

**APPROVE ENTERING INTO A TOLLING AGREEMENT WITH THE CITY OF CHICAGO REGARDING
THE PROPOSED CHICAGO LANDMARK STATUS OF LINDBLOM TECHNICAL HIGH SCHOOL**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into a tolling agreement ("Agreement") with the City of Chicago ("City") regarding the proposed Chicago Landmark status of Lindblom Technical High School ("Lindblom HS"). A written Agreement is currently being negotiated. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 120 days of the date of this Board Report. Information pertinent to this Agreement is stated below.

PARTIES:	Board of Education 125 South Clark Chicago, IL 60603 Contact: Chief Facilities Officer, Patricia L. Taylor Phone: 773-553-2900	City of Chicago 121 North LaSalle Streets, Room 100 Chicago, IL 60606 Contact: Commissioner of Chicago Landmarks Commissioner Phone: 312-744-0113
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TERM: The term of the Agreement shall be effective as of July 23, 2009 and shall end February 28, 2010 (the "Tolling Period").

BASE TERMS OF THE AGREEMENT: This agreement shall toll, postpone or suspend through the end of the Tolling Period, the dates and deadlines contained in the relevant sections of the ordinance related to the proposed designation of Lindblom HS as a Chicago Landmark. The Tolling Period is to be used by the parties for settlement discussion purposes relating to the proposed designation. During the Tolling Period, the City shall not take any action to designate Lindblom HS as a Chicago Landmark and specifically shall be precluded from holding the public hearing required under the ordinance. During the Tolling Period, the Board shall not institute any action or proceeding challenging the proposed designation, nor shall the Board substantially alter or change the Lindblom HS property during the Tolling Period, except for routine maintenance, repairs, code compliance and safety matters.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the Agreement and any ancillary agreements or amendments thereto, and to execute the Agreement and any ancillary agreements and amendments thereto.

AFFIRMATIVE ACTION: Exempt.

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

FINANCIAL: No cost to the Board.

GENERAL CONDITIONS:

Inspector General - Each party to the Agreement(s) 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(s) 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 June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the Agreement(s).


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(s).

Contingent Liability - The Agreement(s) 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).

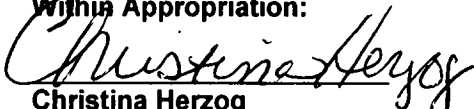
Approved for Consideration:


Patricia L. Taylor
Chief Facilities Officer

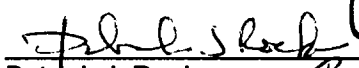
Approved:


Ron Huberman
Chief Executive Officer

Within Appropriation:


Christina Herzog
Acting Chief Financial Officer

Approved as to legal form


Patrick J. Rocks
General Counsel