

Rockford Charter School Organization Emergency Board Meeting Agenda

May 20, 2021 11:30 a.m. – 1:00 p.m.

Jackson Charter School, 315 Summit Street, Rockford, IL 61107

Virtual Meeting – Held VIA Microsoft Teams Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZWVhNjUzM2QtZGQ2ZS00ODI4LWI5YjYtYTZiYzIzNmQ5MmMz%40thread.v2/0?context=%7b%22Tid%22%3a%22bddaae45-4e3d-42ae-82b5-47f06fb20869%22%2c%22Oid%22%3a%22eb0fe78c-ea64-43ca-9e7a-c30431f955d0%22%7d

Call in (audio only)

(872) 242-8878

Phone Conference ID: 207 067 093#

1. Call to Order – Board President
2. Approval of Agenda
3. Public Comment
4. Discuss Amendment to the Second Restatement and Extension of Charter School Agreement
5. Executive Session – Personnel (if needed)
6. Adjournment

Next Board Meeting: June 17, 2021 at 11:30 a.m. (meeting will be held virtually if allowed under Executive Order)

**RESOLUTION OF THE BOARD OF DIRECTORS OF ROCKFORD CHARTER
SCHOOL ORGANIZATION APPROVING AND AUTHORIZING A SECOND
AMENDMENT TO THE SECOND RESTATEMENT AND EXTENSION OF CHARTER
SCHOOL AGREEMENT BETWEEN THE BOARD OF EDUCATION, ROCKFORD
PUBLIC SCHOOL DISTRICT NO. 205, WINNEBAGO-BOONE COUNTIES, ILLINOIS,
AND ROCKFORD CHARTER SCHOOL ORGANIZATION**

WHEREAS, Rockford Charter School Organization (“RCSO”) is an Illinois not-for-profit corporation organized in the State of Illinois; and

WHEREAS, RCSO entered into a Second Restatement and Extension of the Charter School Agreement (“Agreement”) on or about May 15, 2020, with the Board of Education, Rockford Public School District No. 205, Winnebago-Boone Counties, Illinois (“RPS 205”) for the restatement and extension of charter school services provided by RCSO; and

WHEREAS, RCSO entered into a First Amendment to the Agreement (“First Amendment”) on or about September 17, 2020, with RPS 205 for the amended restatement and extension of charter school services provided by RCSO; and

WHEREAS, the term of the Agreement between RCSO and RPS 205 is for a Two (2) year term commencing July 1, 2020 and ending June 30, 2022 (“Term”); and

WHEREAS, RCSO and RPS 205 desire to extend the Term of the Agreement by One (1) additional year, ending June 30, 2023, due to the potential waiver of assessments and the realized learning loss resulting from the COVID-19 pandemic; and

WHEREAS, RCSO and RPS 205 have reached an accord as to the terms and conditions by which RCSO will provide such services and have memorialized the same in the Second Amendment to the Second Restatement and Extension of Charter School Agreement (“Second Amendment”) attached hereto as Exhibit A and incorporated herein; and

WHEREAS, RSCO has determined it is in its best interest to enter into said Second Amendment.

NOW THEREFORE BE IT RESOLVED, by at least a majority of the Board of Directors of Rockford Charter School Organization as follows:

1. The above-recitals are incorporated herein and made a part hereof.
2. The Board hereby approves, accepts, and adopts the agreement effected as of the date of approval and signing attached hereto as Exhibit A and incorporated herein.

3. That the Board President of RCSO is hereby authorized to execute said agreement, or ones in substantially similar form following approval of the Board Counsel, and any other documents necessary to effectuate the intent and purpose of this Resolution.
4. If any section, paragraph, clause, or provision of this resolution is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect the validity of any other provision of this Resolution.

PASSED UPON MOTION BY: _____

SECONDED BY: _____

BY ROLL CALL VOTE THIS ___ DAY OF _____, 2021

AS FOLLOWS:

VOTING "AYE": _____

VOTING "NAY": _____

ABSENT, ABSTAIN, OTHER:

APPROVED: _____

PRESIDENT

ATTEST:

SECRETARY

**EXHIBIT A – SECOND AMENDMENT TO SECOND RESTATEMENT AND
EXTENSION OF CHARTER SCHOOL AGREEMENT BETWEEN THE BOARD OF
EDUCATION, ROCKFORD PUBLIC SCHOOL DISTRICT NO. 205, WINNEBAGO-
BOONE COUNTIES, ILLINOIS, AND ROCKFORD CHARTER SCHOOL
ORGANIZATION**

**SECOND AMENDMENT TO THE SECOND RESTATEMENT AND
EXTENSION OF THE CHARTER SCHOOL AGREEMENT BETWEEN
THE BOARD OF EDUCATION OF ROCKFORD SCHOOL DISTRICT
NO. 205, WINNEBAGO-BOONE COUNTIES, ILLINOIS AND
ROCKFORD CHARTER SCHOOL ORGANIZATION**

This Second Amendment ("Amendment") to the Second Restatement and Extension of the Charter School Agreement ("Agreement") dated May 15, 2020, with an effective date of July 1, 2020, is entered into by and between the Board of Education of Rockford School District No. 205, Winnebago-Boone Counties, Illinois, a body politic and corporate (the "Board") and Rockford Charter School Organization, operating as Jackson Charter School (the "Charter School"), an independent public school established under the Charter Schools Law, 105 ILCS 5/27A-1 et seq. (the "Charter Schools Law").

RECITALS

WHEREAS, the Board and the Charter School entered into a Second Restatement and Extension of Charter School Agreement with regard to the Charter School's proposal for renewal on or about May 15, 2020 for a two (2) year term commencing on July 1, 2020, and ending June 30, 2022; and

WHEREAS, the Board and the Charter School entered into a First Amendment to the Agreement with regard to the Charter School's proposal for renewal on or about September 17, 2020; and

WHEREAS, on March 9, 2020, Illinois Governor Pritzker declared all counties in Illinois as disaster areas pursuant to Section 7 of the Illinois Emergency Management Act (20 ILCS 3305/7) and directed implementation of the State's Emergency Operations Plan in response to the novel coronavirus (COVID-19); and

WHEREAS, on March 11, 2020, the World Health Organization characterized COVID-19 as a pandemic; and

WHEREAS, on March 13, 2020, the U.S. President declared a national state of emergency and Governor Pritzker ordered the closure of all public and private K-12 schools in Illinois until March 30, 2020, in an effort to mitigate the spread of COVID-19; and

WHEREAS, on March 20, 2020, Governor Pritzker extended the closure of all public and private K-12 schools to in-person instruction, instead requiring remote instruction be provided for the remainder of the 2019-2020 school year in Illinois; and

WHEREAS, in a letter dated February 11, 2021, and for the second school year in a row, the Illinois State Superintendent of Education urged the U.S. Department of Education to offer states the option to waive specific assessment and concomitant accountability and reporting requirements, citing "diminished benefits of using incomplete state assessment data as a means of understanding the scope of learning loss that may have occurred as a result of the pandemic"; and

WHEREAS, due in part to the diminished benefits of the incomplete state assessment data and the requirements set forth in the Agreement to use such state assessment data as a means of evaluating the Charter School, the Board desires to extend the term of the Agreement for the Charter School and the Board desires to discuss alternative evaluative criteria for the Charter School for the 2020-2021 school year; and

WHEREAS, the Board and the Charter School desire to extend the term of the Agreement by one (1) additional year, ending June 30, 2023, due to the potential waiver of assessments and the realized learning loss resulting from the pandemic; and

WHEREAS, the parties desire to amend the Agreement as set forth herein.

NOW, THEREFORE, for and in consideration of the mutual agreements set forth below, the receipt and sufficiency of which is hereby acknowledged, the Agreement is hereby amended as follows:

1. The above recitals are incorporated herein by reference and made a part hereof.

2. The Agreement is amended, at §3, said section is amended to read as follows:

“3 —Term of Agreement. This Agreement shall commence on July 1, 2020 and shall expire at midnight, June 30, 2023 unless terminated or extended pursuant to the terms hereof. Notwithstanding this provision, consistent with the Charter Schools Law (105 ILCS 5/27A-7(a)(14)), the first day of the fiscal year shall be July 1 of each year.”

3. The Agreement is amended, at §10, said section is amended to read as follows:

“10 —Academic Accountability and Evaluations.

10(a) —Accountability. During the Term of this Agreement, the Charter School shall be held accountable to achieve the measurable growth in student achievement detailed herein. The Charter School shall make best efforts to meet or exceed the same goal as set by the Board for student growth of students enrolled in Rockford Public Schools. The goal set by the Board, using state assessments of student growth as the measuring tool, is to obtain student growth, in achievement at levels that are above the median student growth that is reported for the State on average.

The parties agree that the Charter School must meet, or exceed, the following goals during the term of this Agreement, or be subject to the issuance of a notice of revocation, or non-renewal, of this Agreement:

- 1) With respect to the Illinois Assessment of Readiness (“IAR”) administered in the 2021/2022 school year, results must reflect at least 10% of the Charter School’s students being “Proficient” in English Language Arts, and at least 5% of the Charter School’s students being “Proficient” in Mathematics.
- 2) For the 2021/2022 school year, the Charter School’s IAR results must reflect a Student Growth Percentile of 50, or above, in both English Language Arts and Mathematics.

[...]”

4. The Agreement is amended, at §13, said section is amended to read as follows:

“13 —Renewal of Charter; Failure to Renew. No later than September 1, 2022, and no earlier than May 1, 2022, the Charter School shall provide a written proposal to the Board in accordance with Section 27A-9 of the Charter Schools Law, setting forth proposed terms of renewal of the Agreement. Pursuant to Section 27A-9(b) of the Charter Schools Law, the renewal proposal of the Charter School shall contain (1) the most recent annual report and financial statement of the Charter School, (2) a report on the progress of the Charter School in achieving the goals, objectives, pupil

performance standards, content standards, and other terms of the initial approved charter proposal, and (3) a report on the progress of the Charter School in achieving any revised goals, objectives, pupil performance standards, content standards, and other terms as amended due to the potential waiver of state-based assessments and the realized learning loss of students resulting from the pandemic.

[...]"

IN WITNESS WHEREOF, the undersigned agree that the terms of this Amendment are made effective as of _____.

BOARD OF EDUCATION OF ROCKFORD
SCHOOL DISTRICT NO. 205,
WINNEBAGO-BOONE COUNTIES,
ILLINOIS

ROCKFORD CHARTER SCHOOL
ORGANIZATION

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

ATTEST:

ATTEST:

Board Report:
Approved as to legal form:

By: _____

Name: _____

General Counsel: _____

Title: _____