

**SECOND AMENDMENT TO THE AGREEMENT
BETWEEN THE SCHOOL BOARD OF PALM BEACH COUNTY AND
NEW VISION CHILD ACADEMY, INC.**

The School Board of Palm Beach County, Florida ("School Board") and the New Vision Child Academy, Inc. ("Charter School"), hereby agree to amend the Agreement entered between the parties on or before **August 16, 2006**, as follows:

1. On or about **May 1, 2006**, the School Board received written correspondence from the Charter School requesting that its opening date be deferred until **August 1, 2007**. The Charter Department responded on **May 11, 2006**, and stated that the Charter Agreement would end on or about **June 30, 2008** and that the Staff would not recommend a deferral. However, the Charter School on **June 16, 2006**, made a second request for a deferral, copies of these correspondences are attached hereto as Composite Exhibit "A" and in consideration of this second request; Staff would recommend this deferral.
2. The request was based upon the fact that a facility would not be available until that date.
3. Therefore, the following provisions in the Charter Agreement will need to be extended based on the deferred opening date, specifically:
 - a. Section 12.0 – CRITERIA FOR ADMISSION, Paragraph D - the enrollment period is stated as beginning on **April 20, 2006**, and ending on **February 5, 2007**. That ending date shall be extended to **February 5, 2007**.
 - b. Section 23.0 - FACILITIES, Paragraph D – The Charter School is responsible for the initiation and provision of inspections and an occupational license as required. All facilities, including leased facilities, must be inspected annually by a certified Fire Marshal or inspection specialist and the Palm Beach County Health Department. The Charter School must provide proof of the annual inspections to the Sponsor by **May 1** of each year of operation. Other inspections may be required as determined by the Sponsor. However, for FY 06-07 that due date shall be extended to **May 1, 2007**.
 - c. Section 23.0 – FACILITIES, Paragraph F – The Charter School will present proof of the appropriate facility certification (including all certificates that are required by applicable building codes) to the Sponsor no later than **May 15** prior to the first year of operation, If the Charter School does not have the appropriate certifications by **May 15** prior to the first year of operation or the initial opening day of classes in a different facility, the Charter School Charter shall terminate. However, for Fiscal Year 06-07, that due date shall be extended to **May 15, 2007**.

- d. Section 26.0 – INDEMNIFICATION AND INSURANCE, Paragraph I – copies of the initial certificates of insurance were required to be submitted to the School Board by **June 30, 2006**. That due date shall be extended to **June 30, 2007**.
- e. Section 30 – ARTICLES OF INCORPORATION AND GOVERNANCE STRUCTURE, Paragraph J – The parent member of the Governing Board was required to be named by **September 15, 2006**. That due date shall be extended to **September 15, 2007**.

4. If the Charter School does not obtain an approved facility on or before **June 15, 2007**, the parties hereby agree that shall constitute a “good cause” basis for the immediate termination of the Charter Agreement and that the Charter will be terminated effective **June 15, 2007**. Furthermore, the parties hereby agree that the Charter School will not appeal this termination and will fully cooperate with the School Board in the termination process.
5. In the event of any conflict between the terms of the Second Amendment and the Charter Agreement, the terms of the Second Amendment shall control.
6. The Superintendent is authorized to take administrative action on delayed or deferred openings of Charter Schools.

IN WITNESS WHEREOF, the Parties hereto agree to this Second Amendment to be effective on the date last signed by the Parties.

The School Board of Palm Beach County, Florida

New Vision Child Academy, Inc.

By: _____
Thomas E. Lynch, Chairman

By: Debra W. Dolan
Debra W. Dolan, President

Dated: _____

Dated: 7-24-06

By: _____
Arthur C. Johnson, Superintendent

Dated: _____

RECEIVED

June 16, 2006

CHARTER SCHOOLS

Juanita Edwards
Dr. Arthur Johnson
The School Board of Palm Beach County
3300 Forest Hill Boulevard
West Palm Beach, FL 33406

Dear Ms. Edwards, Dr. Johnson, and the School Board of Palm Beach County,

We are so appreciative of all of your help and consideration, unfortunately we haven't been able to procure a facility for our charter school.

We have spent the past year diligently looking for a facility. We finally found a great facility that was actually a previous school. However, we were misled by the owner that we could open the school as a K-5. But when we met with the city planners, they would only let us open the school with Kindergarten which did not fulfill the needs of our charter. We're sure you can agree that the goal of a charter school is not just opening a school but a great one.

Since the term of our contract with you ends June 30, 2008, we respectfully request a second deferment so we can continue our search for a quality facility for our charter school.

Thank you very much.

Respectfully,

Debbie Dolan
Sharon Fairbanks

Debbie Dolan

Sharon Fairbanks

Co-Founders of New Vision Child Academy Charter School

COMPOSITE EXHIBIT "A"



THE SCHOOL DISTRICT
OF PALM BEACH COUNTY, FLORIDA

JUANITA W. EDWARDS
DEPARTMENT OF CHARTER SCHOOLS

ARTHUR C. JOHNSON, Ph.D.
SUPERINTENDENT OF SCHOOLS

DIVISION OF QUALITY ASSURANCE
DEPARTMENT OF CHARTER SCHOOLS
3300 FOREST HILL BOULEVARD, C-206
WEST PALM BEACH, FL 33406-5869
(561) 434-5875 FAX (561) 963-3845

May 11, 2006

Debbie Dolan
New Vision Child Academy
13602 La Miranda Circle
Wellington, FL 33414

Re: Request for Second Deferment and Grant Money

Dear Ms. Dolan,

This letter is in response to a letter dated May 1, 2006, requesting the second deferment of opening the charter school until August 2007. The term of the contract is three years. The present contract ends June 30, 2008.

Additionally, the grant is earmarked for planning and design of the school's programs and not for expenditures to acquire a facility. However, funds from the grant can be used for three months rent payments before the school opens. The grant funds should be expended for teacher training, curriculum development, computers, textbooks, and other materials that benefit the students' academic program. Consequently, School Board approval is needed for another deferment. The staff will not recommend a second deferment.

If you have additional questions or concerns, please contact me at (561) 434-7460

Respectfully,

A handwritten signature in cursive script that reads "Juanita W. Edwards".

Juanita W. Edwards

JWE/kp

c: Ann Killets, Chief Academic Officer
Janice S. Cover, Assistant Superintendent, Quality Assurance
Denise Sagerholm, Associate Counsel, Compliance & Governance
Jeannette Merced, Accountant, Charter Schools
Sharon Fairbanks, Founder

May 1, 2006

Juanita Edwards
Director, Charter Schools
3308 Forest Hill Blvd. ,C-206
West Palm Beach, Fl 33406

Re: Deferred Opening of New Vision Child Academy

Dear Ms. Edwards,

In response to a letter dated April 18, 2006 asking what our intentions were in regards to the school's opening for August, 2006. Due to great difficulties procuring a suitable site for the school, we will not be able to open in the fall. However, our grant writer has assured us that money is as available and forthcoming.

Since it is too close to the fall session, we feel that we will not be able to adequately prepare our school. Therefore, we would appreciate an additional year to receive awarded grant money and secure an appropriate facility. We have been negotiating on a property in Boca Raton but because of various ordinances and requirements, a contract has been difficult to obtain. We are sure you will agree that rushing to complete a school will hamper its ability to succeed. Our dedication to this endeavor will continue and with your help we know that New Vision Child Academy will be one of the finest charter schools in the district.

Thank you for your consideration in this matter. We look forward to hearing from you.

Sincerely,

Debbie Dolan
Sharen Fairbanks

Debbie Dolan
Sharen Fairbanks

cc: Ann Killets, Chief Academic Officer
Janice S. Cover, Assistant Superintendent, Quality Assurance
Denise Sagerholm, Attorney
Jeannette Merced, Accountant, Charter Schools



THE SCHOOL DISTRICT OF PALM BEACH COUNTY

DIVISION OF QUALITY ASSURANCE
DEPARTMENT OF CHARTER SCHOOLS
3308 FOREST HILL BOULEVARD
WEST PALM BEACH, FL 33406
(561) 434-8929 FAX (561) 963-1111

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ms. Debbi Dolan
13603 La Miranda Circle
Wellington, FL 33414
recd 4/25/06

2. Article Number
(Transfer from service label)

7005 3110 0001 8066 4956

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Debbie Dolan* Agent Addressee

B. Received by (Printed Name)

Debbie Dolan

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No



3. Service Type

- Certified Mail
- Registered
- Insured Mail
- Express Mail
- Return Receipt for Merchandise
- C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

April 18, 2006

Debbie Dolan
New Vision Child Acader
13602 La Miranda Circle
Wellington, FL 33414

Re: Deferred Opening of New Vision Child Academy

Dar Ms. Dolan:

This letter is a follow-up to the phone call made on April 4, 2006 at 9:48 a.m. A message was left on your voicemail concerning the approved charter's deferred opening date of August 2006.

As of today, I have not received a return call or any other communication. Please provide our office via written communication with your inaugural plans for the school's opening in August 2006.

Thank you in advance for your immediate attention.

Sincerely,

Juanita W. Edwards
Director, Charter Schools

JSC/JWE:kp

- c: Ann Killets, Chief Academic Officer
- Janice S. Cover, Assistant Superintendent, Quality Assurance
- Denise Sagerholm, Attorney
- Jeannette Merced, Accountant, Charter Schools



Life Skills Center - Glades Area
Corporate Office:
10150 Highland Manor Drive
Suite 200
Tampa, FL 33610
813-314-2154 (P)
813-314-2155 (F)

July 10, 2006

Mrs. Juanita Edwards
Director of Charter Schools
The School Board of Palm Beach County
3300 Forest Hill Boulevard
West Palm Beach, FL 33406

RE: *Requested Extension for Delayed Opening*

Dear Mrs. Edwards:

Please accept this correspondence as a request of Life Skills Center – Glades Area to delay the opening of our proposed charter school until the second semester of school year 2006-2007.

We are currently pursuing several locations for the school, but based on our current progress in negotiating a lease and going through the zoning process, we don't believe that we will be able to open for the start of the 2006-2007 school year.

The applicant acknowledges that it will be required to provide to The School Board an updated budget and to update any other portions of the application that may need adjustment due to this requested extension and delay. This updated information will be provided to the school district prior to the resumption of charter school agreement negotiations. It is further acknowledged that the school district will require a reasonable period of time to review any updated information before proceeding with charter agreement negotiations.

Sincerely,

Derrick Hibler
President