, 2012. EXcel Middle currently serves approximately 63 students in grades six through eight. If approved, this charter school will be housed on the same site as EXcel Academy Charter School, which currently serves 117 students in kindergarten through grade five, to create a kindergarten through grade eight campus.

EXcel Middle is in its first year of operation; therefore, it has not yet received a grade under Florida's System of School Improvement and Accountability and has not yet been audited. The School is scheduled for its first audit after the conclusion of this school year. The school is required to submit audited financial statements by September 1, 2008, in preparation of its first independent audit.

On January 9, 2008, the Contract Review Committee (CRC) met, and by a unanimous vote, made a recommendation for approval of the second amendment to the charter school contractual agreement with EXcel Academy, Inc., on behalf of EXcel Academy Middle Charter School.

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Copies of the amendment to charter school contractual agreement will be transmitted to the School Board Members under separate cover and will be 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 second amendment to the contract with EXcel Academy, Inc., on behalf of EXcel Academy Middle Charter School to be permanently located at 3650 North Miami Avenue, Miami, Florida 33127, continuing with the 2007-2008 school year and throughout the term of the contract and ending June 30, 2012.

LCR/MB/EOW/TP:elg