



AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE	2020-08-04 10:05 - Special School Board Meeting
AGENDA ITEM	ITEMS
CATEGORY	L. OFFICE OF PORTFOLIO SERVICES
DEPARTMENT	Charter Schools/Management Support

Special Order Request	<input type="radio"/> Yes <input checked="" type="radio"/> No
Time	
Open Agenda	<input type="radio"/> Yes <input checked="" type="radio"/> No

ITEM No.:

L-1.

TITLE:

First Amendment to Charter School Agreement with Sunshine Academy of Oakland Park, Inc.

REQUESTED ACTION:

Approve the First Amendment to the Charter School Agreement with Sunshine Academy of Oakland Park, Inc., on behalf of SunFire High School of Fort Lauderdale - 5401.

SUMMARY EXPLANATION AND BACKGROUND:

Sunshine Academy of Oakland Park, Inc., a Florida non-profit corporation, on behalf of SunFire High School of Fort Lauderdale - 5401. 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. A copy of all supporting documents is available online via the Broward County Public Schools eAgenda. See Supporting Docs for 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: Safe & Supportive Environment 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) SunFire High of Fort Lauderdale Amendment (4) SunFire Address Change Letter

BOARD ACTION:

APPROVED

(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:

Name: Donté Fulton-Collins	Phone: 754-321-2135
Name:	Phone:

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

Senior Leader & Title
John Sullivan - Task Assignment

Signature
John J. Sullivan
7/23/2020, 12:55:44 PM

Approved In Open Board Meeting On: **AUG 04 2020**
By: School Board Chair

Continuation of Summary Explanation and Background:

Sunshine Academy of Oakland Park, Inc., a Florida non-profit corporation, on behalf of SunFire High School of Fort Lauderdale - 5401, desires to amend its charter school agreement to change the location of the charter school for the 2020-2021 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.

The Charter School will be located at: 5420-5430 North State Road 7, North Lauderdale, Florida 33319.

The governing board members of Sunshine Academy of Oakland Park, Inc., reside in Broward County, Florida.

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 Schools eAgenda.

EXECUTIVE SUMMARY
Sunshine Academy of Oakland Park, Inc.
SunFire High of Ft. Lauderdale - 5401

The original agreement with Sunshine Academy of Oakland Park, Inc. was approved on April 21, 2020, Regular School Board Meeting, Item L-2.

Sunshine Academy of Oakland Park, Inc. desires to amend its charter agreement by changing the school address from 1107 NW 6th Street, Fort Lauderdale, Florida, 33311 to 5420-5430 North State Road 7, North Lauderdale, Florida 33319.

The term of the charter shall remain the same, covering five years commencing on July 1, 2020, and ending June 30, 2025.

The Mayor and the City Manager for the City of North Lauderdale will be notified of the change.

SunFire High of Ft. Lauderdale – 5401 is located in District 3.

The governing board members of Sunshine Academy of Oakland Park, Inc., reside in Broward County, Florida.

**SunFire High of Ft. Lauderdale - 5401
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 4th day of August 2020, 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.
d/b/a SunFire High of Ft. Lauderdale
a Florida not-for-profit organization [hereinafter referred to as "School"],
and having its principal place of business located at
2360 West Oakland Park Blvd, Oakland Park, Florida 33311.

WHEREAS, the parties entered into a Charter School Agreement ("Agreement") on or about April 21, 2020, which incorporates by reference the School's Charter School Application wherein the School was authorized to operate a charter high school (grade levels 9-12), known as "SunFire High of Ft. Lauderdale" in Broward County, Florida: and

WHEREAS, Section 6.A.1 of the Agreement contains the facility location of the School; and

WHEREAS, the School desires to amend the facility location stated in Section 6.A.1 of the Agreement; 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

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 of Ft. Lauderdale - 5401
First Amendment to Charter School Agreement**

Section 6.A.1: **Facility Location:** The new location of the School is 5420-5430 North State Road 7, North Lauderdale, Florida 33319.

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.

SunFire High of Ft. Lauderdale - 5401
First Amendment to Charter School Agreement

FOR THE SCHOOL

(Corporate Seal)

SUNSHINE ACADEMY OF OAKLAND
PARK, INC.

Attest: _____
Secretary
- or -

by: Joseph R. Casacci
Name and Title Board Chair

Witness

Witness

STATE OF Florida

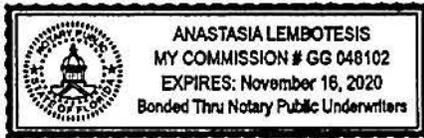
COUNTY OF Broward

The foregoing instrument was acknowledged before me this 21st day of July, 2020 by
Joseph R. Casacci of Sunshine Academy of Oakland Park, Inc., d/b/a SunFire
Name on behalf of the Governing Entity

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

My commission expires:

(SEAL)



Anastasia Lembotesis
Signature - Notary Public

ANASTASIA LEMBOTESIS
Printed Name of Notary Public

SunFire High of Ft. Lauderdale - 5401
First Amendment to Charter School Agreement

FOR THE SPONSOR

(Corporate Seal)

THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

ATTEST:

By Donna Korn
Donna P. Korn, Chair

Robert W. Runcie
Robert W. Runcie
Superintendent of Schools

Michael J. Givens
Office of the General Counsel



July 21, 2020

Dear Ms. Fulton-Collins:

My name is Joseph R. Casacci and I am the Board Chair for Sunfire High School. As you know, on April 21, 2020, the School Board for Broward County, Florida ("District") approved the New Charter School Agreement - Sunshine Academy Oakland Park, Inc., on behalf of SunFire High of Fort Lauderdale ("School") with the address of 1107 N.W. 6th St, Ft Lauderdale, FL 33311.

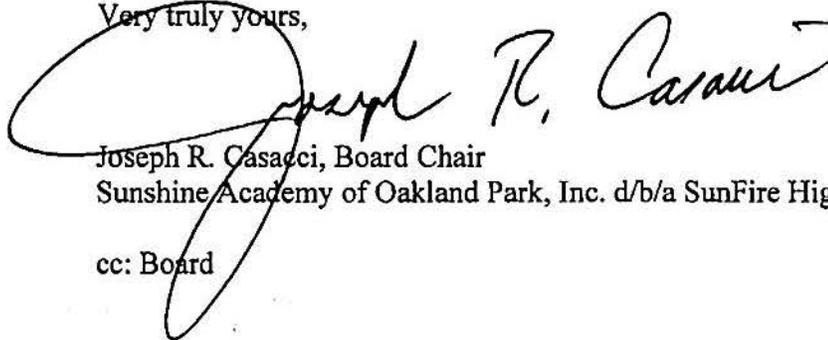
Due to an issue with the landlord and an pre-existing tenant, the school was unable to acquire the property in timely manner. In the interest of avoiding a lengthy and costly court battle the board was polled and agreed to seek another location that was available.

The purpose of this letter is to confirm that the Board wants to change the School location as set forth in the draft amendment to the charter school contract. It is my understanding that the First Amendment to the Charter School Agreement has already been sent to you by counsel.

If you need anything further to effectuate this change, please do not hesitate to ask.

Thank you in advance.

Very truly yours,



Joseph R. Casacci, Board Chair
Sunshine Academy of Oakland Park, Inc. d/b/a SunFire High School

cc: Board



SunFire High School
2360 W. Oakland Park Blvd.
Oakland Park, FL 33311
954-678-3939 Fax: 954-485-6243
www.SunFireHigh.com

