

**RATIFY EXERCISING THE FIRST OPTION TO EXTEND THE AGREEMENT WITH AN EXECUTIVE DECISION
FOR THE PURCHASE OF MESH BACKPACKS**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify exercising the first option to extend the agreement with An Executive Decision for the purchase of Mesh Backpacks for Carl Schurz High School at a cost not to exceed \$ 41,580.00. A written document exercising this option is currently being negotiated. No payment shall be made to vendor during the option period prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Specification No. 02-250003

Contract Administrator: Gil Rabin (773) 553- 2297

VENDOR: An Executive Decision
1510 West Wolfram
Chicago, Illinois 60657
Contact Person: Katherine L. Tuite, Sole Proprietor
(773) 281-2870 FAX (773) 281-0874
Vendor Number: 35213

USER: Carl Schurz High School
3601 North Milwaukee Avenue
Chicago, Illinois 60641
Contact Person: Vicky Hansen
(773) 534-3672 FAX (773) 534-3775
Linda Pierzchalski, AIO / Area 19

ORIGINAL AGREEMENT: The original bid/contract (authorized by Board Report 02-0522-PR26) in the amount of \$28,740.00, is for a term commencing June 3, 2002 and ending June 1, 2003, with the Board having the option to extend the contract for one additional two year term.

OPTION PERIOD: By mutual agreement of the parties, the term of this agreement is being extended for a one year term commencing June 2, 2003 and ending June 1, 2004.

OPTION PERIODS REMAINING: There are no further options to extend the contract.

DESCRIPTION OF PURCHASE:

Goods: Mesh Backpacks

Quantity: 3,000

Unit Price: \$ 9.58

Expedited Delivery: \$12,840

Total Cost Not to Exceed: \$ 41,580.00

* Due to the delay in exercising the option to extend, there is an expedited delivery fee to ensure receipt of the backpacks for the beginning of the school year.

Schurz High School is committed to setting aside funds from the Student Activity Fee collected in August 2003 for this expenditure.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written Option document. Authorize the President and Secretary to execute the option document.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 26% total MBE, and 5% total Women Business Enterprise.

However, the Waiver Review Committee recommends that a *partial* waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the contract is not further divisible.

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

Total WBE 74%

An Executive Decision	\$41,580.00	74%
1510 W. Wolfram		
Chicago, IL 60657		certified until 11/30/03

LSC REVIEW: Local School Council approval was given on April 21, 2003.

FINANCIAL: Charge to: Carl Schurz High School: \$ 41,580.00	Fiscal Year: FY04
Budget Classification: Internal Accounts	Account: Student Activity Fee

Schurz High School is committed to setting aside funds from the Student Activity Fee collected in August 2003 for this expenditure.

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:



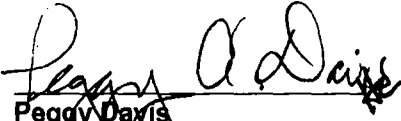
Sean P. Murphy
Chief Purchasing Officer

Approved:



Arne Duncan *by APD*
Chief Executive Officer

Within Appropriation:



Peggy Davis
Chief of Staff

Approved as to legal form: *JW*



Ruth Moscovitch
General Counsel