

AMEND BOARD REPORT 05-0727-EX9
AMEND BOARD REPORT 03-0527-EX05
APPROVE THE GRANTING OF A CHARTER AND ENTERING INTO A CHARTER SCHOOL
AGREEMENT WITH THE KIPP ASCEND ACADEMY CHARTER SCHOOL

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING DECISION:

Approve the granting of a charter and entering into a charter school agreement with the KIPP Ascend Academy Charter School for a 5-year period. The Charter School Agreement applicable to this term is currently being negotiated. The authority granted herein shall automatically rescind in the event a written Charter School Agreement is not executed by the Board and the charter school's governing board within 120 days of the date of this Board Report. The agreement authorized herein will only take effect upon certification by the Illinois State Board of Education. Information pertinent to this agreement is stated below.

This amendment is necessary to authorize the relocation of the KIPP Ascend Academy Charter School. 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 KIPP Ascend Academy Charter School Board within 120 days of the date of this Board Report. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

This October 2006 amendment is necessary to correct the address of the KIPP Ascend Academy Charter School. 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 KIPP Ascend Academy Charter School Board within 120 days of the date of this Board Report. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

CHARTER SCHOOL: KIPP Ascend Academy Charter School
~~4320 West Fifth Avenue~~ 715 South Kildare Avenue
 Chicago, IL 60624
 Phone: ~~773-261-9972~~ 773-533-1770
 Contact Person: Jim O' Connor

OVERSIGHT: ~~Charter Schools Office of New Schools~~
 125 S. Clark, 5th Floor
 Chicago, IL 60603
 Phone: (773) 553-1535
 Contact Person: ~~Director, Genita C. Robinson,~~ Beatriz Rendon,
Executive Director

DESCRIPTION: The Charter Schools Law (105 ILCS 5/27A-1 *et seq.*) provides that up to 30 charter schools may be operated in the City of Chicago. Proposals to operate charter schools shall 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 shall 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 of Education determines whether the approved charter school proposal and the proposed contract satisfy the provisions of the Charter Schools law and, if so, certifies the charter school.

CHARTER APPLICATION PROPOSAL:

The Board of Education received the KIPP Ascend Academy Charter School proposal on April 21, 2003, and held a public meeting thereon on May 9, 2003. The KIPP Ascend Academy Charter School proposal was submitted by KIPP National and is planned to open in July 2003, serving 80 students in grade 5. In successive years, the school will add one grade level until it serves up to 320 students in grades 5-8.

The cost of 80 students in 2003-04 will be approximately \$430,000. The cost of 320 students at full capacity in 2007-08 will be approximately \$1,700,000. The school will be located at ~~4320 West Fifth Avenue~~ 715 South Kildare Avenue.

TERM: The term of the KIPP Ascend Academy Charter School charter and agreement will be for five (5) years commencing July 1, 2003 and ending June 30, 2008.

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

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

FINANCIAL: The financial implications will be addressed during the development of the 2003-2004 fiscal year budget. Since the School Code of Illinois prohibits the incurring of any liability unless an appropriation has been previously made, expenditures beyond FY03 are deemed to be contingent liabilities only, subject to appropriation in subsequent fiscal year budgets.

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)~~ June 26, 1996 (96-0626-PO3), 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)~~ June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the agreement.

Approved for Consideration:



Barbara J. Eason-Watkins
Chief Education Officer

Approved:

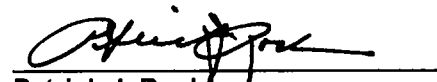


Arne Duncan
Chief Executive Officer

Within Appropriation:


John Maiorca
Chief Financial Officer

Approved as to Legal Form: 


Patrick J. Rocks
General Counsel