

Board Meeting
March 15, 2017

ROLL CALL

AUTHORIZE SETTLEMENT

Action: Approve Settlement of Case (*Rathje Enterprises, Inc. d/b/a Bodine Electric of Champaign v. Board of Trustees of the University of Illinois*)

Funding: Institutional Funds Operating Budget

The University Counsel recommends that the Board approve a settlement payment of \$325,000 to fully and finally resolve all claims brought by Rathje Enterprises, Inc. (parent company of Bodine Electric) in *Rathje Enterprises, Inc. d/b/a Bodine Electric of Champaign v. Board of Trustees of the University of Illinois* (Court of Claims, Case No. 13-CC-3402). Plaintiff filed its complaint on June 10, 2013, seeking compensation for construction work performed on the Business Instructional Facility (BIF) prior to its completion in 2009. Plaintiff sought \$512,000 in damages, alleging it provided goods and services exceeding the amount agreed to under the terms of contract documents governing the project. This negotiated settlement reflects the parties' desire to fully and finally resolve all disputes related to the project. The settlement of this matter in no way constitutes an admission of wrongdoing on the part of the University.

The Board action recommended in this item complies in all material respects with applicable State and federal laws, University of Illinois *Statutes, The*

General Rules Concerning University Organization and Procedure, and Board of Trustees policies and directives.

The Vice President/Chief Financial Officer and Comptroller concurs.

The Chancellor, University of Illinois at Urbana-Champaign, and Vice President, University of Illinois recommends approval.

The President of the University concurs.