

**APPROVE SETTLEMENT RECOMMENDATION IN DISPUTE
WITH SEIU, LOCAL 73 AND LARRY PHILLIPS**

THE GENERAL COUNSEL REPORTS THE FOLLOWING SETTLEMENT:

DESCRIPTION: Law Department attorneys have reached a settlement (in Grievance No. FMCS 0021457888), subject to Board approval, to pay Larry Phillips the sum of \$133,500.00, \$124,155.00 of which shall be gross back wages and \$9,345.00 of which shall be retroactive pension contributions. The tentative agreement is in settlement of an Opinion and Award issued by a labor arbitrator in which the arbitrator ordered the Board to pay Phillips back wages retroactive to June 1999..

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

AFFIRMATIVE ACTION STATUS: Affirmative Action review is not applicable to this report.

FINANCIAL: Charge \$133,500.00 to Law Department
Budget Classification Fiscal Year 20050963-210-000-1991-5213

AUTHORIZATION: Authorize the General Counsel to execute the Settlement Agreement, and all ancillary documents related thereto.

GENERAL CONDITIONS:

Inspector General - Each party to the agreement shall acknowledge, in accordance with 105 ILCS 5/24-13.1, 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 restrict 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 June 23, 2004 (04-0623-PO4), 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