

**COMMERCIAL LITIGATION - PAYMENT FOR LUMP SUM SETTLEMENT FOR  
CLM-JOSLYN JOINT VENTURE - CASE NO. 05 L 002289**

**THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:**

Authorized settlement of the breach of contract claim of CLM-Joslyn Joint Venture v. Board of Education of the City of Chicago, Case No. 05 L 002289 in the amount of \$225,000.

**DESCRIPTION:** The Board of Education of the City of Chicago was sued by CLM-Joslyn Joint Venture for \$418,321.32 of electrical work performed at various Board schools. The General Counsel has determined that this settlement is in the Board's best interests.

**LSC REVIEW:** Local school council approval is not applicable to this report.

**AFFIRMATIVE ACTION STATUS:** Not applicable.

**FINANCIAL:** Charge \$225,000.00 to Budget Classification FY08..... 12150-478-54105-009526-000000

**PERSONNEL IMPLICATIONS:** None

**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 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 member during the one year period following expiration or other termination of their terms of office.

Indebtedness – The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be 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, shall be 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,



PATRICK J. ROCKS  
General Counsel *WKA*

WITHIN APPROPRIATION:



PEDRO MARTINEZ  
Chief Financial Officer