

AMEND BOARD REPORT 13-0626-EX4
APPROVE THE GRANTING OF A CHARTER AND ENTERING INTO A CHARTER SCHOOL
AGREEMENT WITH FRAZIER ACADEMY DESIGN TEAM, 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 Frazier Academy Design Team, 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 February 2014 amendment is necessary to authorize Frazier Academy Design Team, Inc. to relocate Frazier Preparatory Academy Charter School to the CPS facility at 3711 W. Douglas Boulevard beginning in the fall of 2014. 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 amendment authorized herein will only take effect upon certification by the Illinois State Board of Education.

SCHOOL OPERATOR: Frazier Academy Design Team, Inc.
 4027 W. Grenshaw Street
 Chicago, IL 60624
773-762-3788
 Contact Person: Robert Steele, Board President

CHARTER SCHOOL: Frazier Preparatory Academy Charter School
~~4027 W. Grenshaw Street~~ 3711 W. Douglas Boulevard
 Chicago, IL ~~60624~~ 60623
 773-534-6776
 Contact Person: Robert Steele, Board President

OVERSIGHT: Office of Innovation and Incubation
 125 S. Clark Street, 10th Floor
 Chicago, IL 60603
 773-553-1530
 Contact Person: Jack Elsey, Chief Innovation and Incubation Officer

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 Illinois 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. This school operated as an existing public school from the 2007-2008 to the 2012-2013 school years (Board Reports 06-1115-EX11 and 12-0328-EX15). The proposal to convert this public school to charter school status is consistent with Section 27A-8(b) of the Charter Schools Law.

CHARTER APPLICATION PROPOSAL: The Frazier Preparatory Academy Charter School (Frazier Preparatory Academy) proposal was submitted by Frazier Academy Design Team, Inc. and received by the Board in August 2012. Frazier Preparatory Academy's rigorous and engaging education model features the highly regarded Paragon curriculum in which students learn how the essential challenges of

life today have been and continue to be faced by people throughout the world; and how our essential ideas, knowledge, institutions, systems, and material effects have been developed in response to those challenges across the ages of recorded history. The proposal was evaluated using the criteria and standards set forth in the 2012 Call for Quality Schools and on December 19, 2012, the Board provided contingent approval of the proposal (Board Report 12-1219-EX3). The school is slated to open in the fall of 2013 serving 450 students in grades K-8. In successive years, the school will grow until reaching a maximum enrollment of 560 students. The school will be located at 4027 W. Grenshaw Street. This site will require that Frazier Preparatory Academy share its facility with Frazier Prospective IB Magnet Elementary School. The two schools will share their facility in accordance with the Board's Shared Facility Policy, 05-0126-PO1. A public hearing on charter school submissions submitted in 2012, as required by statute, was held on December 13, 2012 and June 13, 2013.

If Frazier Academy Design Team, Inc. is authorized to operate a pre-kindergarten program in the same building as the charter school, the children enrolled in the pre-kindergarten will not be included in the enrollment of the charter school and the pre-kindergarten program will not be governed by the Charter School Agreement. To the extent the Board provides funding for the pre-kindergarten program, that program will be subject to a separate agreement with and separate funding authorized by the Office of Early Childhood Education. A material breach of any contract between the Board and Frazier Academy Design Team, Inc. for the operation of a pre-kindergarten program or the charter school may be treated as a breach of the other contract.

In February 2014, the CEO recommended to the Board that the Frazier Preparatory Academy Charter School relocate to the facility at 3711 W. Douglas Boulevard beginning in the fall of 2014. This site will require that Frazier Preparatory Academy Charter School share its facility with Theodore Herzl Elementary School. The two schools will share their facility in accordance with the Board's Shared Facility Policy, 05-0126-PO1.

A public hearing on the proposed relocation was held on February 17, 2014 at Board Chambers, 125 S. Clark Street, 5th floor. The hearing was recorded and a summary report is available for review.

TERM: The term of the Frazier Preparatory Academy charter and agreement shall commence on July 1, 2013 and end June 30, 2018.

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 ~~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 written Charter School Agreement. Authorize the Executive Senior Director of the Office of New Schools and Innovative Models 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.

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 20134-20145 fiscal year budget. Since the School Code of Illinois prohibits the incurring of any liability unless an appropriation has been previously made, expenditures beyond FY135 are deemed to be contingent liabilities only, subject to appropriation in subsequent fiscal year budgets.

GENERAL CONDITIONS:

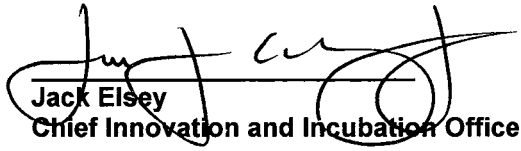
Inspector General - Each Party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary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

Approved:




Jack Elsey
Chief Innovation and Incubation Officer

Respectfully submitted:



Barbara Byrd-Bennett
Chief Executive Officer

Approved as to Legal Form: 



James Bebley
General Counsel