

**Charter School of Excellence at Davie - 5271
First Amendment to Charter School Agreement**

FIRST AMENDMENT TO THE CHARTER SCHOOL AGREEMENT

**This First Amendment to the CHARTER AGREEMENT is made and entered into as of
this _____ day of _____ 2018, 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

The Charter Schools of Excellence, Inc.
a Florida not-for-profit organization [hereinafter referred to as "School"],
and having its principal place of business located at
1225 Southeast 2nd Avenue, Fort Lauderdale, Florida 33316.

WHEREAS, the parties entered into a Charter School Agreement ("Agreement") on or about May 6, 2008, which incorporates by reference the SCHOOL's Charter School Application wherein the School was authorized to operate a charter elementary school, grade levels (K-5) known as "Charter School of Excellence at Davie" 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 School desires to amend its Agreement to extend the term of the agreement to June 30, 2028 pursuant to Section 1002.331, F.S., which allows for an increase in the length of a charter term based on the state designation of High Performing.

NOW, THEREFORE, in consideration 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 following portion of the Charter School Agreement shall be amended to provide as follows:

Section 2.B: **Term of Charter** Unless terminated earlier pursuant to Section 1002.33, Florida Statutes or upon the terms contained herein, this charter shall cover a term of Fifteen (15) years commencing on July 1, 2013 and ending on June 30, 2028.

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

- (a) This First Amendment to the Charter School Agreement; then
- (b) The Charter Agreement; and
- (c) The Charter Application

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

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

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FOR THE SCHOOL

(Corporate Seal)

The Charter Schools of Excellence, Inc.

Attest: _____
Secretary

by: Katrina Wilson-Davis, President
Name and Title

-or-

Cecilia R. Kline
Witness
Ina West
Witness

STATE OF Florida
COUNTY OF Broward

The foregoing instrument was acknowledged before me this 9th day of January, 2018 by
Katrina Wilson-Davis of President
Name of Person on behalf of The Charter Schools of Excellence, Inc.
the Governing Entity

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

My commission expires:

(SEAL)



My commission expires: 01/05/2020

[Signature]
Signature - Notary Public
Reina Aguilar
Printed Name of Notary Public

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FOR THE SPONSOR

(Corporate Seal)

THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

ATTEST:

By _____
Nora Rupert, Chair

Robert W. Runcie
Superintendent of Schools

Approved as to Form and Legal Content:


Office of the General Counsel 01/23/10

Handwritten initials