

**CHARTER APPLICATION
APPROVAL AND DEFERRAL AGREEMENT**

This Charter Application Approval and Deferral Agreement (“Agreement”) is made and entered into effective as of the last date written below between THE SCHOOL BOARD OF CLAY COUNTY, FLORIDA, a body politic and corporate (“SCHOOL BOARD”) and ORANGE PARK PERFORMING ARTS ACADEMY, INC., a Florida non-profit corporation (“OPPAA”).

WHEREAS, on January 17, 2013, the SCHOOL BOARD disapproved an application for a charter school (“Charter Application”) submitted by OPPAA; and

WHEREAS, it is in the best interest of all parties to this agreement that the SCHOOL BOARD reverse that decision and approve the Charter Application of OPPAA; and

WHEREAS, OPPAA has requested a one (1) year deferral of the opening of the charter school, which was originally proposed to take place in August, 2013; and

WHEREAS, the SCHOOL BOARD consents to the deferral of the Charter Application to permit an additional year of planning for OPPAA to open a charter school and for negotiation of a Charter Contract between the parties for operation of the charter school; and

WHEREAS, the SCHOOL BOARD and OPPAA enter into this Agreement to outline the terms and conditions of the one (1) year deferral.

NOW THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The SCHOOL BOARD hereby approves the Charter Application submitted by OPPAA on November 20, 2012.
2. The Charter Application submitted by OPPAA and hereby approved by the SCHOOL BOARD is deferred to move the prospective opening of a charter school operated by OPPAA from August 2013 to August 2014.
3. OPPAA will not be required to resubmit its Charter Application.
4. The SCHOOL BOARD will provide a proposed five (5) year Charter Contract to OPPAA on or before August 1, 2013. The SCHOOL BOARD and OPPAA shall have until October 15, 2013, to negotiate the Charter Contract and notice it for final approval by the SCHOOL BOARD unless both parties agree to an extension or outstanding issues are referred to mediation pursuant to Section 1002.33(6)(h), *Florida Statutes*.

5. On or before August 1, 2013, OPPAA will engage an educational consultant to further expand OPPAA's Education Plan, particularly curriculum implementation, instructional strategies and assessment. The educational consultant will also provide training for school leadership and instructional personnel.
6. On or before October 1, 2013, OPPAA will submit to the SCHOOL BOARD any updates to its Charter Application and/or its budget as recommended by its educational consultant. Such updates will not require approval by School District staff but will be considered part of the Charter Application, which will be an exhibit to, and incorporated in, the Charter Contract.
7. The initial start-up of the charter school shall be consistent with the beginning of the SCHOOL BOARD'S school calendar for the 2014/2015 school year.

The parties hereto have executed this Deferral Agreement as of the last date written below.

SCHOOL BOARD:

THE SCHOOL BOARD OF CLAY COUNTY, FLORIDA

By: _____
Carol Studdard, Chair

Date: _____

OPPAA:

ORANGE PARK PERFORMING ARTS ACADEMY, INC.

By: _____
Alesia Ford-Burse, Chair

Date: _____