

Freddie Woodson, Deputy Superintendent  
School Operations

**SUBJECT: REQUEST SCHOOL BOARD APPROVAL OF THE THIRD AMENDMENT TO THE CHARTER SCHOOL CONTRACTUAL AGREEMENT WITH PINECREST ACADEMY, INC., ON BEHALF OF PINECREST PREPARATORY ACADEMY CHARTER MIDDLE 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 Pinecrest Academy, Inc., on behalf of Pinecrest Preparatory Academy Charter Middle School (Pinecrest Middle) was approved by The School Board of Miami-Dade County, Florida (The School Board), on March 12, 2003, for a term of ten years, commencing with the 2003-2004 school year. Subsequent actions were granted by The School Board to allow the school to operate at multiple campuses. Of the three campuses approved by The School Board, Pinecrest Middle is no longer utilizing the campus located at 15130 SW 80 Street, Miami, Florida 33193 and never utilized the campus located at 12425 SW 72 Street, Miami, Florida 33183.

Pinecrest Middle is currently operating from one campus located at 14301 SW 42 Street, Miami, Florida 33175 and serves approximately 355 students in grades six through eight. Pinecrest Middle has requested a third amendment to add a campus located at 14901 SW 42 Street, Miami, Florida 33175. Pursuant to the Miami-Dade County Code, Part III, Chapter 33, Article XI - Public Charter School Facilities, School Board approval of this contractual amendment is a prerequisite for the charter school to make an application to the Miami-Dade County Planning and Zoning Department (County) to obtain appropriate facility approvals. The proposed site would not be operational until successful completion of the County's process and receipt of all appropriate permits and approvals, pursuant to Section 1002.33(18), Florida Statutes, Charter Schools.

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As part of this amendment, Pinecrest Middle has also requested to delete the campus located at 12425 SW 72 Street, Miami, Florida 33183. The duration of this amendment will be consistent with the remaining term of the contract ending on June 30, 2013. In the interim, the charter school will continue operation from its existing campus.

Pinecrest Middle is eligible to be graded under Florida's System of School Improvement and Accountability. Its academic performance is as follows:

School Year	School Grade	AYP
2003-2004	A	Yes
2004-2005	A	Yes
2005-2006	A	Yes
2006-2007	A	Yes
2007-2008	A	Yes

Pinecrest Middle's financial audit revealed no inaccuracies, shortages, defalcations, fraud and/or violations of laws, rules, regulations and contractual provisions. Additionally the school has not met any of the conditions described in Section 218.503(1), Florida Statutes related to Financial Emergency.

Section 7(b) of School Board Rule 6Gx13- 6A-1.471, Charter Schools (K-12), stipulates that charter school contractual agreements that fully conform to the approved Standard Charter School Contract do not require review and recommendation by the Charter School Contract Review Committee (CRC) and can be forwarded directly to the School Board for consideration.

Copies of the amendment to the 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 third amendment to the contract with Pinecrest Academy, Inc., on behalf of Pinecrest Preparatory Academy Charter Middle School to: (1) add a campus located at 14901 SW 42 Street, Miami, Florida 33175; and (2) delete the campus located at 12425 SW 72 Street, Miami, Florida 33183 from the contractual agreement commencing in the 2008-2009 school year and ending on June 30, 2013.

MB/EOW/TP:elg