

**APPROVE THE RENEWAL OF THE AGREEMENT WITH MERIT SCHOOL OF MUSIC FOR
CONSULTING SERVICES (NATHANAEL GREENE SCHOOL)**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve the renewal of the agreement with Merit School of Music to provide consulting services to the Nathanael Greene School at a cost not to exceed \$68,500. A written renewal agreement for Consultant's services is currently being negotiated. No payment for services rendered during the renewal period shall be made to Consultant prior to the execution of the written renewal agreement. The authority granted herein shall automatically rescind in the event a written renewal agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Specification No.: 04-250011

CONSULTANT: Merit School of Music
47 West Polk Street, Suite M-4
Chicago, Illinois 60608
Susan C. Cook, Director
(312) 786-9428
Vendor # 33278

USER: Nathanael Greene School
3525 South Honore Street
Chicago, IL 60609
Elizabeth Gearon
(773) 535-4560

ORIGINAL AGREEMENT: The original Consulting Agreement in the amount of \$67,745 (authorized by Board Report 04-0225-PR23) is for a term commencing September 29, 2003 and ending June 30, 2004. Consultant was selected on a non-competitive basis because of its expertise in providing general music classes and instrumental music education to children.

RENEWAL TERM: The term of this agreement is being renewed for a period of one school year commencing on September 7, 2004 and ending June 17, 2005. This renewal agreement shall provide for two additional options to renew for periods of one school year each. Consultant shall render no services between July 1, 2004 and September 6, 2004, and no payment shall be made for any services rendered during such time period.

SCOPE OF SERVICES: Consultant will continue to provide general music instruction for a period of 36 weeks to students in Pre-K to 5th grade, 18 weeks of instrumental violin, guitar and chorus classes for the After-School program.

DELIVERABLES: Consultant will provide general music classes for 36 weeks and instrumental classes for 18 weeks.

OUTCOMES: Consultant's services will result in increased student, parent and staff participation in assemblies as well as enhancing the school's fine arts program through music awareness. Students will also be able to develop musical skills by learning to play an instrument.

COMPENSATION: Consultant shall be paid monthly upon invoicing, not to exceed the sum of \$68,500.

REIMBURSABLE EXPENSES: None

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written renewal agreement. Authorize the President and Secretary to execute the renewal agreement. Authorize the Chief Education Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: The participation goal provisions of the Plan do not apply to transactions where the vendor is a not-for-profit organization opportunity for direct or indirect participation of M/WBE's.

LSC REVIEW: This action was approved by the LSC for Nathanael Greene School on April 1, 2004.

FINANCIAL: Charge to Nathanael Greene School \$68,500 Fiscal Year: 2004-05
Budget Classification:3650-234-703-6214-5410 Source of Funds: SGSA

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.

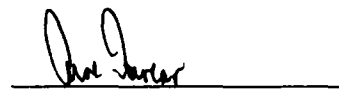
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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).

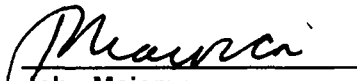
Approved for Consideration:



Heather A. Obora
Chief Purchasing Officer

Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


John Maiorca
Chief Financial Officer

Approved as to legal form: 


Ruth M. Moscovitch
General Counsel