

**APPROVE ENTERING INTO AN AGREEMENT WITH BURK'S CHICAGO, INC. FOR CONSULTING SERVICES AND APPROVE PAYMENT FOR SERVICES RENDERED**

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

Approve entering into an agreement with Burk's Chicago, Inc. to provide consulting services to the Department of Operations at a cost not to exceed \$150,000 and approve payment for services previously rendered without Board approval from March 23, 2001 through January 1, 2002 in the amount of \$257,517.26. Consultant was selected on a non-competitive basis because this consultant has provided quality services to Chicago Public Schools graduates since August 16, 1998. A written agreement for consultant's services is currently being negotiated. No payment for services beginning April 1, 2002 shall be made to Consultant prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 90 days of this Board Report. Information pertinent to this agreement is stated below.

Specification No.:02-250025

**CONSULTANT:** Burks Chicago, Inc.  
3062 W. 167<sup>th</sup> Street  
Markham, IL 60426  
Chris Kelly  
(708) 339-3106  
Vendor #29467

**USER:** Department of Operations  
125 South Clark-16<sup>th</sup> Floor  
Contact Person: Timothy Martin  
(773) 553-2905

**TERM:** The term of this agreement shall commence April 1, 2002 and shall end June 30, 2002.

**SCOPE OF SERVICES:** Burks Chicago, Inc. shall provide services related to the program known as the "Welfare-To-Work-Program" whereby Chicago Public Schools' roofs are inspected for adequacy and repaired. The consultant will work with Chicago Public Schools graduates as apprentices to ensure minor repairs are provided immediately to keep roofs in good working condition.

**DELIVERABLES:** All roofs shall to be inspected on an as needed basis. The consultant will provide the Department of Operations with a project progress report on a monthly basis.

**OUTCOMES:** Consultant's services will result in the training of Chicago Public Schools high school graduates in the area of roof inspection and repair. Through this program, the graduates will have a better opportunity to secure well paying careers in the construction field.

**COMPENSATION:** Consultant shall be paid for services from April 1, 2002 to June 30, 2002 upon monthly invoicing, not to exceed the sum of \$150,000.00. For services rendered from March 23, 2001 through January 1, 2002 Consultant shall be immediately paid the lump sum of \$257,517.26.

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

**AFFIRMATIVE ACTION:** *This contract is in full compliance with the goals required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan).*

*The M/WBE participation goals for the contract are: 35% Total MBE, 22% Total African American, 10% Total Hispanic, 2% Total Asian and 5% Total WBE.*

The vendor has identified and scheduled the following firms and percentages:

**Total MBE% -35%**

**Total African American -22%**

*Clarence Simmon & Co.* \$77,000.00 22%  
 7843 S. Exchange  
 Chicago, IL 60649 certified until July 31, 2002

**Total Hispanic -10%**

*Gonzalez Constructions* \$35,000.00 10%  
 3725 S. Maplewood Ave.  
 Chicago, IL 60623 certified until October 1, 2002

**Total Asian-2%**

*Frederick Roofing Co.* \$7,000.00 2%  
 208 Longridge Drive  
 Bloomingdale, IL re-certification- pending

**Total WBE-5%**

*Mincor Enterprises, Inc.* \$17,500.00 5%  
 500 East Cossitt  
 LaGrange, IL 60525 certified until February 28, 2002

The City of Chicago Department of Procurement Services certifies each identified firm. The identified firms are subject to change upon approval from the Procurement and Contract's Division of Compliance and Vendor Services without further Board approval.

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

**FINANCIAL:** Charge to Operations: Operations Fiscal Years: FY2001-2002  
 Budget Classification: 0944-552-000-4450-5410- \$257,517.26  
 Source of Funds: Operations & Management

Charge to Operations: Operations Fiscal Years: FY2002-2003  
 Budget Classification: 0944-552-000-4450-5410- \$150,000  
 Source of Funds: Operations & Management

**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 member 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.

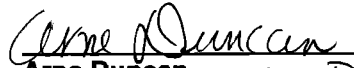
**Ethics** – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:**

  
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**Anita Rocha**  
**Acting Chief Purchasing Officer**

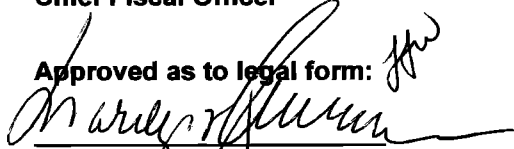
**Approved:**

  
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**Arne Duncan** *BY APD*  
**Chief Executive Officer**

**Within Appropriation:**

  
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**Kenneth C. Gotsch**  
**Chief Fiscal Officer**

**Approved as to legal form:** *for*

  
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**Marilyn F. Johnson**  
**General Counsel**