

April 27, 2016

AUTHORIZE PAYMENT OF ATTORNEY'S FEE INVOICES FOR PRINCIPAL ARBITRATION AT ELIZABETH H. SUTHERLAND ELEMENTARY SCHOOL (AAA CASE NO. 51-20-1400-0133)

THE GENERAL COUNSEL REPORTS THE FOLLOWING SETTLEMENT:

DESCRIPTION: Law Department attorneys have tentatively reached a settlement of all fees and costs, subject to Board approval, arising from Elaine K.B. Siegel & Associates, P.C. representation of the Elizabeth H. Sutherland Elementary School Local School Council in the arbitration of its 2014 decision not to renew Catherine Gannon's four-year principal performance contract, case number AAA 51-20-1400-0133. This matter is authorized under the Illinois School Code. The Board's obligation to pay reasonable attorney's fees arises from 105 ILCS 5/34-2.3 (1.5), which requires the Board to pay "any reasonable costs incurred by a local school council for representation before a hearing officer," and 105 ILCS 5/34-18.1, which requires the Board to indemnify local school councils for, among other things, "reasonable legal fees." The General Counsel recommends approval of the settlement, which calls for the payment of \$120,000.00 representation, provided the Sutherland Local School Council from January 2014 through September 2015.

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

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

FINANCIAL: Charge \$120,000.00 to Law Department
Budget Classification Fiscal Year 2016.....12470-115-54530-231122-000000

AUTHORIZATION: Authorize the General Counsel to execute the Settlement Agreement, and all ancillary documents related thereto, if necessary.

GENERAL CONDITIONS:

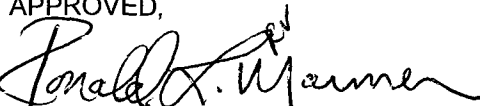
Inspector General – Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel 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 May 25, 2011 (11-0525-PO2), 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,

RONALD L. MARMER
General Counsel