

January 25, 2023

AUTHORIZE RENEWAL OF THE ASIAN HUMAN SERVICES-PASSAGES CHARTER SCHOOL AGREEMENT WITH CONDITIONS**THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING:**

Authorize renewal of the Asian Human Services-Passages Charter School Agreement (the "Charter School Agreement") with conditions for an additional two-year period. A new Charter School Agreement applicable to this renewal term will be 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. The Renewal and any related contracts must be executed by the current contract's expiration date in order for First Quarter funding to be released for the new contract term. Information pertinent to this renewal is stated below.

SCHOOL OPERATOR: Asian Human Services, Inc., an IL not-for-profit corporation
4753 N. Broadway Street, Suite 700
Chicago, IL 60640
Phone: 773-293-8430
Contact Person: Michelle Cronin, Board Chair

CHARTER SCHOOL: Asian Human Services-Passages Charter School
1643 W. Bryn Mawr Avenue
Chicago, IL 60660
Phone: 773-433-3530
Contact Person: Dr. Nikita Johnson-White, Chief Education Officer

OVERSIGHT: Office of Innovation and Incubation
42 W. Madison Street, 3rd Floor
Chicago, IL 60602
Phone: 773-553-1530
Contact Person: Alfonso Carmona, Chief Portfolio Officer

ORIGINAL AGREEMENT: The original Charter School Agreement (authorized by Board Report 03-0527-EX7) was for a term commencing July 1, 2003 and ending June 30, 2008 and authorized the operation of a charter school serving no more than 230 students in grades Pre-K through 5. The charter and Charter School Agreement were subsequently renewed for a term commencing July 1, 2008 and ending June 30, 2013 (authorized by Board Report 08-0602-EX6). The charter and Charter School Agreement were further renewed for a term commencing July 1, 2013 and ending June 30, 2018, serving no more than 410 students in grades K through 8 (authorized by Board Report 13-0227-EX4). The charter and Charter School Agreement were further renewed for a term commencing July 1, 2018 and ending June 30, 2023 (authorized by Board Report 17-1206-EX7).

CHARTER RENEWAL PROPOSAL: Asian Human Services, Inc. submitted a renewal proposal on July 29, 2022 to continue the operation of Asian Human Services-Passages Charter School ("AHS-Passages"). The charter school shall continue to be located at 1643 W. Bryn Mawr Avenue and shall continue to serve grades K through 8 with a maximum enrollment of 460 students.

If the Asian Human Services, 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. The agreement will incorporate an accountability plan in which the charter school is evaluated by the Board each year based on numerous factors related to its academic, financial and operational performance.

CHARTER EVALUATION: After receiving the charter renewal proposal, the Office of Innovation and Incubation conducted a comprehensive evaluation of AHS-Passages' academic performance, financial viability, and legal and contract compliance. This evaluation included a review of the proposal, academic results, financial performance, governance documents, parental issues, facilities surveys, and special education documentation. A public hearing was held on January 10, 2023 for all contract and charter schools going through renewal to receive public comments, including AHS-Passages. The Office of Innovation and Incubation recommends that, based on the school's performance on these and other accountability criteria, as well as the school's demonstration of intent to satisfy the "Additional Terms and Conditions" referred to herein below, AHS-Passages be authorized to continue operating as a charter school.

RENEWAL TERM: The term of AHS-Passages' charter and agreement is being extended for a two (2) year term commencing July 1, 2023 and ending June 30, 2025.

ADDITIONAL TERMS AND CONDITIONS: Additional terms and conditions will be communicated to the charter school by the Chief Executive Officer or his designee in a formal Letter of Conditions and will be included as an attachment to the Charter School Agreement with Asian Human Services, Inc.

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. Authorize the President and Secretary to execute the written Charter School Agreement. Authorize the Executive Director of the Office of Innovation and Incubation 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 Charter School Agreement as required by the Illinois State Board of Education.

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

FINANCIAL: The financial implications will be addressed during the development of the 2023-2024 fiscal year budget. Since the School Code of Illinois prohibits the incurring of any liability unless an appropriation has been previously made, expenditures beyond FY23 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, 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 May 25, 2011 (11-0525-PO2), as amended from time to time, shall be incorporated into and made a part of the agreement.

Approved for Consideration:

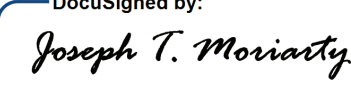
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Alfonso Carmona
Chief Portfolio Officer

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Pedro Martinez
Chief Executive Officer

Approved as to Legal Form:

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Joseph T. Moriarty
General Counsel