

**APPROVE PAYMENT TO NER TAMID CONGREGATION  
FOR PAST DUE RENTAL FEES**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve payment to Ner Tamid Congregation for past due rental fees for various schools in the amount of \$16,000. Board Report 96-1023-OP11, amended by 97-0122-OP11, authorized the rental of space at 2754 West Rosemont Avenue for use as a "swing space" while various schools were under repair. The original board report called for the use of the space for a nine-month period; per amendment the rental was increased from \$6,600 per month to \$8,000 per month. No formal lease agreement was ever signed by the parties and a dispute arose after the Board abandoned the premises without notice. Rental payments were made in the amount of \$56,000 for which the vendor claims \$16,000 is still due and owing. Settlement negotiations have taken place and it has been agreed to settle this dispute.

**VENDOR:** Ner Tamid Congregation  
**ADDRESS:** 2754 West Rosemont Avenue  
Chicago, IL 60659  
Contact Person: Dr. Milton Shulman  
Phone: 773-465-6090  
Prior Vendor # 19234

**USER:** Board of Education

**TERM:** N/A

**AUTHORIZATION:** Authorize the General Counsel to include other relevant terms and conditions in a written settlement agreement. Authorize the President and Secretary to execute the agreement.

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

**FINANCIAL:** Charge to Operations: \$16,000  
Fiscal Year: FY02  
Source of Funds: Citywide Rent  
Budget Classification: 0944-552-000-6000-5480  
Old Purchase Order: #225575 (97-0122-OP11)

**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.

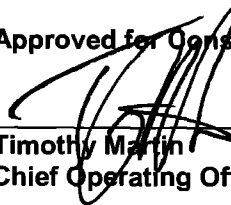
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness – The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

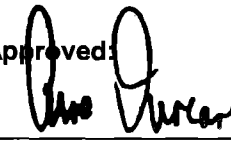
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:

  
\_\_\_\_\_  
Timothy Martin  
Chief Operating Officer

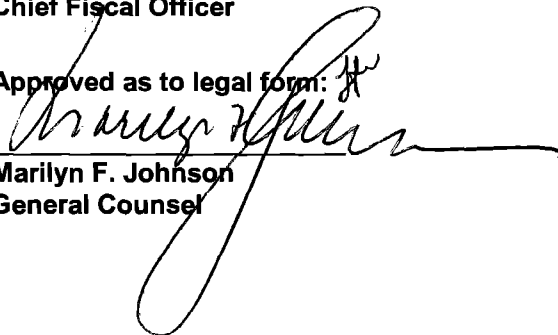
Approved:

  
\_\_\_\_\_  
Arne Duncan  
Chief Executive Officer

Within Appropriation:

  
\_\_\_\_\_  
Kenneth C. Gotsch  
Chief Fiscal Officer

Approved as to legal form:

  
\_\_\_\_\_  
Marilyn F. Johnson  
General Counsel