

Valtena G. Brown, Chief Operating Officer
School Operations

SUBJECT: REQUEST SCHOOL BOARD APPROVAL OF CHARTER SCHOOL APPLICATIONS AND AMENDED CHARTER CONTRACTS

COMMITTEE: INSTRUCTIONAL EXCELLENCE AND COMMUNITY ENGAGEMENT

LINK TO STRATEGIC FRAMEWORK: STUDENT, PARENT, AND COMMUNITY ENGAGEMENT

APPLICATIONS

Section 1002.33, F.S., authorizes the establishment of charter schools in Florida. As provided in Section 1002.33(6), F.S., and School Board Policy 9800, *Charter Schools*, Miami-Dade County Public Schools (M-DCPS) receives and reviews charter school applications from individuals and/or organizations in the community. On August 1, 2013, the School Board received 43 applications to operate a charter school in Miami-Dade County. Pursuant to Section 1002.33(6)(b)(3), F.S., a sponsor must approve or deny an application no later than 60 calendar days after the application is received unless the applicants have agreed in writing to extend the statutory timeline.

EVALUATION

Pursuant to School Board Policy 9800, *Charter Schools*, (School Board Policy) the District reviews all applications using an evaluation instrument developed by the Florida Department of Education (FLDOE) and may include additional information or documents requested by the District. The Standard Model Application includes standards of evaluation, certification and assurance declarations.

The Superintendent has appointed two committees with the responsibility to review and evaluate charter school applications: Technical Review Committee (TRC) and Application Review Committee (ARC). These committees are comprised of representatives from various District departments and are charged with identifying deficiencies in the written application and/or areas that require clarification to fully evaluate the quality of the application or the capacity of the applicant to properly implement the proposed plan.

Pursuant to School Board Policy, seven charter school applications are being presented for final consideration by the School Board. Detailed in the chart below is a summary of each charter school application and the corresponding committee recommendation. The specific reasons for each recommendation can be found in the identified Attachment and the evaluation forms which are included and incorporated by reference in this Board item.

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	Type of Application	Proposed Name of School	Legal Entity	Committee Recommendation	Supporting Documentation
1.	Traditional	Breakthrough College Preparatory Elementary	Breakthrough College Preparatory, Inc.	Approval	Attachment A
2.	High Performing Replication*	Somerset Academy Parkside	Somerset Academy, Inc.		
3.	High Performing Replication*	Somerset Academy High School at Sunset			
4.	High Performing Replication*	Somerset Academy Charter High School at Pinewood Acres			
5.	Traditional	Somerset Academy Sunset			
6.	Traditional	Somerset Parks Academy High School			
7.	Virtual	Somerset Virtual Academy Middle High	Somerset Virtual Academy, Inc.		

*Pursuant to s.1002.33, "high performing" is a designation made by the Commission of Education for certain charter schools that allows that school to replicate an existing program.

DUE PROCESS

To ensure proper notice and due process, each applicant was noticed of the Superintendent's intent to recommend approval to the School Board and provided a copy of the final evaluation prior to this School Board Meeting. The applicants were also informed of the School Board's Instructional Excellence and Community Engagement Committee Meeting and procedures for requesting to appear before the School Board at meetings and public hearings. Additionally, prior to submission, a courtesy orientation for charter school applicants was noticed on the Charter School Support department's website and facilitated by multiple district departments on May 3, 2013. Individual appointments regarding application preparation were also held throughout the year by Charter School Support staff, upon request.

POTENTIAL NET FINANCIAL IMPACT TO THE DISTRICT

Currently there are seven charter school applications from previous cohorts that have deferred opening until the 2014-15 SY (Schools in the Pipeline). Moreover, recommended for approval in this Board Item is an additional seven applications from the most recent application cycle, the 2013 Cohort. Pursuant to School Board Policy, "an application shall be automatically rescinded, without further action by the Sponsor, if the applicant does not enter into contract negotiations or open the school within: (1) the timeframe specified by law, or (2) the date of extension which has been mutually agreed upon in writing by both parties." Not until a charter contract is approved and executed, does a charter school have the authority to open and operate. In the event that all the proposed schools open next school year as anticipated, the estimated net impact to the District is summarized below.

	Total FEFP (\$ Revenue)	Initial Year Loss (No. of Positions)
Schools in the Pipeline (7)	\$14,274,916	241
2013 Application Cohort (7) (Attachment A)	\$11,000,219	186
Total	\$25,275,135	427

(The loss of revenue is based on 95% of FEFP funds per student and 75% of the initial year enrollment)

CONTRACT AMENDMENTS

Section 1002.33(7)(c), F.S., provides that a charter contract may be modified during its initial term or any renewal term. Pursuant to School Board Policy the M-DCPS' Charter School Contract Review Committee (CRC) negotiated four contract amendments and made recommendations to the Superintendent as indicated in the chart below.

	Type of Amendment	Name of School	Legal Entity	Committee Recommendation	Supporting Documentation
AMENDMENT(S)					
1.	Location/ Enrollment Increase	Pinecrest Academy Middle School (North Campus) ^Δ	Pinecrest Academy, Inc.	Approval	Attachment B
2.	Location/ Enrollment Increase	Pinecrest Preparatory Academy Charter High School ^Δ			
3.	Location	Somerset Academy Charter Middle School (South Homestead) High Performing	Somerset Academy, Inc.		
4.	Location	Somerset Academy Charter High School (South Homestead)			

Any significant increase in charter school student enrollment (Charter FTE) directly impacts the District's operating budget as well as instructional and non-instructional staffing levels. Some of the charter school contracts in this Board item represent an increase in overall charter school enrollment^Δ. To ensure that the District's financial position remains positive, Board authorization is requested to allow a Reduction-in-Force/Layoff only if it becomes necessary. Any such Reduction-in-Force/Layoff affecting instructional and non-instructional staff would be implemented in accordance with School Board policies and applicable collective bargaining agreements. The number of position reductions will not exceed the stated Initial Loss included in this Table 4 and will be re-evaluated and adjusted in subsequent years to reflect changes in FTE. The impact caused by each contract is provided in Attachment B.

District Impact	2013-14 SY Initial Loss		2013-14 SY Initial Loss - Human Capital		
	Total FEFP Revenue (\$)	Projected Charter FTE (#)	Instructional Positions		Non-Instructional Positions
			Core ¹	Non-Core ²	
Amendments ^Δ	\$2,274,375	375	17	6	15
TOTAL INITIAL LOSS:	\$2,274,375	375	17	6	15

(The loss of revenue is based on 95% of FEFP funds per student and 75% of the increase enrollment)

Copies of the applications, evaluations, and amendment documents have been 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 N.E. Second Avenue, Miami, Florida 33132.

¹ Core includes: elementary education, language arts/reading, mathematics, science, and social science.

² Non-Core includes: electives and all other subject areas and programs.

RECOMMENDED: That The School Board of Miami-Dade County, Florida:

1. Approve seven charter school applications and authorize the Superintendent to negotiate a contract reflecting the contents of the applications as approved by the School Board for:
 - a. Breakthrough College Preparatory, Inc., on behalf of Breakthrough College Preparatory Elementary;
 - b. Somerset Academy, Inc., on behalf of Somerset Academy Parkside;
 - c. Somerset Academy, Inc., on behalf of Somerset Academy High School at Sunset;
 - d. Somerset Academy, Inc., on behalf of Somerset Academy Charter High School at Pinewood Acres;
 - e. Somerset Academy, Inc., on behalf of Somerset Academy Sunset;
 - f. Somerset Academy, Inc., on behalf of Somerset Parks Academy High School; and
 - g. Somerset Virtual Academy, Inc., on behalf of Somerset Virtual Academy Middle High.

2. Approve four amended charter school contracts with:
 - a. Pinecrest Academy, Inc., on behalf of Pinecrest Academy Middle School (North Campus), to: (i.) add a permanent campus located at S.W. Eighth Street and S.W. 152nd Avenue, Folio No. 30-4904-000-0090; (ii.) share the permanent facility with Pinecrest Palms Academy (4634) and Pinecrest Preparatory Academy Charter High School (7053); (iii.) increase the enrollment from 300 students to a maximum of 600 students, commencing with the 2014-2015 school year; and (iv.) remain at the current facility located at 10207 West Flagler Street, Miami, Florida 33174; Folio No. 30-4005-001-0291 as a temporary facility effective immediately until the permanent facility is completed;
 - b. Pinecrest Academy, Inc., on behalf of Pinecrest Preparatory Academy Charter High School, to: (i.) add a permanent campus located at S.W. Eighth Street and S.W. 152nd Avenue, Folio No. 30-4904-000-0090; (ii.) share the permanent facility with Pinecrest Palms Academy (4634)

and Pinecrest Academy Middle School (North Campus) (6003); (iii.) increase the enrollment from 1,000 students to a maximum of 1,200 students, commencing with the 2014-2015 school year; and (iv.) remain at the current facility located at 14901 S.W. 42 Street, Miami, Florida 33185; Folio No. 30-4916-052-0010 as a temporary facility effective immediately until the permanent facility is completed;

- c. Somerset Academy, Inc., on behalf of Somerset Academy Charter Middle School (South Homestead), to: (i.) relocate to a temporary facility located at 713 West Palm Drive, Florida City, Florida, 33034; Folio No. 16-7825-000-0400; (ii.) add a permanent address, 305 NE 2nd Road, Homestead Florida 33030; Folio No. 10-7918-008-1230; (iii.) share the facilities with Somerset Academy Charter High School (South Homestead) (7034), effective immediately; and (iv.) delete from the contract the following addresses: 23255 S.W. 115th Avenue, Homestead, Florida 33032; 300 S.E. First Drive, Homestead, Florida 33030; Folio No. 10-7918-008-1940 (a.k.a., 106 S.E. Second Road, Homestead, Florida 33030 and 300 S.E. Second Drive, Homestead, Florida 33030); and,
 - d. Somerset Academy, Inc., on behalf of Somerset Academy Charter High School (South Homestead), to: (i.) relocate to a temporary facility located at 713 West Palm Drive, Florida City, Florida, 33034; Folio No. 16-7825-000-0400; (ii.) add a permanent address, 305 NE 2nd Road, Homestead Florida 33030; Folio No. 10-7918-008-1230; (iii.) share the facilities with Somerset Academy Charter Middle School (South Homestead) (6013), effective immediately; and delete from the contract the following addresses: 300 S.E. First Drive, Homestead, Florida 33030; Folio No. 10-7918-008-1940 (a.k.a., 106 S.E. Second Road, Homestead, Florida 33030 and 300 S.E. Second Drive, Homestead, Florida 33030).
2. Approve a Reduction-in-Force/Layoff as needed, only to the extent described in this item as Total Initial Loss (Table 4), in accordance with School Board policies and applicable collective bargaining agreements.

VGB:elg
Attachments

**School Board Agenda Item C-30
ATTACHMENT A**

APPLICATIONS:

- Breakthrough College Preparatory Elementary
- Somerset Academy Parkside
- Somerset Academy High School at Sunset
- Somerset Academy Charter High School at Pinewood Acres
- Somerset Academy Sunset
- Somerset Parks Academy High School
- Somerset Virtual Academy Middle High

The M-DCPS' Charter School Application Review Committee (ARC) reviewed the seven charter school applications listed below and recommended approval to the Superintendent.

(1)(2)(3)	(5)(6)	(7)	(8)		(10)	(12)	(13)	
Name of School	Legal Entity	Term	Grade Levels	Enrollment	Founding/ Governing Board Members	Focus/ Theme	DISTRICT IMPACT 2014-15 SY	
		Initial/ Exp.	Current or Initial Year				Revenue (\$)/ Positions	
APPLICATIONS								
Breakthrough College Preparatory Elementary ESP: N/A <i>CRC recommended approval on September 26, 2013.</i>	Breakthrough College Preparatory, Inc.	5 years	K-2	216	The members of the Founding Board are: N. Patrick Range, II, Owner, Law Office of N. Patrick Range, II; Melissa Ellen Krinzman, Founder and Managing Director, Venture Architects, LLC; and Jeffrey S. Miller, Self-employed.	None	\$982,530	
		2014/ 2019	K-5	464			11	7

(1)/(2)(3)	(5)(6)	(7)	(8)		(10)	(12)	(13)	
Name of School	Legal Entity	Term	Grade Levels	Enrollment	Founding/ Governing Board Members	Focus/ Theme	DISTRICT IMPACT 2014-15 SY	
		Initial/ Exp.	Current or Initial Year	Maximum Capacity			Revenue (\$)/ Positions	Non- Instr.
Somerset Academy Parkside ESP: Academica Dade LLC <i>CRC recommended approval on September 12, 2013.</i>	Somerset Academy, Inc.	5 years	K-7	650	The members of the Governing Board are: Andreina D. Figueroa, President, ADF Consulting, LLC; Lourdes C. Isla-Marrero, Principal, Mater Gardens Acad.; Daniel D. Diaz, Sr. Vice-President, Total Bank; Hui Fang "Angie" Huang Su, Prof. of Math Educ., Nova Southeastern Univ.; and David Concepcion, City Clerk/Chief of Staff, City of Hialeah. This is the same board as 15 other charter schools currently in existence and operation in Miami-Dade County.	None	\$3,035,642	
		2014/2019	K-8	900			32	20
Somerset Academy High School at Sunset ESP: Academica Dade LLC <i>CRC recommended approval on September 12, 2013.</i>		5 years	9-10	500		None	\$2,314,250	
		2014/2019	9-12	1,000			22	15
Somerset Academy Charter High School at Pinewood Acres ESP: Academica Dade LLC <i>CRC recommended approval on September 12, 2013.</i>		5 years	9-10	200		None	\$909,750	
		2014/2019	9-12	400			9	6
Somerset Academy Sunset ESP: Academica Dade LLC <i>CRC recommended approval on September 24, 2013.</i>		5 years	K-6	450		None	\$2,078,042	
		2014/2019	K-8	900			22	14
Somerset Parks Academy High School ESP: Academica Dade LLC <i>CRC recommended approval on September 24, 2013.</i>		5 years	9-10	250		None	\$1,140,220	
		2014/2019	9-12	500			11	8

(1)/(2)(3)	(5)(6)	(7)	(8)		(10)	(12)	(13)	
Name of School	Legal Entity	Term	Grade Levels	Enrollment	Founding/ Governing Board Members	Focus/ Theme	DISTRICT IMPACT 2014-15 SY	
		Initial/ Exp.	Current or Initial Year				Revenue (\$) Positions	Non- Instr.
			Maximum Capacity				Instr.	Non- Instr.
Somerset Virtual Academy Middle High ESP: Academica Dade LLC Virtual Provider: Somerset Academy, Inc. <i>CRC recommended approval on September 24, 2013.</i>	Somerset Virtual Academy, Inc.	5 years	6-11	118	The members of the Founding Board are: Roberto C. Blanch, Shareholder, Siegfried, Rivera, et. al.; and Luis M. Fuste, Police Lieutenant, Miami-Dade Police Department.	Virtual	\$539,785	
		2014/ 2019	6-12	700			5	4
TOTAL REVENUE (\$):							\$11,000,219	
Total Instructional Positions:							112	
Total Non-Instructional Positions:							74	
TOTAL POSITIONS:							186	

Initial Year Loss: The revenue and positions indicated as "Initial Year Loss" provide an estimate of the potential impact on the District's General Fund (\$11,000,219), instructional staffing (112 positions), and non-instructional staffing (74 positions). The loss of revenue is based on 95% of FEFP funds per student and 75% of the initial year enrollment projection that the District will not realize for the current fiscal year.

Copies of the applications and evaluations 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 N.E. Second Avenue, Miami, Florida 33132.

**School Board Agenda Item C-30
ATTACHMENT B**

AMENDMENTS:

- Pinecrest Academy Middle School (North Campus)
- Pinecrest Preparatory Academy Charter High School
- Somerset Academy Charter Middle School (South Homestead)
- Somerset Academy Charter High School (South Homestead)

The M-DCPS' Charter School Contract Review Committee (CRC) reviewed the four charter school contracts listed below and recommended approval to the Superintendent.

(1)/(2)/(3)	(4)	(7)	(8)		(9)	(11)	(13)	
Name of School	School Location(s)	Term	Grade Levels	Enrollment	Special Provisions and/or Requested Action(s)	2013 School Grade/Rating	DISTRICT IMPACT 2013-14 SY	
	Feeder Pattern	Initial/Exp.	Current or Initial Year				Revenue (\$)/ Positions	Instr.
AMENDMENTS								
Pinecrest Academy Middle School (North Campus) ESP: Academica Dade LLC <i>CRC recommended approval on August 27, 2013.</i>	10207 W. Flagler Street Miami, Florida 33174 <i>(Temporary)</i>	5 years	6-8	22	Approval of the first amendment to the contract to: (i.) add a permanent campus located at S.W. 8 th St. and S.W. 152nd Ave., Folio No. 30-4904-000-0090; (ii.) share the permanent facility with Pinecrest Palms Acad. (4634) and Pinecrest Prep. Acad. CHS. (7053); (iii.) increase the enrollment from 300 students to a max. of 600 students, commencing with the 2014-2015 school year; and (iv.) remain at the current facility located at 10207 W. Flagler St., Miami, FL 33174; Folio No. 30-4005-001-0291 as a temporary facility effective immediately until the permanent facility is completed.	A	\$1,364,625	
	Miami Coral Park Senior High							
	Intersection of S.W. Eighth Street & S.W. 152 Avenue Miami, Florida 33184 <i>(Permanent)</i>	2010/2015	6-8	300			14	9
	John A. Ferguson Senior High							

(1)/(2)(3)	(4)	(7)	(8)		(9)	(11)	(13)	
Name of School	School Location(s)	Term	Grade Levels	Enrollment	Special Provisions and/or Requested Action(s)	2013 School Grade/Rating	DISTRICT IMPACT 2013-14 SY	
	Feeder Pattern	Initial/Exp.	Maximum Capacity				Revenue (\$)/ Positions	Instr.
Pinecrest Preparatory Academy Charter High School ESP: Academica Dade LLC <i>CRC recommended approval on August 27, 2013.</i>	14901 S.W. 42 Street Miami, Florida 33185 <i>(Temporary)</i>	10 years	9-12	416	Approval of the second amendment to the contract to: (i.) add a permanent campus located at S.W. 8 th St. and S.W. 152 nd Ave., Folio No. 30-4904-000-0090; (ii.) share the permanent facility with Pinecrest Palms Acad. (4634) and Pinecrest Acad. MS (North Camp.) (6003); (iii.) increase the enrollment from 1,000 students to a max. of 1,200 students, commencing with the 2014-2015 school year; and (iv.) remain at the current facility located at 14901 S.W. 42 St., Miami, FL 33185; Folio No. 30-4916-052-0010 as a temporary facility effective immediately until the permanent facility is completed.	Pending ¹	\$909,750	
	G. Holmes Braddock Senior High							
	Intersection of S.W. Eighth Street & S.W. 152 Avenue Miami, Florida 33184 <i>(Permanent)</i>	2008/2018	9-12	1,000				
	John A. Ferguson Senior High							

¹ Pending FDOE release of high school grades.

(1)/(2)/(3)	(4)	(7)	(8)		(9)	(11)	(13)	
Name of School	School Location(s)	Term	Grade Levels	Enrollment	Special Provisions and/or Requested Action(s)	2013 School Grade/Rating	DISTRICT IMPACT 2013-14 SY	
	Feeder Pattern	Initial/Exp.	Current or Initial Year				Revenue (\$)/Positions	Instr.
			Maximum Capacity					
Somerset Academy Charter Middle School (South Homestead) - High Performing ESP: Academica Dade LLC <i>CRC recommended approval on August 27, 2013.</i>	713 W. Palm Drive Florida City, Florida 33034 <i>(Temporary)</i>	10 years	6-8	173	Approval of the second amendment to the contract to: (i.) relocate to a temporary facility located at 713 West Palm Drive, Florida City, FL 33034; Folio No. 16-7825-000-0400; (ii.) add a permanent address, 305 NE 2nd Road, Homestead FL 33030; Folio No. 10-7918-008-1230; (iii.) share the facilities with Somerset ACHS (S. Homestead) (7034), effective immediately; and (iv.) delete from the contract the following addresses: 23255 S.W. 115 th Avenue, Homestead, Florida 33032; 300 S.E. First Drive, Homestead, Florida 33030; Folio No. 10-7918-008-1940 (a.k.a., 106 S.E. Second Road, Homestead, Florida 33030 and 300 S.E. Second Drive, Homestead, Florida 33030).	A	N/A -- No increase in FTE	
	Homestead Senior High							
	305 N.E. Second Road Homestead, Florida 33030 <i>(Permanent)</i>	2008/2018	6-8	900				
	South Dade Senior High							

(1)/(2)(3)	(4)	(7)	(8)		(9)	(11)	(13)
Name of School	School Location(s)	Term	Grade Levels	Enrollment	Special Provisions and/or Requested Action(s)	2013 School Grade/Rating	DISTRICT IMPACT
	Feeder Pattern	Initial/Exp.	Current or Initial Year				Revenue (\$)/ Positions
			Maximum Capacity				Instr. Non-Instr.
Somerset Academy Charter High School (South Homestead) ESP: Academica Dade LLC <i>CRC recommended approval on August 27, 2013.</i>	713 W. Palm Drive Florida City, Florida 33034 <i>(Temporary)</i>	5 years	9-12	70	Approval of the first amendment to the contract to: (i.) relocate to a temporary facility located at 713 West Palm Drive, Florida City, Florida, 33034; Folio No. 16-7825-000-0400; (ii.) add a permanent address, 305 NE 2nd Road, Homestead Florida 33030; Folio No. 10-7918-008-1230; (iii.) share the facilities with Somerset ACMS (S. Homestead) (6013), effective immediately; and (iv.) delete from the contract the following addresses: 300 S.E. First Drive, Homestead, Florida 33030; Folio No. 10-7918-008-1940 (a.k.a., 106 S.E. Second Road, Homestead, Florida 33030 and 300 S.E. Second Drive, Homestead, Florida 33030).	N/A ²	N/A – No increase in FTE
	Homestead Senior High						
	305 N.E. Second Road Homestead, Florida 33030 <i>(Permanent)</i>	2010/2015	9-12	450			
	South Dade Senior High						
TOTAL REVENUE (\$):						\$2,274,375	
Total Instructional Positions:						23	
Total Non-Instructional Positions:						15	
TOTAL POSITIONS:						38	

Initial Year Loss: The revenue and positions indicated as "Initial Year Loss" provide an estimate of the potential impact on the District's General Fund (\$2,274,375), instructional staffing (23 positions), and non-instructional staffing (15 positions). The loss of revenue is based on 95% of FEFP funds per student and 75% of the initial year enrollment projection that the District will not realize for the current fiscal year.

Copies of the amended contracts 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 N.E. Second Avenue, Miami, Florida 33132.

² Student population did not meet FDOE required threshold for the award of a school grade.