

AMEND BOARD REPORT 01-0627-EX7
APPROVE CHARTER SCHOOL PROPOSALS

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve the Global Village and L.E.A.R.N. charter school proposals with the approvals being contingent upon the execution of a Charter School Agreement. The Charter School agreement shall reflect resolution of any and all outstanding issues between the Board of Education and the governing body of each charter school including, but not limited to: site location, enrollment, funding, educational program, financial controls and practices, academic accountability and evaluations, and years of operation. Authorize the President and Secretary to execute such agreements and report the approvals and denials to the Illinois State Board of Education.

This Board Report is necessary to amend L.E.A.R.N.'s Charter School Agreement to (a) allow the school to move to a facility at 1132 S. Homan, (b) permit the school to add a Pre-K program, and (c) authorize the funding of the Pre-K program. A written amendment to the Charter School Agreement is required. The authority granted herein shall automatically rescind in the event a written amendment is not executed by the Board and the CCSF governing board within 120 days of the date of this Report. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

DESCRIPTION:

The Charter Schools Law, Public Act 89-450 (105 ILCS 5/27A-1 et seq.), provides that up to 45 30 charter schools may be operated in the City of Chicago. Proposals to operate charter schools are to be submitted to the Board of Education for evaluation pursuant to the standards set forth in 105 ILCS 5/27A-8, and the Board of Education is to convene a public meeting to obtain information to assist in its decision to grant or deny each proposal and report its action to the State Board of Education. The State Board determines whether the approved charter school proposal and the proposed contract satisfy the provisions of the Charter School law and, if so, certifies the charter school.

The Board of Education has received and evaluated the Global Village and L.E.A.R.N. charter school proposals, held a public meeting thereon on June 22, 2001, and takes the following action to approve selected proposals, subject to the execution of a Charter School Agreement as set forth above. Each proposal proposes to operate a multiple site charter school under a single governing board and mission at locations identified in Exhibit A. The President and Secretary of the Board are authorized to execute a five-year Charter School Agreement with the governing board of each proposed charter school, and the Board's approval of any proposal is contingent upon execution of such Agreements by the Board and the charter school's governing board. L.E.A.R.N. submitted a Material Modifications proposal on January 15, 2004, to request an amendment to their Charter School Agreement that would (a) allow the school to move to a facility at 1132 S. Homan and (b) permit the school to add a Pre-K program, and the Board agrees to such modifications.

TERM OF CHARTER SCHOOLS: The term of the agreement for each approved charter school shall be from July 1, 2001 through June 30, 2006.

LSC REVIEW: Approval of Local School Councils is not applicable to this report.

AFFIRMATIVE ACTION STATUS: Not applicable.

AUTHORIZATION: Authorize the General Counsel to include relevant terms and conditions in the written Charter School Agreements which shall reflect resolution of any and all outstanding issues between the Board and the governing body of each charter school including, but not limited to: site location, enrollment, funding, educational program, financial controls and practices, academic accountability and evaluations. Authorize the President and Secretary to execute the Charter School Agreements. Authorize the Director of Charter Schools to issue a letter notifying the Illinois State Board of Education of the actions approved hereunder and to submit the approved proposals and signed Charter School Agreements to the Illinois State Board of Education for certification. Authorize the General Counsel to further negotiate, and execute any amendments to each Agreement as required by the Illinois State Board of Education.

FINANCIAL:

The financial implications have been addressed during the development of the 2001-2002 fiscal year budget. Since the School Code of Illinois prohibits the incurring of any liability unless an appropriation has been previously made, expenditures beyond FY01 are deemed to be contingent liabilities only, subject to appropriation in subsequent fiscal year budgets. The cost of 40 Pre-K students in 2004-05 will be approximately \$120,000.

GENERAL CONDITIONS:

Inspector General – Each Party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the Provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one-year period following expiration or other termination of their terms of office.

Indebtedness – The Board's indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

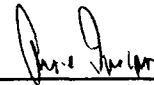
Contingent Liability – The Agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed to be a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Barbara J. Eason-Watkins
Chief Education Officer


Approved:



Arne Duncan
Chief Executive Officer



John Maiorca
Chief Financial Officer

Approved as to Legal Form: 



Ruth Moscovich
General Counsel