

APPROVE SETTLEMENT AGREEMENT WITH KOPPERS INDUSTRIES

THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:

DESCRIPTION: That the Chicago Board of Education approve a Settlement Agreement with Koppers Industries which provides for a payment by Koppers Industries to the Board in the amount of \$322,468.00. The settlement resolves disputes over a warranty issued by Koppers Industries to the Board.

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

AFFIRMATIVE ACTION STATUS: Not applicable.

FINANCIAL: Board to recover \$322,468.00
Budget Classification Fiscal Year 2009.....12150-436-54105-009414-00000

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 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 *WJM*

WITHIN APPROPRIATION:


PEDRO MARTINEZ
Chief Financial Officer