

**RECONSTITUTE THEODORE HERZL ELEMENTARY SCHOOL AND REMOVE AND REPLACE THE THEODORE HERZL ELEMENTARY SCHOOL STAFF, INCLUDING THE PRINCIPAL.**

**THE CHIEF EXECUTIVE OFFICER RECOMMENDS:**

That effective June 30, 2012, the Chicago Board of Education ("Board") approve the reconstitution of Theodore Herzl Elementary School (School ID 609991) ("Herzl"), located at 3711 West Douglas Boulevard, Chicago, Illinois, and remove and replace the staff, including the principal.

**Statutory Authority:** Pursuant to Section 5/34-8.3(d) of the Illinois School Code, 105 ILCS 5/34-8.3(d), and following the opportunity for a public hearing, the Chief Executive Officer ("CEO") of the Chicago Public Schools may recommend the reconstitution of a school on probation for at least one year and after failing to make adequate progress in correcting deficiencies.

**Procedural History:** On or about November 30, 2011, the CEO gave written notice of his proposal to reconstitute Herzl in accordance with Section 5/34-8.3(d) of the Illinois School Code to:

- (a) the parents of Herzl students;
- (b) the Herzl staff; and
- (c) Herzl's Local School Council members.

Beginning on November 30, 2011, the CEO's designee published notice of the public hearing regarding the proposal to reconstitute Herzl on the district website. The public hearing was scheduled for January 31, 2012 at 5:30pm at 125 South Clark Street, 5<sup>th</sup> Floor, Chicago, Illinois.

On January 31, 2012, the appointed hearing officer, Fredrick Bates, Esq., convened the public hearing to receive public comment on the proposal to reconstitute Herzl. The hearing officer received oral and written comments and supporting documents at the hearing and kept the record open after the hearing to receive additional written comments or documentation. The hearing officer's report and a transcript of the hearing has been provided to the Board. The hearing officer reported that the CEO's proposal met the requirements of Section 5/34-8.3(d) of the Illinois School Code, 105 ILCS 5/34-8.3(d), summarized comments and written documentation received, and recommended that the Board approve the CEO's proposal to reconstitute Herzl. After receiving the hearing officer's report, the CEO has decided to recommend that the Board reconstitute Herzl effective June 30, 2012.

**LSC IMPLICATIONS:** As Herzl will remain on probation after its reconstitution, the powers and duties of the Herzl Local School Council with respect to the School Improvement Plan and School Expenditure Plan will remain the same after reconstitution. As the result of the removal and replacement of the current principal pursuant to section 5/34-8.3(d) of the Illinois School Code, the Herzl Local School Council will not have authority to select a new four-year contract principal until the school is removed from probation pursuant to Section VII of the Board's School Performance, Remediation and Probation Policy for the 2011-12 School Year, or any successor policy on school probation.

**PERSONNEL IMPLICATIONS:** Pursuant to 105 ILCS 5/34-8.3(d)(4), all Herzl employees, including the principal, will be removed and replaced in accordance with Board policies and any applicable collective bargaining agreements.

Approved for Consideration:



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**Oliver Sicat**  
Chief Portfolio Officer

Approved:



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**Jean-Claude Brizard**  
Chief Executive Officer

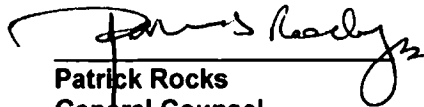
Within Appropriation:



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**David Watkins**  
Chief Financial Officer

Approved as to legal form:



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**Patrick Rocks**  
General Counsel