



# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE Jun 15 2016 10:15AM - Regular School Board Meeting

Special Order Request  
 Yes  No

ITEM No.:  
L-8.

AGENDA ITEM CONSENT ITEMS

CATEGORY L. OFFICE OF PORTFOLIO SERVICES

DEPARTMENT Charter Schools/Management Support

Time

Open Agenda  
 Yes  No

TITLE:  
First Amendment to Charter School Agreement with Florida Charter Foundation, Inc., on behalf of Franklin Academy E – 5037

REQUESTED ACTION:  
Approve the First Amendment to the Charter School Agreement with Florida Charter Foundation, Inc., on behalf of Franklin Academy E – 5037.

SUMMARY EXPLANATION AND BACKGROUND:  
Florida Charter Foundation, Inc., desires to amend its Charter School Agreement by modifying its educational program by implementing a co-educational model of instruction for the 2016-2017 school year and subsequent years.  
A copy of all supporting documents is available at the Charter Schools Management/Support Department on the 12th floor of the K.C.W. Administration Center. A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at: <https://webappe.browardschools.com/eagenda/>.  
See Supporting Docs for continuation of Summary Explanation and Background.  
This Amendment has been reviewed and approved as to form and legal content by the Office of the General Counsel.

SCHOOL BOARD GOALS:  
 Goal 1: High Quality Instruction  Goal 2: Continuous Improvement  Goal 3: Effective Communication

FINANCIAL IMPACT:  
There is no financial impact to the District.

EXHIBITS: (List)  
(1) Continuation of Summary Explanation and Background (2) Franklin Academy E 5037 ES (3) Franklin Academy E 5037 First Amendment (4) Franklin Academy E 5037 Revised Narratives for Amendments FINAL

BOARD ACTION:  
**APPROVED**  
(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:  
Name: Jody Perry Phone: 754-321-2135  
Name: Phone:

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA  
Senior Leader & Title

Leslie M. Brown - Chief Portfolio Services Officer

Approved In Open Board Meeting On: JUN 15 2016  
By:   
School Board Chair

Signature  
Leslie M. Brown  
5/27/2016, 2:50:17 PM

Continuation of Summary Explanation and Background:

Florida Charter Foundation, Inc., desires to amend its Charter School Agreement by modifying its educational program by implementing a co-educational model of instruction for the 2016-2017 school year and subsequent years.

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter.

Franklin Academy E – 5037, is located at 6301 Flamingo Road, Cooper City, Florida 33330, which is in District 2.

The governing board members of Florida Charter Foundation, Inc., reside in Broward County, Florida.

A copy of all supporting documents is available at the Charter Schools Management/Support Department on the 12<sup>th</sup> floor of the K.C.W. Administration Center.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at: <https://webappe.browardschools.com/eagenda/>.

## EXECUTIVE SUMMARY

### Florida Charter Foundation, Inc. Franklin Academy E – 5037

School Name	Franklin Academy E
Implementation Year	2012-2013
Termination Date of Current Charter Agreement	June 30, 2017
Address	6301 Flamingo Road Cooper City, Florida 33330
Grades Approved to Serve	K-8
Grades Currently Serving	K-5
Current Enrollment	860
Target population	Neighborhoods surrounding the school
Curriculum Focus	Traditional
School Grade 2014-2015	A
School Grade 2013-2014	C
School Grade 2012-2013	N/A

On June 19, 2012, The School Board of Broward County, Florida, approved an initial charter agreement with Florida Charter Foundation, Inc., on behalf of Franklin Academy E – 5037, for a term of five years. This contract is effective for five years and ends on June 30, 2017.

Florida Charter Foundation, Inc., on behalf of Franklin Academy E – 5037, desires to amend its Charter School Agreement by modifying its educational program by implementing a co-educational model of instruction for the 2016-2017 school year and subsequent years.

The term of the charter shall remain the same, covering five years commencing on July 1, 2012, and ending June 30, 2017.

Franklin Academy E – 5037, is located at 6301 Flamingo Road, Cooper City, Florida 33330, which is in District 2.

The governing board members of Florida Charter Foundation, Inc. reside in Broward County, Florida.

**FIRST AMENDMENT TO THE CHARTER SCHOOL AGREEMENT**

This First Amendment to the Charter School Agreement is made and entered into as of this  
15<sup>th</sup> day of June 2016, by and between:

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA,**  
a body corporate operating and existing under the laws of the State of Florida  
[hereinafter referred to as “Sponsor”],  
and having its principal place of business located at  
600 Southeast Third Avenue, Fort Lauderdale, Florida 33301

and

**FLORIDA CHARTER FOUNDATION, INC.,**  
a Florida not-for-profit organization [hereinafter referred to as “School”],  
and having its principal place of business located at  
1225 SE 2<sup>nd</sup> Avenue, Fort Lauderdale, Florida 33316

**WHEREAS,** the parties entered into a Charter School Agreement (the “Charter”) on or about June 19, 2012, which incorporates by reference the School’s Charter School Application (the “Application”), wherein the School was authorized to operate a charter elementary/middle school K-8, known as “Franklin Academy E” in Broward County, Florida; and

**WHEREAS,** Section 2.B.4 of the Agreement permits the amendment of the Agreement during its term through mutual agreement of the parties, provided such modifications are agreed to in writing and executed by both parties; and

**WHEREAS,** the parties desire to amend the Charter as provided herein.

**NOW, THEREFORE,** in consideration of the premises and of the mutual covenants and terms herein set forth, the parties agree as follows:

**1.01 Recitals:** The foregoing recitals are true and correct and are incorporated within this Charter by reference.

**1.02 Amendments:** The Charter shall be amended as follows:

A. The parties agree that the School shall refrain from delivering the educational program and curriculum described in the Application, and the Charter shall be modified as follows:

Franklin Academy E – 5037  
First Amendment to Charter School Agreement

a. The following language shall be added to the Charter immediately following Section 2.B.4.:

“Section 2.B.4.a: **Modification of Co-Education Model:** Any modification to the co-educational model of instruction shall require an amendment to this Charter. Prior to any modification to the co-educational model, the School shall provide the Sponsor with substantiation of compliance with the Title IX of the Education Amendments of 1972, which prohibits discrimination on the basis of gender. Compliance with the foregoing requirement may be demonstrated by (i) written confirmation that the Office of Civil Rights (OCR) is no longer pursuing its program of investigating public schools’ implementation of single-gender choice programs; (ii) written approval of the School’s single-gender program by the OCR; or (iii) final resolution from a court of competent jurisdiction that the School’s single-gender program is legally compliant.”

b. Section 2.C. shall be modified as follows:

“Section 2.C: **Educational Program and Curriculum:** The School shall deliver an educational program and curriculum as described in the Application, except that the School shall not offer single gender classes until such time as the School demonstrates compliance with Title IX of the Education Amendments of 1972, which prohibits discrimination on the basis of gender. Compliance with the foregoing requirement may be demonstrated by (i) written confirmation that the Office of Civil Rights (OCR) is no longer pursuing its program of investigating public schools’ implementation of single-gender choice programs; (ii) written approval of the School’s single-gender program by the OCR; or (iii) final resolution from a court of competent jurisdiction that the School’s single-gender program is legally compliant.”

c. The following language shall be added to the Charter immediately following Section 2.E.3.:

“Section 2.E.3.a: The School agrees that it will offer a strictly co-educational model to all students until such time as the School can offer evidence of a legally compliant single gender educational model as demonstrated by (i) written confirmation that the Office of Civil Rights (OCR) is no longer pursuing its program of investigating public schools’ implementation of single-gender choice programs; (ii) written approval of the School’s single-gender program by the OCR; or (iii) final resolution from a court of competent jurisdiction that the School’s single-gender program is legally compliant. The School agrees that it will provide the Sponsor with all documentation provided to the OCR concurrently.”

**1.03 Order of Precedence Among Agreement Documents:** In the event of a conflict between the provisions of the Charter and the provisions contained herein, the provisions of the following documents shall take precedence in this order:

- (a) This First Amendment; then
- (b) The Charter; then
- (c) The Application

**1.04 Other Provisions, as Amended, Remain in Force:** Except as expressly provided herein, all other portions of the Charter shall remain in full force and effect.

**1.05 Authority:** Each person signing this First Amendment to the Charter on behalf of either party individually warrants that he or she has full legal power to execute this First Amendment to the Charter.

[Signatures on the Following Pages]

Franklin Academy E – 5037  
First Amendment to Charter School Agreement

IN WITNESS WHEREOF, the Parties hereto have executed this First Amendment to Charter School Agreement as of the day and year first above written.

**FOR THE SCHOOL**

(Corporate Seal)

Florida Charter Foundation, Inc.

by: [Signature]  
Scott E. Sznitken, Executive Director

Attest: \_\_\_\_\_

Secretary

- or -  
[Signature]  
Witness

\_\_\_\_\_  
Witness

STATE OF Florida

COUNTY OF Broward

The foregoing instrument was acknowledged before me this 25 day of April, 2016 by

Scott E. Sznitken  
Name of Person on behalf of  
the Governing Entity

of \_\_\_\_\_  
Florida Charter Foundation, Inc.

He/She took an oath and is personally known to me or has produced \_\_\_\_\_ as  
identification.

My commission expires:

(SEAL)

[Signature]  
Signature – Notary Public

My commission expires:

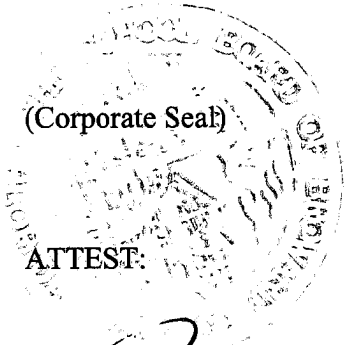
Deborah Hanley  
Printed Name of Notary Public



Franklin Academy E – 5037  
First Amendment to Charter School Agreement

**FOR THE SPONSOR**

(Corporate Seal)



ATTEST:

Robert W. Runcie  
Superintendent of Schools

THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA

By   
Dr. Rosalind Ogood, Chair

Approved as to Form and Legal Content:

Office of the General Counsel 05/03/10



**FRANKLIN ACADEMY E (MSID 5037)**  
**FRANKLIN ACADEMY F (MSID 5046)**

**ACHIEVEMENT OF SCHOOL/MISSION-SPECIFIC GOALS**

As outlined in Section I. Educational Plan: *Mission, Guiding Principles, and Purpose* of its 2011 Charter Application, the School's mission during its initial charter term was to develop critical thinking skills and attain high levels of academic achievement in students meeting the benchmarks of a standards-based curriculum *through a single-gender educational program* utilizing varied research-based instructional strategies, technologies, and media. During the remainder of the School's initial term and any renewal term, the School will apply its successful formula for the development of critical thinking skills and the attainment of high levels of academic achievement in its students meeting the benchmarks of a standards-based curriculum utilizing varied research-based instructional strategies, technologies, and media *through a traditional and strictly co-educational model of instruction*. It is the intent that all students will continue to engage in a rigorous curriculum promoting project-based learning, inquiry, creativity and teamwork while addressing each individual's learning style and specific needs. Through a sustained and integrated program of character development, the School's students explore the sense of community, integrity and obligations to self and our world. The core values of Trustworthiness, Respect, Responsibility, Fairness, Caring, and Citizenship are the Six Pillars of Character upon which the foundation of our Character Education program is built. At the School, highly qualified staff and administration work with students, parents, and all stakeholders within the educational landscape to ensure that each student sets learning goals and empowers him/herself by mastering all core academic areas and developing a well-rounded education through special area classes that include art, chess, Spanish, technology, physical education, and music.

To meet School's mission, teachers are considered the first learners and have enthusiastically participated in aligned professional development opportunities to sharpen their knowledge and skills in utilizing current brain-based research, instructional strategies, technology, cooperative learning strategies, higher-order questioning techniques, multiple intelligences, and differentiation of instruction. Applying new learning to the classroom has resulted in students becoming active rather than passive learners. Students are observed working in cooperative learning groups, completing research on topics of their interest, utilizing technology on a daily basis, and using hands-on manipulative learning materials. Assessment data is routinely used to assess student performance and guide decision-making with regard to planning for instruction.

Another factor in the School's success has been an emphasis on creating a warm, caring environment for learning. Our focus on positive discipline and character education provides opportunities for students to develop self-discipline and community responsibility. Character-based lessons encourage students to compliment each other and problem solve together on classroom concerns. One character trait from the School's Six Pillars of Character is studied each month during the school year. Information about the monthly character trait is communicated in school calendars and on the morning news broadcast. The School's focus on character education is enhanced by our "Student of the Month" program. Students who exemplify the character trait of the month are nominated by their peers and are recognized as model citizens. Emphasis on the importance of daily attendance, direct instruction on organizational skills, and high standards for quality work performance contributes to an overall positive, productive learning environment for all students.

The School's rigorous approach to learning, individual needs-based instructional delivery system, differentiated instructional model, and student empowerment supplemented with classroom-based technology, continuous progress monitoring and assessments help us deliver its mission. The decentralization of services and shared decision making by all professionals within the School, a high level of parental involvement, and a web-based student information system allows parents to communicate with the School and track their child's progress. Holistically, the implementation of these mission-specific goals has encouraged a team-oriented framework that is conducive to the success of the overall

School program. During the remainder of its initial term and any renewal term, the School will continue its commitment to the mission, guiding principles, and purpose as set forth in this submission.

### **IMPLEMENTATION OF MISSION**

During its initial charter term, the School has successfully implementing its mission as outlined in Section I. Educational Plan: *Mission, Guiding Principles, and Purpose* of the 2011 Charter Application. As stated, the mission of the School was to develop critical thinking skills and attain high levels of academic achievement in students meeting the benchmarks of a standards-based curriculum through a single-gender educational program utilizing varied research-based instructional strategies, technologies, and media. During the remainder of its initial term and any renewal term, the School will apply its successful formula for the development of critical thinking skills and the attainment of high levels of academic achievement in its students meeting the benchmarks of a standards-based curriculum utilizing varied research-based instructional strategies, technologies, and media *through a traditional co-educational model of instruction*. It is the intent that all students will engage in a rigorous curriculum promoting project-based learning, inquiry, creativity and teamwork while addressing each individual's learning style and specific needs.

A key factor in the School's success has been an emphasis on positive discipline and character education. On a daily basis, opportunities are provided for students to develop self-discipline and community responsibility. The School's focus on character education is enhanced by its "Student of the Month" program. Students who exemplify the character trait of the month are nominated by their peers and are recognized as model citizens. Emphasis on the importance of daily attendance, direct instruction on organizational skills, and high standards for quality work performance contributes to an overall positive, productive learning environment for all students.

The School's rigorous approach to learning, individual needs-based instructional delivery system, differentiated instructional model, and student empowerment supplemented with classroom-based technology, continuous progress monitoring and assessments help the School deliver its mission. The decentralization of services and shared decision making by all professionals within the School, a high level of parental involvement, and a web-based student information system allows parents to communicate with the School and track their child's progress.

Annual professional development is provided to faculty and staff to help strengthen and enhance student performance within our learning environment, providing in-depth staff development and reflection time for teachers to monitor curriculum advancements and student achievement. All data is accurately monitored for use in School improvement planning. The implementation of these mission-specific goals has encouraged a team-oriented framework that is conducive to the success of the overall School program.

### **ENRICHMENT PROGRAM HIGHLIGHTS**

The K-5 enrichment program at the School is a thriving component of its curriculum and includes direct instruction in Art, Chess, Media/Technology, Music, Physical Education/Health, and Spanish. Instruction within each special area class adheres to the state and national standards for each respective discipline. Students in grades K-5 receive their special-area instruction from a certified teacher in each respective discipline within a structured 40-minute, six-day rotation in a co-educational setting. Each grade level is divided into 6 groups (A,B,C,D,E,F) to accommodate each class. Students in middle school grades have the opportunity to enroll in two elective courses each year, schedule and academic program requirements permitting. Middle school elective course offerings include: Art, Band, Chess, Chorus, Computer Applications, Drama, Journalism, Physical Education, Spanish, and Speech and Debate.