

October 26, 2011

**APPROVE ENTERING INTO AGREEMENTS FOR
QUALIFIED INDEPENDENT HEARING OFFICERS**

THE GENERAL COUNSEL RECOMMENDS:

That the Board enter into agreements for qualified independent hearing officers to conduct School Action public hearings pursuant to 105 ILCS 5/34-230, other public hearings, mediations and other dispute resolutions as determined by the General Counsel at a cost not to exceed \$250,000 in the aggregate. The organizations were selected by the General Counsel in accordance with the Board's directive specified in 11-0928-RS3. Written agreements with each organization are currently being negotiated. No payment shall be made to any organization prior to the execution of their written agreement. The authority granted herein shall automatically rescind as to each organization in the event their written agreement is not executed within 90 days of the date of this Board Report. Information pertinent to these agreements is noted below.

ORGANIZATIONS:

- | | | | |
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| <p>1. JAMS
71 S. Wacker Dr.,
Suite 3090
Chicago, IL 60606</p> | <p>2. Judicial Conflict
Resolution, Inc.
77 W. Wacker Dr.,
Suite 4800
Chicago, IL 60601</p> | <p>3. ADR Systems of
America, LLC
20 N. Clark St.,
29th Floor
Chicago, IL 60602</p> | <p>4. Resolute Systems, LLC
150 S. Wacker Dr.,
Suite 2650
Chicago, IL 60606</p> |
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Contact: Jonathan Moss
Phone: (312) 655-0555

Contact: Honorable
Francis J. Dolan
Phone: (312) 606-8740

Contact: Marc Becker
Phone: (312) 960-2260

Contact: Michael Weinzierl
Phone: (312) 346-3770

USER: Law Department
125 South Clark Street – 7th Floor
Chicago, IL 60603
Contact: Patrick J. Rocks, General Counsel
Phone: 773-553-1700

TERM: The term of each agreement shall commence upon execution and shall end on June 30, 2012. Each agreement shall have three (3) options to renew for periods of one year each.

EARLY TERMINATION RIGHT: Each agreement may be terminated by the Board upon 15 calendar days written notice.

SCOPE OF SERVICES: Each organization shall provide the General Counsel with a list of qualified independent hearing officers for publication in accordance with 105 ILCS 5/34-230. Upon request by the General Counsel, each organization shall furnish hearing officers to conduct specified School Action hearings scheduled pursuant to 105 ILCS 5/34-230 such as hearings related to school closings, school consolidations, co-locations, boundary changes that requires reassignment of students and school phase-outs. Each organization also shall furnish hearing officers and/or neutrals to conduct other types of public hearings, mediation, and other dispute resolution services as specified by the General Counsel.

DELIVERABLES: For School Action hearings scheduled pursuant to 105 ILCS 5/34-230, the hearing officer's report shall comply with the requirements of 105 ILCS 5/34-230 and shall be delivered to the CEO or his designee as required by law. For other types of hearings, mediations or dispute resolutions, the hearing officer or neutral shall prepare a written report that complies with the applicable laws, rules or regulations governing the action including, where applicable, and as required by the General Counsel, summarizing the materials and testimony presented at the hearing and submitting recommendation regarding the matter presented.

OUTCOMES: The qualified independent hearing officers shall ensure School Action hearings are conducted in accordance with 105 ILCS 5/34-230 or other applicable laws, rules or regulations.

COMPENSATION: Each organization shall be paid at the rate(s) specified in their respective agreements with total compensation to all organizations not to exceed \$250,000 in the aggregate.

REIMBURSABLE EXPENSES: None

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written agreements. Authorize the General Counsel to execute the agreements and execute any and all ancillary documents required to administer or effectuate these agreements. Authorize the General Counsel to add to the list of hearing officers and/or neutrals for existing organizations without requiring the General Counsel to first amend this Board Report.

FINANCIAL: Charge \$250,000.00 to Law Department- Legal and Supportive Service - Professional Services:
Budget Classification Fiscal Year 2012.....10455-115-54125-231101-000000

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 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-P03), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted May 25, 2011 (11-0525-P02), as amended from time to time, shall be incorporated into and made a part of the agreement.

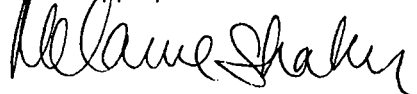
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved,



PATRICK J. ROCKS
General Counsel

Within Appropriation:



MELANIE SHAKER
Interim Chief Financial Officer