

June 25, 2014

**AUTHORIZE FINAL RENEWAL AGREEMENTS  
FOR QUALIFIED INDEPENDENT HEARING OFFICERS**

**THE GENERAL COUNSEL RECOMMENDS:**

That the Board authorize the final renewal agreements for qualified independent hearing officers to conduct 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 in 11-0928-RS3. No payment shall be made to any organization during the option period prior to the execution of their written renewal 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 this option is noted below.

**ORGANIZATIONS:**

- |  |  |   |  |
|--|--|---|--|
| <p><b>1. JAMS</b><br/>71 S. Wacker Dr.,<br/>Suite 3090<br/>Chicago, IL 60606</p> | <p><b>2. Judicial Conflict Resolution, Inc.</b><br/>77 W. Wacker Dr.,<br/>Suite 4800<br/>Chicago, IL 60601</p> | <p><b>3. ADR Systems of America, LLC</b><br/>20 N. Clark St.,<br/>29<sup>th</sup> Floor<br/>Chicago, IL 60602</p> | <p><b>4. Resolute Systems, LLC</b><br/>150 S. Wacker Dr.,<br/>Suite 2650<br/>Chicago, IL 60606</p> |
| <p>Contact: Jonathan Moss<br/>Phone: (312) 655-0555</p>                          | <p>Contact: Honorable Francis J. Dolan<br/>Phone: (312) 606-8740</p>   | <p>Contact: Marc Becker<br/>Phone: (312) 960-2260</p>   | <p>Contact: Michael Weinzierl<br/>Phone: (312) 346-3770</p>  |

**USER:** Law Department  
125 South Clark Street – 7<sup>th</sup> Floor  
Chicago, IL 60603  
Contact: James L. Bebley, General Counsel  
Phone: 773-553-1700

**ORIGINAL AGREEMENT:** The original Agreement (authorized by Board Report No. 11-1026-AR1) in the amount of \$250,000 in the aggregate is for a term commencing upon the date of execution and ending on June 30, 2012, with the Board having three (3) options to renew for periods of one year each. The agreements were renewed (authorized by Board Report 12-0523-AR1) for a term commencing July 1, 2012 and ending June 30, 2013. The agreements were renewed (authorized by Board Report 13-0626-AR1) for a term commencing July 1, 2013 and ending June 30, 2014.

**OPTION PERIOD:** The term of each agreement is being renewed for one year commencing July 1, 2014 and ending June 30, 2015.

**OPTION PERIODS REMAINING:** None

**SCOPE OF SERVICES:** Each organization shall furnish hearing officers and/or neutrals to conduct various types of public hearings, mediations, and other dispute resolution services as specified by the General Counsel.

**DELIVERABLES:** For the various types of hearings, mediations or dispute resolutions, the hearing officer or neutral may be required to 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 recommendations regarding the matter presented.

**OUTCOMES:** The qualified independent hearing officers shall ensure that the various types of hearings, mediations or dispute resolutions are conducted in accordance with the applicable laws, rules or regulations governing the action.

**COMPENSATION:** Each organization shall be paid during this option period 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 or remove hearing officers from the lists of hearing officers and/or neutrals for existing organizations without requiring the General Counsel to first amend this Board Report or the agreement.

**AFFIRMATIVE ACTION:** Not Applicable.

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

**FINANCIAL:** Charge \$250,000.00 to Law Department-Legal and Supportive Service – Professional Services: Budget Classification Fiscal Year 2015.....10210-115-54125-231101-000000

**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,



JAMES L. BEBLEY  
General Counsel