

AMEND BOARD REPORT 09-1123-EX13
APPROVE THE GRANTING OF A CHARTER AND ENTERING INTO A CHARTER SCHOOL
AGREEMENT WITH EPIC ACADEMY INC.,
AN ILLINOIS NOT-FOR-PROFIT CORPORATION

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING DECISION:

Approve the granting of a charter and entering into a Charter School Agreement with EPIC Academy Inc., an Illinois not for-profit corporation for a five-year period. The Charter School Agreement 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 April 2012 amendment is needed to increase the maximum enrollment at EPIC Academy Charter High School from 480 to 600 students. The authority granted herein shall automatically rescind in the event a written amendment to the Charter School Agreement is not executed by the Board and the charter school's governing board within 120 days of the date of this amended Board Report. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

SCHOOL OPERATOR: EPIC Academy Inc.
8255 South Houston Avenue
Chicago, Illinois 60617
Phone: 773-535-7930
Contact Person: Carrie Stewart, Board Chair

CHARTER SCHOOL: EPIC Academy Charter High School
8255 S. Houston Avenue
Chicago, Illinois 60617
Phone: 773-535-7930
Contact Person: Matthew King, Principal

OVERSIGHT: Office of New Schools Portfolio Office
125 S. Clark, 5-10th Floor
Chicago, IL 60603
773-553-1530
Contact Person: ~~Jaime Guzman, Acting Executive Officer~~ Carly Bolger,
Executive Director, Office of New Schools and Programs

DESCRIPTION: The Charter Schools Law (105 ILCS 5/27A-1 et seq., as amended) provides that up to 70 charter schools may be operated in the city of Chicago. Proposals to operate charter schools are submitted to the Board for evaluation pursuant to the standards set forth in 105 ILCS 5/27A-8, and the Board convenes a public meeting to obtain information to assist in its decision to grant or deny each proposal and report its action to the Illinois State Board of Education. The State Board 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. This school operated as an existing public school during the 2009-2010 school year (Board Report 08-1022-EX17). This proposal to convert a public school to charter school status is consistent with Section 27A-8(b) of the Illinois Charter Schools Law.

CHARTER APPLICATION PROPOSAL: The EPIC Academy Charter High School (EPIC) proposal was submitted by EPIC Academy Inc. and received by the Board on August 10, 2009. EPIC's mission is to establish the educational community, resources, and supports necessary for urban high school students' personal growth into inspired and empowered individuals. Their students will unite leadership and academic skills to emerge as innovators that revolutionize society. Students' success in higher education and professional careers will enhance their positive community impact. As an Expeditionary Learning

School/Outward Bound (ELS) school, EPIC will combine rigorous academic content and real world projects – learning expeditions – with active teaching and community service. The school will serve 240 students in grades 9-10 in the fall of 2010. In successive years, the school will grow one grade at a time, until reaching a capacity of 480 students in grades 9 – 12. The school will be located at 8255 S. Houston Avenue. Public hearings on Renaissance 2010 charter school submissions submitted in 2009, as required by statute, were held on September 10, 2009 and November 9, 2009.

In January 2012, EPIC Academy Inc. submitted a material modification to increase the maximum capacity enrollment at the school from 480 to 600 students. A public hearing on the proposed enrollment increase was held on Monday, April 16, 2012. This hearing was recorded and a summary report is available for review.

TERM: The term of the EPIC charter and agreement shall commence July 1, 2010 and end June 30, 2015.

AUTHORIZATION: Authorize the General Counsel to include relevant terms and conditions, including any indemnities to be provided to the charter school, in the written Charter School Agreement and amendment, 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, educational program, financial controls and practices, academic accountability and evaluations. Authorize the President and Secretary to execute the Charter School Agreement and amendment. Authorize the ~~Acting Executive Officer~~ Director of the Office of New Schools and Programs 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 as required by the Illinois State Board of Education.~~

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

AFFIRMATIVE ACTION: Not applicable.

FINANCIAL: The financial implications will be addressed during the development of the 2010~~2~~-2011~~3~~ fiscal year budget. Since the School Code of Illinois prohibits the incurring of any liability unless an appropriation has been previously made, expenditures beyond FY10~~2~~ are deemed to be contingent liabilities only, subject to appropriation in subsequent fiscal year budgets. ~~The cost of 240 students in 2010-2011 will be approximately \$1,835,280.00. These budget figures are based on the revised per pupil funding amounts for FY10.~~

GENERAL CONDITIONS:

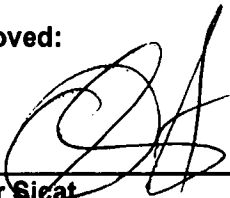
Inspector General - Each Party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary 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 June 26, 2006 (96-0626-P03), 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)~~ May 25, 2011 (11-0525-PO2) as amended from time to time shall be incorporated into and made a part of the agreement.

Approved:



Oliver Sicat
Chief Portfolio Officer

Respectfully Submitted:



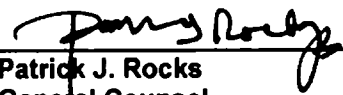
Jean Claude Brizard
Chief Executive Officer

Within Appropriation:



David Watkins
Chief Financial Officer

Approved as to Legal Form:



Patrick J. Rocks
General Counsel