

May 26, 2010

**APPROVE BACK PAY AND OTHER REMUNERATION OWED.
TENURED TEACHER JANET JONES**

THE GENERAL COUNSEL REPORTS THE FOLLOWING:

DESCRIPTION: On June 9, 2009, Hearing Officer Donald G. Russell issued a decision recommending the reinstatement of tenured teacher Janet Jones and ordering the Board of Education of the City of Chicago to make her whole for all lost wages and benefits. The Board adopted, in part, the hearing officer's recommended decision on August 26, 2009. However, the Board required that Jones serve a 30-day suspension, without pay, and be issued a warning resolution. The Board reinstated Janet Jones to a teaching position at the beginning of the 2009-2010 school year.

The total back pay due Janet Jones from March 19, 2008 through September 2, 2009, is \$100,036.15. Janet Jones received \$28,006.00 in unemployment compensation during the back pay period. The Law Department recommends that the Board reduce Janet Jones' back pay amount by 30 work days (\$11,749.62), pursuant to the 30-day suspension, without pay, previously issued by the Board. The Law Department has reviewed Janet Jones' mitigation obligations during the back pay period and is satisfied that nothing additional may be deducted from the back pay amount. Janet Jones is also entitled to a credit of 12 sick days for fiscal year 2010. Janet Jones is unwilling to sign a settlement agreement in this matter.

The Law Department recommends payment as follows:

- 1) A check in the amount of \$88,286.53 (\$100,036.15 - \$11,749.62) shall be made payable to Janet Jones and the Illinois Department of Employment Security ("IDES"). In turn IDES is obligated to write a check to Janet Jones in the amount of \$60,280.53 (\$88,286.53 - \$28,006.00), and to give the Board a credit of \$28,006.00 regarding unemployment compensation payments made by the Board to IDES;
- 2) A pension contribution to Janet Jones of approximately \$6,180.00; and
- 3) Credit Janet Jones' sick day bank by 12 days for fiscal year 2010.

Total Amount: \$88,286.53, plus a pension contribution of approximately \$6,180.00.

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

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

FINANCIAL: Charge \$88,286.53 plus an approximate pension contribution of \$6,180.00 to Law Department Budget Classification Fiscal Year 2010.

AUTHORIZATION: Authorize the General Counsel to execute the payment and all ancillary documents related thereto.

GENERAL CONDITIONS:

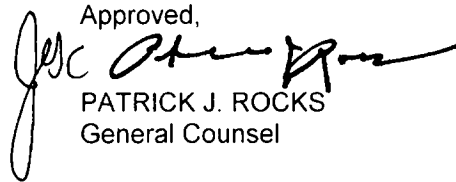
Inspector General – Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

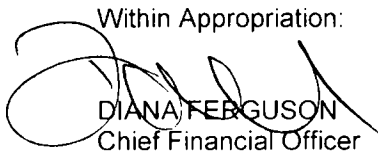
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board member during the one year period following expiration or other termination of their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

Within Appropriation:

DIANA FERGUSON
Chief Financial Officer