



# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE: 2018-10-02 10:05 - School Board Operational Meeting

AGENDA ITEM: ITEMS

CATEGORY: L. OFFICE OF PORTFOLIO SERVICES

DEPARTMENT: Charter Schools/Management Support

Special Order Request  
 Yes  No

Time

Open Agenda  
 Yes  No

ITEM No.:  
 L-1.

TITLE:  
 Second Amendment to Charter School Agreement with Sunshine Academy of Oakland Park, Inc.

REQUESTED ACTION:  
 Approve the Second Amendment to Charter School Agreement for Sunshine Academy of Oakland Park, Inc., on behalf of SunFire High School f/k/a SunEdHigh School - 5060.

SUMMARY EXPLANATION AND BACKGROUND:  
 Sunshine Academy of Oakland Park, Inc. a Florida non-profit corporation, on behalf of SunFire High School - 5060, desires to amend its charter school agreement. A copy of all supporting documents is available online via the Broward County Public Schools eAgenda.  
 See Supporting Docs for the continuation of Summary Explanation and Background.  
 This Agreement 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) Executive Summary (3) Agreement

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: **OCT 02 2018**  
 By: *Nora Kupat*  
 School Board Chair

Signature  
 Leslie M. Brown  
 9/7/2018, 9:29:57 AM

Continuation of Summary Explanation and Background:

Sunshine Academy of Oakland Park, Inc., a Florida non-profit corporation, on behalf of SunFire High School – 5060, desires to amend its charter school agreement to change the name of the school from "SunEd High School" to "SunFire High School" for the 2018-2019 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. A Second Amendment to the Charter School Agreement is submitted for School Board approval to address the change requested by the charter school. The term of the Amended Charter School Agreement will remain the same as that of the original and will expire on June 30, 2022.

The charter school is located at 2360 West Oakland Park Boulevard, Oakland Park, Florida, 33311, which is in District 5.

The governing board members of Sunshine Academy of Oakland Park, Inc., reside in Broward, Naples and Boynton Beach Counties.

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.

## EXECUTIVE SUMMARY

Sunshine Academy of Oakland Park, Inc.  
SunFire High School - 5060, Formerly Known As SunEd High School

Implementation Year	2012-2013
Termination Date of Charter Agreement	June 30, 2022
Address	2360 West Oakland Park Boulevard Oakland Park, Florida 33311
Grades Approved to Serve	9-12
Grades Currently Serving	9-12
Enrollment	263
Target population	At Risk
Curriculum Focus	Re-engagement/Recovery
School Improvement Rating	Maintaining

On June 19, 2012, The School Board of Broward County, Florida, approved an initial charter agreement with Sunshine Charter Academy of Broward, Inc., for a term of five years. On June 13, 2017, The School Board of Broward County, Florida, approved a renewal of the agreement with Sunshine Charter Academy of Broward, Inc., on behalf of SunEd High School. On April 10, 2018, The School Board of Broward County, Florida, approved the first amendment to do an Assignment and Consent to Assign Agreement. This contract is effective for five years and ends on June 30, 2022.

Sunshine Academy of Oakland Park, Inc., desires to amend its charter agreement by changing the name of the Charter School from "SunEd High School" to "SunFire High School" for the 2018-2019 school year and subsequent years.

The term of the charter shall remain the same, covering five years commencing on July 1, 2017, and ending June 30, 2022.

SunFire High School is located in District 5.

The members of Sunshine Academy of Oakland Park, Inc. reside in Broward, Naples and Boynton Beach Counties.

**SECOND AMENDMENT TO THE CHARTER SCHOOL AGREEMENT**

This Second Amendment to the CHARTER AGREEMENT is made and entered into as of this 2<sup>nd</sup> day of October 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

**Sunshine Academy of Oakland Park, Inc.**  
a Florida not-for-profit organization [hereinafter referred to as "School"],  
and having its principal place of business located at  
2360 West Oakland Park Boulevard, Oakland Park, Florida 33311.

**WHEREAS**, the parties entered into a Charter School Agreement ("Agreement") on or about June 19, 2012, which incorporates by reference the SCHOOL's Charter School Application wherein its term through mutual agreement of the parties, provided such modifications are agreed to in writing and executed by both parties; 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**, On April 10, 2018, the Agreement was amended by the parties through a First Amendment; and

**WHEREAS**, the School formerly operated as SunEd High School and desires to formally change its name to SunFire High School; and

**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 following portion of the Charter School Agreement shall be amended to provide as follows:

**SunFire High School -5060 f/k/a SunEd High School  
Second Amendment to Charter School Agreement**

A. All references in the Agreement to the School operated by the governing board entity shall be changed from SunEd High School to SunFire High School and the School henceforth will cease using SunEd as a part of its School name.

**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 Second Amendment to the Charter School Agreement; then
- (b) First Amendment to the Charter School Agreement; and
- (c) The Charter Agreement; and
- (d) 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 Second Amendment to the Agreement on behalf of either party individually warrants that he or she has full legal power to execute this Second Amendment to the Agreement.

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

**THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK**

SunFire High School -5060 f/k/a SunEd High School  
Second Amendment to Charter School Agreement

FOR THE SCHOOL

(Corporate Seal)

Sunshine Academy of Oakland Park, Inc.

Attest:

Secretary

- or -

[Signature]

Witness

[Signature]

Witness

by:

Name and Title

Joseph R. Casacci  
Board Chair

STATE OF Florida

COUNTY OF Broward

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of July 2018 by

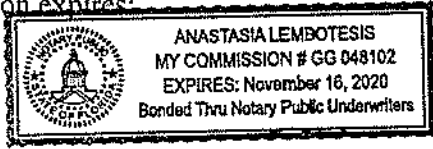
Joseph R. Casacci  
Name of Person on behalf of  
the Governing Entity

as  
of Board Chair  
Sunshine Academy of Oakland Park, Inc.

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

My commission expires:

(SEAL)



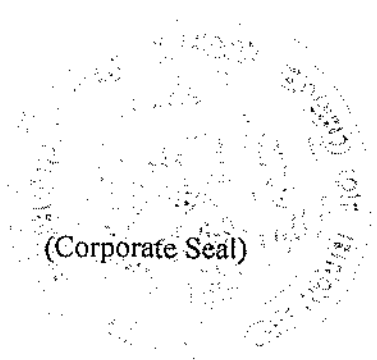
My commission expires:

Anastasia Lembotesis  
Signature - Notary Public

Anastasia Lembotesis  
Printed Name of Notary Public

SunFire High School -5060 f/k/a SunEd High School  
Second Amendment to Charter School Agreement

FOR THE SPONSOR



(Corporate Seal)

ATTEST:

A handwritten signature in black ink, appearing to read "Robert W. Runcie".

Robert W. Runcie  
Superintendent of Schools

THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA

By Nora Rupert  
Nora Rupert, Chair

Approved as to Form and Legal Content:

A handwritten signature in black ink, appearing to be a legal name, followed by the date "08/20/18".

Office of the General Counsel