

# FAILED OF ADOPTION

13-0522-EX78

May 22, 2013

## RECONSTITUTE CLARA BARTON ELEMENTARY SCHOOL AND REMOVE AND REPLACE THE CLARA BARTON ELEMENTARY SCHOOL STAFF, INCLUDING THE PRINCIPAL

### THE CHIEF EXECUTIVE OFFICER RECOMMENDS:

That effective June 30, 2013, the Chicago Board of Education ("Board") approve the reconstitution of Clara Barton Elementary School (School ID 609790) ("Barton"), located at 7650 South Wolcott Avenue, 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 March 21, 2013, the CEO gave written notice of her proposal to reconstitute Barton in accordance with Section 5/34-8.3(d) of the Illinois School Code to:

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

Beginning on March 21, 2013, the CEO's designee published notice of the public hearing regarding the proposal to reconstitute Barton on the district website. The public hearing was scheduled for May 1, 2013, at 5:30 p.m. at 125 South Clark Street, 5<sup>th</sup> Floor, Chicago, Illinois.

On May 1, 2013, the appointed hearing officer, Margaret Fitzpatrick, Esq., convened the public hearing to receive public comment on the proposal to reconstitute Barton. 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 Barton. After receiving the hearing officer's report, the CEO has decided to recommend that the Board reconstitute Barton effective June 30, 2013.

**LSC IMPLICATIONS:** As Barton will remain on probation after its reconstitution, the powers and duties of the Barton 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 Barton 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, or any successor policy on school probation.

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

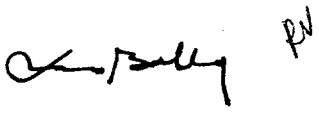
**Approved for Consideration:**

  
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Todd Babbitz  
Chief Transformation Officer

**Respectfully Submitted:**

  
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Barbara Byrd-Bennett  
Chief Executive Officer

**Approved as to Legal Form:**

  
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James Bebley  
General Counsel