

Freddie Woodson, Deputy Superintendent  
District/School Operations

**SUBJECT: REQUEST SCHOOL BOARD APPROVAL OF THE FOURTH 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 (School Board), on March 12, 2003, for a term of ten years, commencing with the 2003-2004 school year and ending June 30, 2013. Subsequent actions were approved by the School Board to allow the school to operate at two additional campuses: 15130 SW 80 Street, Miami, Florida 33193 and 12425 SW 72 Street, Miami, Florida 33183; add a campus at 14901 SW 42 Street, Miami, Florida 33175 and delete the campus at 12425 SW 72 Street, Miami, Florida 33183.

Pinecrest Middle is currently operational at two campuses: 14301 SW 42 Street, Miami, Florida 33175 and 15130 SW 80 Street, Miami, Florida 33193. Pinecrest Middle serves approximately 416 students in grades six through eight across these two campuses.

Pinecrest Middle has requested a fourth amendment to its contractual agreement to add an additional campus located at 10207 West Flagler Street, Miami, Florida 33174. This proposed additional campus is the former site of Our Lady of Divine Providence, a catholic private school owned by the Archdiocese of Miami scheduled for closure. This same site has been identified by two other charter schools: Romans Charter School of Miami, a newly approved kindergarten through grade five school scheduled to open August 2009 (approved on March 25, 2009); and Pinecrest Academy - South Campus (Agenda Item C-33), a proposed second campus for an existing kindergarten through grade five school currently in operation.

**C-34**

Should both Pinecrest charter schools be approved for this site, there will be three charter schools in operation at the former site of Our Lady of Divine Providence.

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	Met
2004-2005	A	Met
2005-2006	A	Met
2006-2007	A	Met
2007-2008	A	Met

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.

The Charter School Contract Review Committee met on April 28, 2009, and by a majority vote made a recommendation for approval of the fourth amendment to the charter school contractual agreement with Pinecrest Academy, Inc., on behalf of Pinecrest Preparatory Academy Charter Middle School.

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 fourth amendment to the contract with Pinecrest Academy, Inc., on behalf of Pinecrest Preparatory Academy Charter Middle School to add an additional campus located at 10207 West Flagler Street, Miami, Florida 33174, commencing in the 2009-2010 school year and ending on June 30, 2013.

FW:elg