

AMEND BOARD REPORT 09-0923-EX3
AMEND BOARD REPORT 09-0527-EX5
AMEND BOARD REPORT 08-1217-EX3
AMEND BOARD REPORT 08-0723-EX12
AMEND BOARD REPORT 08-0423-EX8
AMEND BOARD REPORT 07-1024-EX3
AMEND BOARD REPORT 06-1220-EX3
AMEND BOARD REPORT 06-0222-EX14

**APPROVE THE RENEWAL OF THE CHARTER SCHOOL AGREEMENT WITH
L.E.A.R.N. CHARTER SCHOOL**

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING DECISION:

Approve the renewal of the Charter School Agreement with L.E.A.R.N Charter School for an additional five-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. Information pertinent to this renewal is stated below.

This December 2006 amendment is necessary to correct the date of the renewal term for the Charter School Agreement.

This October 2007 amended Board Report is necessary to (a) authorize L.E.A.R.N. Charter School to add one new campus in the fall of 2008 at a location to be determined and (b) increase the at capacity enrollment by 600 students to 1,050 students. The addition of this new campus is contingent upon Board approval of the location of the new campus. The authority granted herein shall automatically rescind in the event a written amendment to the Charter School Agreement is not executed within the time specified in an amended Board Report approving the site location. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

This October 2007 amended Board Report is also necessary to authorize L.E.A.R.N. Charter School to establish an additional campus in the fall of 2009 at a location to be determined with an at capacity enrollment of 600 students. The addition of this new campus to open in the fall of 2009 and the corresponding change to enrollment is contingent upon an assessment of the District's need for this new campus based on demographics and student demands, any required subsequent public hearings, achievement of certain benchmarks by the Charter School, and Board approval of the location of the new campus. The authority granted herein shall automatically rescind in the event a written amendment to the Charter School Agreement is not executed within the time specified in an amended Board Report approving the site location. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

This amended Board Report is necessary to (a) identify a new site for the new L.E.A.R.N. Charter School campus to open in 2008, (b) change the grades served at the 2008 Campus and (c) change the first year capacity enrollment at the 2008 Campus.

On March 5, 2008, the Chief Administrative Officer proposed to the Board that the new campus share a facility with Gregory Elementary School. The Board rejected that proposal at the March 2008 Board meeting. Office of New Schools staff then explored other options that would permit the new campus to open in Fall 2008. Because the original proposal was presented to the Board prior to the adoption of the Charter School Capital and Facility Budget Policy, and because the Office of New Schools has responded to the Board's concerns regarding the original proposal, the Board waives the application of the notice provisions of the Charter School Capital and Facility Budget Policy adopted on March 26, 2008 for this new campus. The authority granted herein shall automatically rescind in the event a written Charter School Agreement is not executed 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.

This July 2008 amended Board Report is necessary to authorize L.E.A.R.N. Charter School to (a) change the location of the L.E.A.R.N. Charter School campus scheduled to open in 2008 (b) change the name of the

L.E.A.R.N. Charter School campus scheduled to open in 2008 and (c) clarify the relationship of any pre-kindergarten program to the charter school. The authority granted herein shall automatically rescind in the event a written Charter School Agreement is not executed 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.

This December 2008 amended Board Report is necessary to authorize L.E.A.R.N. Charter School to change the name of the L.E.A.R.N Charter School campus located at 1132 South Homan Avenue to L.E.A.R.N Charter School – Romano Butler Campus. The authority granted herein shall automatically rescind in the event a written Charter School Agreement is not executed 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.

This May 2009 amended Board Report is necessary to approve 212 S. Francisco as the location for the L.E.A.R.N campus that is scheduled to open in the fall of 2009. The authority granted herein shall automatically rescind in the event a written amendment to the Charter School Agreement is not executed within 120 days of the date of this Board Report. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

This September 2009 amended Board Report is necessary to (a) correct the at capacity enrollment of the L.E.A.R.N. Charter School – Romano Butler Campus from 450 to 525 students and (b) correct the overall at capacity enrollment of the charter school from 1650 to 1725 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 Board Report. The amended agreement authorized herein will only take effect upon certification by the Illinois State Board of Education.

This November 2009 amendment is necessary to authorize L.E.A.R.N. Charter School to (a) establish a new campus in the fall of 2010 at 8914 S. Buffalo Avenue and (b) increase the overall at capacity enrollment at the charter school by 596 to 2321 students for the 2010-2011 school year. 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.

This November 2009 amendment is also necessary to authorize L.E.A.R.N. Charter School to (a) establish a new campus in the fall of 2011 at 7110 S. Coles Avenue and (b) subsequently increase the overall at capacity enrollment at the charter school by 596 to 2917 students for the 2011-2012 school year. Establishment of the additional campus anticipated to open in the fall of 2011 and the corresponding increase to enrollment are contingent upon the renewal of the Charter School Agreement with L.E.A.R.N. Charter School upon the expiration of this renewal term ending July 15, 2011.

CHARTER SCHOOL:

L.E.A.R.N. Charter School
1132 South Homan Avenue
Chicago, IL 60624
Phone: (773) ~~826-6330~~ 722-0200
Contact Person: ~~Courtney Francis~~ Greg White, President and CEO

OVERSIGHT:

Office of New Schools
125 South Clark Street, 5th Floor
Chicago, IL 60603
Phone: (773) 553-1530
Contact Person: ~~Josh Edelman~~
Jaime Guzman, Acting Executive Officer

ORIGINAL AGREEMENT: The original Charter School Agreement (authorized by Board Report 01-0627- EX7) is for a term commencing July 15, 2001, and ending July 15, 2006. The agreement authorizes the operation of a single facility charter school with enrollment not to exceed 400 students in grades Kindergarten through eighth.

The Agreement incorporates an accountability plan whereby the school is evaluated by the Board each year based on numerous factors related to its academic, financial, and operational performance.

CHARTER RENEWAL PROPOSAL: L.E.A.R.N. submitted a renewal proposal on November 22, 2005, to continue the operation of the school under the same mission and educational programs. The school is currently located at 1132 South Homan Avenue and serves 334 students in grades kindergarten through eighth. The proposal requests an increase in maximum student enrollment to permit up to approximately 450 students. The school would grow gradually to that level, adding 15-30 students each year. In 2006-2007, the cost of 30 additional students would be approximately \$177,750.00.

On August 6, 2007 L.E.A.R.N. submitted a Renaissance Proposal to (a) establish a new campus in the fall of 2008 and a new campus in 2009 and (b) to increase their at capacity enrollment by 1200 students to 1,650 students. The L.E.A.R.N. Charter School — 2008 Campus will open in 2008 at a location to be determined and serve approximately 278 students in grades K - 3. The L.E.A.R.N. Charter School —2009 Campus will open in 2009 at a location to be determined and will serve approximately 216 students in grades K — 3. In successive years, the 2008 Campus will grow to serve 600 students in grades K — 8 at capacity. The 2009 Campus will grow to serve 600 students grades K — 8 at capacity. A public hearing was held on October 11, 2007.

In April 2008, L.E.A.R.N submitted a material modification to (a) identify a site for the new L.E.A.R.N. Charter School campus anticipated to open in 2008, (b) change the grades served at the 2008 Campus and (c) change the first year at capacity enrollment at the 2008 Campus. The campus will be located at 2745 W. Roosevelt Road and will serve 198 students in grades K – 2. In successive years, the 2008 Campus will grow to serve 600 students in grades K – 8. Public hearings, as required by statute were held on April 15, 2008 at 2745 W. Roosevelt Road. The hearing was recorded. A summary report of the hearing is available for review.

In July 2008, L.E.A.R.N submitted a material modification to (a) change the location of the L.E.A.R.N. Charter School campus scheduled to open in 2008 and (b) change the name of the L.E.A.R.N. Charter School campus scheduled to open in 2008. The campus will be located at 2401 W Congress Parkway and will be named, LEARN Charter School – Excel Campus. A Public hearing, as required by statute was held on July 21, 2008 at 2401 W. Congress Parkway. A summary report of the hearing is available for review.

LEARN Charter School 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 LEARN Charter School for operation of a pre-kindergarten program or the charter school may be treated as a breach of the other contract.

In October 2008, L.E.A.R.N submitted a material modification to change the name of the L.E.A.R.N Charter School campus located at 1132 South Homan Avenue. A public hearing was held on the proposed name change on December 11, 2008. A summary of the hearing report is available for review. This campus will be named L.E.A.R.N Charter School – Romano Butler Campus.

In March 2009 L.E.A.R.N submitted a material modification to identify a location for its campus that is scheduled to open in the fall of 2009. The campus will be located at 212 S. Francisco. A public hearing was held at the proposed location on May 12, 2009. The hearing was recorded and a summary of the hearing report is available for review.

In August 2009 L.E.A.R.N. notified the Office of New Schools that it would like to (a) correct the at capacity enrollment of the L.E.A.R.N Charter School – Romano Butler Campus from 450 to 525 and (b) correct the overall at capacity enrollment of the charter school from 1650 to 1725. A public hearing on the proposed enrollment correction was held on Thursday, September 17, 2009. This hearing was recorded and a summary report is available for review.

On August 10, 2009, L.E.A.R.N. Charter School submitted proposals to open two new elementary school campuses. L.E.A.R.N. proposes to establish the L.E.A.R.N. Charter School – South Chicago Campus at 8914

S. Buffalo Avenue with a corresponding increase in the overall at capacity enrollment at the charter school of 596 to 2321 students. This site will require that L.E.A.R.N. Charter School – South Chicago Campus share its facility with Thorp Elementary School. The two schools will share their facility in accordance with the Board's Shared Facility Policy, 05-0126-PO1. The South Chicago Campus is scheduled to open in the fall of 2010 and will serve 236 students in grades K-3. In successive years this campus will grow one grade at a time, until reaching a capacity of 596 students in grades K-8.

L.E.A.R.N. also proposes to establish the L.E.A.R.N. Charter School – 5th Campus in the fall of 2011 at 7110 S. Coles Avenue with a corresponding increase in the overall at capacity enrollment at the charter school of 596 to 2917 students. This campus is proposed to open with a first year at capacity enrollment of 236 students in grades K-3. In successive years the campus will grow one grade at a time, until reaching a capacity of 596 students in grades K-8. Public hearings for both campuses, as required by statute, were held on June 23, 2009, September 10, 2009 and November 9, 2009. The public hearings were recorded and summary reports for all hearings are available for review. The addition of the new campus anticipated to open in the fall of 2011 and the corresponding increase to enrollment are contingent upon the renewal of the Charter School Agreement with L.E.A.R.N. Charter School upon the expiration of this renewal term ending July 15, 2011.

CONTINGENT APPROVAL: The addition of the new campus anticipated to open in the fall of 2008 and the corresponding changes to enrollment is contingent upon Board approval of the new site as indicated by a subsequent amendment to this Board Report.

The addition of the new campus anticipated to open in the fall of 2009 and the corresponding changes to enrollment is contingent upon an assessment of the District's need for the 2009 campus based upon demographics, student demands, any required subsequent public hearings, and Board approval of the proposed site for the new campus. Approval of the 2009 campus is also contingent upon L.E.A.R.N. Charter School meeting benchmarks established by the Office of New Schools including, but not limited to, ADA compliance on or before April 15, 2008. The Office of New Schools will oversee the enforcement of these deadlines. Failure by L.E.A.R.N. Charter School to meet these deadlines, at the option of the Board, may result in the rescission of the authority granted herein and the denial of the approval of the 2009 campus. A final review of the charter school proposal for the 2009 campus will be conducted by the Chief Executive Officer on or before May 15, 2008. This final review will be conducted to determine compliance with the terms indicated above. The CEO's recommendation to approve the 2009 campus will be subject to Board approval as indicated by a subsequent amendment to this Board Report.

CHARTER EVALUATION: The Renewal Evaluation Committee ("Committee") has reviewed and evaluated L.E.A.R.N.'s renewal proposal as well as the school's past academic, financial, and operational performance. The committee also conducted a site visit of the charter school. During the last school year, L.E.A.R.N. satisfied its academic accountability requirements in eight of the eight areas reviewed. On the ITBS Reading, 77.3% of L.E.A.R.N. students performed at or above national norms. 87.9% of L.E.A.R.N. students have ITBS Math scores at or above national norms. On the ISAT, 80.95% of L.E.A.R.N. students met or exceeded state standards. Finally, the school has a high attendance rate of 95.8%. The committee recommends that L.E.A.R.N. be authorized to continue operating as a charter school.

RENEWAL TERM: The term of L.E.A.R.N.'s charter status is being extended for five (5) years commencing July 16, 2006 and ending July 15, 2011.

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, funding, 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 Executive Officer of Office of New Schools 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 Councils is not applicable to this report.

FINANCIAL: The financial implications will be addressed during the development of the ~~2008—2009 and 200910-201011 and 2011 – 2012~~ fiscal year budgets. Since the School Code of Illinois prohibits the incurring of any liability unless an appropriation has been previously made, expenditures beyond FY0810 are deemed to be contingent liabilities only subject to appropriations in subsequent fiscal year budgets. The cost of ~~498 students in 2008—2009~~ this additional enrollment will be approximately \$~~1,273,932.00~~ 1,443,612.00. These budget figures are based on revised per pupil funding amounts ~~released on October 16, 2006.~~ 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, 1996 (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), as amended from time to time shall be incorporated into and made a part of the agreement.

Approved:



Barbara Eason-Watkins
Chief Education Officer

Respectfully Submitted:



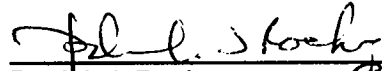
Ron Huberman
Chief Executive Officer

Within Appropriation:



Christina Herzog Pedro Martínez
Acting Chief Financial Officer

Approved as to Legal Form:



Patrick J. Rocks
General Counsel