

**AUTHORIZE ADDITIONAL EXPENDITURE OF FUNDS FOR THE COURT APPOINTED MONITOR IN
THE MATTER OF COREY H. v. BOARD OF EDUCATION OF THE CITY OF CHICAGO, et al.,
CASE NO. 92 C 3409**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize funds to pay for the court appointed monitor, Kathleen Yannias, her consultants Bonita Chapman and Jan Hicks in the matter of Corey H. v. Board of Education of the City of Chicago, et al., Case No. 92 C 3409 in the amount of \$242,525.00 for fiscal year 2013.

DESCRIPTION: Pursuant to Board Report 97-0924-AR3, the Board agreed to enter into a settlement agreement to resolve this matter. Pursuant to the Court order dated January 16, 1998, the Honorable Joseph Schneider was appointed Court Monitor to oversee compliance by the Board during the pendency of the Settlement Agreement. Judge Schneider retired and Kathleen Yannias was also appointed as the Court Monitor effective January 1, 2004. Pursuant to the Settlement Agreement, the Chicago Board of Education's original portion of the budget for the monitor was \$170,000 annually. By Court order, the Chicago Board's portion of the Monitor's expenses has been increased to \$242,525.00 annually.

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

AFFIRMATIVE ACTION: MBE/WBE provisions are not applicable to this agreement.

FINANCIAL: Charge to the Office of Special Education and Supports: \$242,525.00 Fiscal Year: 2013

Budget Classification: 11670-220-54125-221010-462043*

Source of Funds: IDEA Part B Flowthru

* Grant number subject to change in subsequent fiscal years.

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-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 for Consideration:

Submitted by Jennifer Bebley

Jennifer P. Cheatham
Chief Instruction Officer

Approved:


Jean-Claude Brizard
Chief Executive Officer

Approved as to legal form:


James Bebley
General Counsel