

APPROVE THE RENEWAL OF THE EXISTING AGREEMENT WITH DEPENDABLE NURSING HOME HEALTH SERVICES, INC. FOR NURSING SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve the renewal of the existing agreement with Dependable Nursing Home Health Services, Inc. to provide nursing services to the Office of Specialized Services at a cost for the renewal period not to exceed \$350,000.00. A written document extending this agreement is currently being negotiated. No payment shall be made to Agency during the renewal period prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written renewal agreement is not executed within 60 days of the date of the Board Report. Information pertinent to this renewal is stated below.

Specification No: 01-250154

AGENCY: Dependable Nursing Home Health Services, Inc.
4656 West Touhy Avenue, Suite 2000
Lincolnwood, Illinois 60712
Contact Person: Sally Hunter
Phone: (847) 677-2919 Fax: (847) 677-3538 Vendor #: 30231

USER: The Office of Specialized Services
125 South Clark Street, 8th Floor
Chicago, Illinois 60603
Contact Person: Myrna P. Garcia, Ed.D.
Phone: (773) 553-1830 Fax (773) 553-1831

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report 00-0823-PR43) in the amount of \$200,000 was for a term commencing August 24, 2000 and ending August 31, 2001, with the Board having two (2) options to renew the agreement for periods of 1-year each, with costs to be re-negotiated at the time of renewal. The costs under the original agreement were as follows: Registered Nurses \$28/hr., Licensed Practical Nurses \$24/hr. The original agreement was awarded on a non-competitive basis. The original agreement was renewed for a period commencing September 1, 2001 and ending August 31, 2002 in the amount of \$200,000 (authorized by Board Report 01-0725-PR34). The costs during the first renewal period were as follows: Registered Nurses \$30/hr., Licensed Practical Nurses \$26/hr. The original agreement was further renewed for a period commencing September 1, 2002 and ending August 31, 2003, in the amount of \$350,000 (authorized by Board Report 02-0828-PR26). The costs during the second renewal period were as follows: Registered Nurses \$30/hr., Licensed Practical Nurses \$26/hr.

RENEWAL TERM: By mutual agreement of the parties, the agreement shall be extended for a term commencing September 1, 2003 and ending February 28, 2004. This renewal period is necessary to extend these services until such time as a new Request for Proposals is issued.

SCOPE OF SERVICES: Federal and state regulations mandate the provision of free and appropriate nursing related services to students with disabilities. The agency shall continue to provide nursing services as detailed in the students' Individualized Education Programs (IEPs) and Section 504 Educational Plans. These services supplement those services not available from providers employed by

the Chicago Public Schools. These services shall continue to be provided on an as needed basis and shall include: gastrostomy tube feedings, tracheotomy care, ventilator care, administration of medication, special care for diabetes, epilepsy, asthma and care for students with other major medical conditions.

DELIVERABLES: The agency shall continue to provide professional nursing services to Board-designated medically fragile CPS students during the hours that these students attend school.

OUTCOMES: Services provided by this Agency shall improve the quality of the student's care, resulting in student's increased school attendance, quality health care delivered and improved academic performance.

REIMBURSABLE EXPENSES: None

COMPENSATION: Agency shall be paid during this renewal period as follows: Registered Nurses \$32/hr., Licensed Practical Nurses \$28/hr. Any periods of work less than an hour shall be computed on a prorata basis to the nearest quarter hour. Compensation shall be based on actual services performed, not to exceed the sum of \$350,000.00 during the renewal term.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written renewal document. Authorize the President and Secretary to execute the renewal document. Authorize the Chief Specialized Services Officer to execute any ancillary documents that are necessary to effectuate the renewal document.

AFFIRMATION ACTION: The M/WBE goals for this contract include: 35% total MBE, 22% total African American, 10% total Hispanic, 2% total Asian and 5% total WBE.

However, the Waiver Review Committee recommends that a *partial* waiver of the participation goals for this contract as required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan) be granted due to this contract being not further divisible.

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

Total MBE 98.9%

Total Hispanic 1.1%

Excel Answering Service	\$3,850.00	1.1%
5742 S. Pulaski		
Chicago, IL 60629	certified until 1/24/04	

Total Asian 97.8%

Dependable Nursing Home Health services, Inc.	\$336,350.00	96%
4656 W. Touhy Ave.		
Lincolnwood, IL 60712	applied for renewal	
Golden Printing Press	\$5,950.00	1.7%
5940 N. Milwaukee Ave.		
Chicago, IL 60646	certified until 8/31/03	

Total WBE 1.1%

Arrow Messenger 1322 W. Walton Chicago, IL 60622	\$3,850.00 certified until 12/31/03	1.1%
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LSC REVIEW: Local School Council approval is not applicable to this report.

FINANCIAL: Charge to the Office of Specialized Services: \$350,000.00
Budget Classification: 0965-210-000-3650-5410
Fiscal Year: 2004

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 if, 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, 1999 (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 budgets.

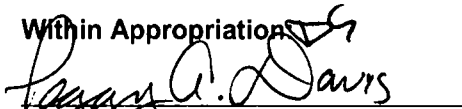
Approved for Consideration:


 Sean P. Murphy
 Chief Purchasing Officer

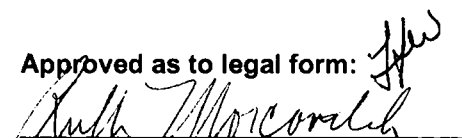
Approved:


 Arne Duncan *(with initials)*
 Chief Executive Officer

Within Appropriation:


 Peggy A. Davis
 Chief of Staff

Approved as to legal form:


 Ruth M. Moscovitch
 General Counsel