

June 28, 2006

**APPROVE ENTERING INTO AGREEMENTS WITH  
HEARING OFFICERS FOR EXPULSION, TRUANCY, TUITION RESIDENCY,  
AND BOARD RULE 6-28, 6-29, AND 6-30 HEARINGS**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve entering into agreements or renewals with the individual hearing officers listed below to provide hearing officer services to the Office of Instruction and School Management and the Law Department at a cost not to exceed \$230,500.00 in the aggregate. The hearing officers were selected on a non-competitive basis pursuant to an application and interview process. Written agreements for each Hearing Officer's services are currently being negotiated. No payment shall be made to any hearing officer prior to the execution of such hearing officer's written agreement. The authority granted herein shall automatically rescind as to each hearing officer in the event a written agreement is not executed within 90 days of the date of this Board Report. Information pertinent to these agreements is listed below.

**HEARING OFFICERS:**

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| <p>1. Michael J. Dudek - Renewal<br/>8520 S. Cicero<br/>Burbank, Illinois 60459<br/>(708) 424-6100<br/>Vendor Number 30533</p>                 | <p>5. Ted Goldsmith – Renewal<br/>7339 N. Oakley<br/>Chicago, Illinois 60645<br/>(773) 508-5739<br/>Vendor Number 48864</p>                    |
| <p>2. Margaret Connolly Fitzpatrick - Renewal<br/>3824 North Keeler<br/>Chicago, Illinois 60641<br/>(312) 953-6547<br/>Vendor Number 50687</p> | <p>6. June Brown - Renewal<br/>9144 S. Bennett<br/>Chicago, Illinois 60617<br/>(773) 978-0909<br/>Vendor Number 15871</p>                      |
| <p>3. Angela Harkless - Renewal<br/>11546 S. Wentworth Ave, #1<br/>Chicago, IL 60628<br/>(773) 991-9681<br/>Vendor Number 52056</p>            | <p>7. Crystal L. Roberts – Renewal<br/>8755 South Prairie Avenue<br/>Chicago, Illinois 60619<br/>(773) 846-3884<br/>Vendor Number 15534</p>    |
| <p>4. Christina Iturralde - Renewal<br/>4320 S. St. Louis Ave.<br/>Chicago, IL 60632<br/>(773) 254-4208<br/>Vendor Number 51624</p>            | <p>8. Michael S. Reich – Initial<br/>1350 N. Lake Shore Drive--#214<br/>Chicago, Illinois 60610<br/>(312) 943-6350<br/>Vendor Number 98905</p> |
|  | <p>9. Melanie M. Pettway – Initial<br/>1469 Webster Lane<br/>Des Plaines, Illinois 60018<br/>(708) 345-0083<br/>Vendor Number 47726</p>        |

**USER:** Office of Instruction and School Management  
125 South Clark  
Chicago, IL 60603  
Domingo Trujillo  
(773) 553-2150

Law Department  
125 South Clark  
Chicago, IL 60603  
Patrick J. Rocks  
(773) 553-1700

**TERM:** The term of each agreement or renewal shall commence July 1, 2006 and shall end June 30, 2007.

**EARLY TERMINATION RIGHT:** The agreements may be terminated by the Board upon 15 calendar days notice of default to the hearing officers, provided that the hearing officers do not cure during such 15 day period.

**SCOPE OF SERVICES:** Each hearing officer shall act as a hearing officer for student expulsion hearings, truancy hearings, or tuition residency hearings, and Board Rule 6-28, 6-29 and 6-30 hearings, as assigned by the General Counsel or his designee.

**DELIVERABLES:** Each hearing officer shall prepare a written summary of the evidence taken at the hearings, together with a recommendation, and forward that summary to the appropriate department.

**OUTCOMES:** The hearing officers shall render impartial recommendations to the Chief Education Officer or his designee.

**COMPENSATION:** For expulsion and truancy hearings, the hearing officers shall be paid as follows: a) \$75.00 per completed hearing and submission of a written report, including a summary of the evidence and a recommendation; and b) \$25.00 for every hearing assigned but canceled or postponed and not held on the day scheduled. For tuition residency and Board Rule 6-28, 6-29 and 6-30 hearings, the hearing officers shall be paid at the rate of \$30.00 per hour. No hearing officer shall be compensated more than \$60,000 during the term of this contract. Total compensation payable to all hearing officers shall not exceed \$230,500.

**AUTHORIZATION:** Authorize the General Counsel to include other relevant terms and conditions in the written agreements. Authorize the President and Secretary to execute the agreements. Authorize the General Counsel to execute any and all ancillary documents required to administer or effectuate these agreements.

**AFFIRMATIVE ACTION:** Pursuant to Section 3.7.3 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), this pool of individuals is exempt from the provisions of the M/WBE plan.

**LSC REVIEW:** Local School Council approval is not applicable to this report.

<b>FINANCIAL:</b>	Charge to Office of Instructions and School Management: \$180,500 Professional and Technical Services - Expulsions Budget Classification: 0400-210-000-1026-5410	Fiscal yr: 2007
	Charge to Law Department: \$10,000 Professional and Technical Services – Pupil Residency and 6-28, 6-29, and 6-30 Hearings Budget Classification: 0014-210-000-1011-5410	Fiscal yr. 2007
	Charge to Law Department: \$40,000 Professional and Technical Services – Truancy Budget Classification: 0014-210-000-3052-5410	Fiscal yr. 2007

**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.

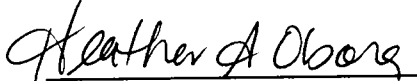
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of or the letting of contracts to, former Board members during the one year period following expiration or other termination of their terms of office.

Indebtedness - The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time is hereby incorporated into and made a part of the agreement.

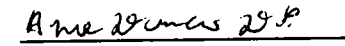
Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time is hereby incorporated into and made a part of the agreement.

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 for Consideration:**

  
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**Heather A. Obora**  
**Chief Purchasing Officer**

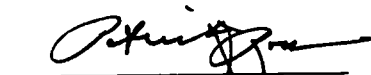
**Approved:**

  
\_\_\_\_\_  
**Arne Duncan**  
**Chief Executive Officer**

**Within Appropriation:**

  
\_\_\_\_\_  
**John Maiorca**  
**Chief Financial Officer**

**Approved as to legal form:** 

  
\_\_\_\_\_  
**Patrick J. Rocks**  
**General Counsel**