

**RATIFY EXERCISING THE FIRST OPTION TO RENEW THE MEMORANDUM OF UNDERSTANDING
WITH L.E.A.R.N. CHARTER SCHOOL TO PARTICIPATE IN THE REAL/CHICAGO TEACHER
ADVANCEMENT PROGRAM**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify exercising the first option to renew the memorandum of understanding (MOU) with L.E.A.R.N. Charter School to participate in the Recognizing Excellence in Academic Leadership (REAL) Program, now known also as the Chicago Teacher Advancement Program (Chicago TAP) at a cost for the option period not to exceed \$207,500.00. A written document exercising this option is currently being negotiated. No payment shall be made to L.E.A.R.N. Charter School prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

CHARTER SCHOOL: L.E.A.R.N. Charter School
1132 South Homan Avenue
Chicago, IL 60624
Contact: Courtney Francis
Phone: (773) 722-0200
Fax: (773) 826-0015

OVERSIGHT: Department of Human Resources
125 S. Clark Street, 2nd Floor
Chicago, IL 60603
Contact: Ann Chan
Phone: 773-553-1070

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report #08-0625-ED10) in the amount of \$415,000 was for a term commencing July 1, 2007 and ending June 30, 2009, with the Board having two (2) options to renew/extend for one-year periods. In November 2006, the U.S. Department of Education awarded a five-year, \$27.5 Million grant to CPS under the Teacher Incentive Fund grant based on the REAL Program grant proposal developed in collaboration with National Institute for Excellence in Teaching (NIET). The foundation for the REAL Program is the NIET's Teacher Advancement Program (TAP), a whole school reform model, which is designed to increase student achievement by improving teacher quality and maximizing principal effectiveness. In May 2007, L.E.A.R.N. Charter School was selected by the REAL Planning/Advisory Committee, now known as the REAL/Chicago TAP Joint Council as one of 10 initial cohort schools to implement TAP.

OPTION PERIOD: The term of this agreement is being extended for one year commencing July 1, 2009 and ending June 30, 2010.

OPTION PERIOD REMAINING: There is one (1) option to renew for a one-year period remaining. The cost of the renewal period shall be negotiated prior to the start of such renewal period and shall be determined by the amount awarded in the grant.

OVERVIEW OF MEMORANDUM OF UNDERSTANDING: This agreement will continue to govern the implementation of the Teacher Incentive Fund grant, now known as REAL/Chicago TAP, a pilot program for performance-based compensation. L.E.A.R.N. Charter School was one of 10 schools implementing the program in 2007-2009. This MOU outlines the responsibilities of the REAL/Chicago TAP Program Office as well as the responsibilities of the charter school with respect to participation and implementation of the program. This includes the oversight role of the REAL/Chicago TAP Joint Council (composed of 6 CPS employees and 6 CTU officials), the recruitment and selection of staff associated with the REAL/Chicago TAP, the collection of data to be utilized in determining performance awards, the collection of data to be used in program evaluation, and the calculation of performance awards. L.E.A.R.N. Charter School will continue to select Lead & Mentor Teachers to provide model teaching,

peer coaching, mentoring, team teaching and classroom observations for the rest of the teachers at the school. Teachers at L.E.A.R.N. Charter School will continue to be evaluated based on student achievement data and will receive performance awards using the methodology set forth in the TAP manual. The principal and support staff at L.E.A.R.N. Charter School will continue to also receive performance-based incentives as a part of the TAP model.

COMPENSATION: During this option period, the charter school shall be paid as specified in the option document; total compensation for the option period not to exceed \$207,500.00.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written option document. Authorize the President and Secretary to execute the written option document. Authorize the CEO for Human Capital or Deputy CEO for Human Capital to execute all ancillary documents required to administer or effectuate this written option document.

AFFIRMATIVE ACTION: Pursuant to Section 5.2.4 of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts, this agreement is exempt from MBE/WBE review as services provided classify as a unique transaction.

LSC REVIEW: Local School Council approval is not applicable to this report.

FINANCIAL: Charge to Department of Human Resources: \$207,500.00 Fiscal Year: 2009-2010
Budget Classification: 11070-324-54105-221245-542126
Source of Funds: Teacher Incentive Fund (TIF) Grant

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 Chicago 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 member during the one year period following expiration or other termination of their terms of office.

Indebtedness – The Board's Indebtedness Policy adopted 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 June 23, 2004 (04-0623-PO4), 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 a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved:



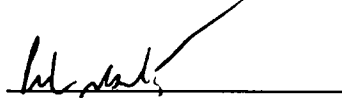
Barbara Eason-Watkins
Chief Education Officer

Respectfully Submitted:



Ron Huberman
Chief Executive Officer

Within Appropriation:



Pedro Martinez
Chief Financial Officer

Approved as to legal form: 



Patrick J. Rocks
General Counsel