

AMEND BOARD REPORT 03-0723-AR08
AUTHORIZE ADDITIONAL EXPENDITURE OF FUNDS FOR COURT APPOINTED MONITOR
IN THE MATTER OF COREY H. v. BOARD OF EDUCATION OF THE CITY OF CHICAGO, et al.
CASE NO. 92 C 3409

THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:

To authorize funds to pay for the court appointed monitor, ~~Judge Joseph Schneider~~ **Kathleen Yannias who replaced Judge Schneider as the court appointed monitor** and ~~his her~~ assistants Rodney Estvan, Bonita Chapman, and Jan Hicks in the matter of Corey H. v. Board of Education of the City of Chicago, et al., Case No. 92 C 3409 in the amount of ~~\$340,000~~ **\$350,000.00** for fiscal year 2004.

DESCRIPTION: Pursuant to Board Report 97-0924-AR3, the Board agreed to enter into a settlement agreement to resolve this matter. Pursuant to Court order dated January 16, 1998, the Honorable Joseph Schneider was appointed Court Monitor to oversee compliance by the Board during the pendency of the Settlement Agreement, and the Chicago Board's portion of the budget for the monitor would not exceed \$170,000 annually. We request authorization to accept monies in the amount of \$170,000 from the Illinois State Board of Education to pay the expenses of the monitor and assistants. **Judge Schneider retired January 1, 2004 and was replaced by Kathleen Yannias. Pursuant to a request made by Kathleen Yannias, the Board agreed to contribute an additional \$10,000.00 for FY04 only, to cover expenses of the monitor's office.**

LSC REVIEW: LSC approval is not applicable to this report.

AFFIRMATIVE ACTION STATUS: None.

FINANCIAL: Charge ~~\$470,000~~ **\$180,000** to Law Department - General Education Fund
Professional Services:
Budget Classification Fiscal Year 2004 0014-210-000-1011-5410
Charge \$170,000 to Law Department - Federal Special Education IDEA Programs -
Professional Services:
Budget Classification Fiscal Year 2004 0014-220-481-1011-5410

GENERAL CONDITIONS:

Inspector General - Each party to the agreement shall acknowledge, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago 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 July 26, 1995, (95-0726-EX3), as amended from time to time, is hereby incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, is hereby incorporated into and made a part of the agreement.

Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved,



RUTH M. MOSCOVITCH
General Counsel

Within Appropriation:


JOHN MAIORCA
Chief Financial Officer