

**APPROVE ENTERING INTO AN AGREEMENT WITH FISHER SCIENCE EDUCATION
FOR THE PURCHASE OF LAB SUPPLIES, EQUIPMENT AND INSTALLATION SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Fisher Science Education for the purchase of Lab Supplies, Equipment and Installation Services for Chicago Public Schools at a cost not to exceed \$800,000. Vendor was selected on a competitive basis pursuant to a duly advertised Bid Solicitation (Specification No. 05-250027). A written agreement for this purchase is available for signature. No goods may be received and no payment shall be made to Vendor 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 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Specification # 05-250027

VENDOR: Fisher Science Education
4500 Turnberry
Hanover Park, Il 60133
800-955-1177 ex. 4754
Contact Person: Jean Wojtyla
Vendor # 41947

USER: Department of Procurement and Contracts
125 S. Clark, 10th Floor
Nanzi Flores
773-553-2273

TERM: The term of this agreement shall commence on the date the agreement is signed and shall end twenty-four (24) months thereafter with the option to extend for one (1) additional one (1) year period.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate the agreement upon 30 days notice to vendor.

DESCRIPTION OF PURCHASE:

Goods: Vendor shall provide various Lab supplies and equipment to schools on an as needed basis
Quantity: Various
Prices: All prices for individual items shall be in accordance with the prices stated in the written agreement.

Catalog Pricing: In addition to the specific items listed on the bid Fisher will offer 25% discount on all other catalog items. (Individual item prices and discounts are on file in the Purchasing Department)

Delivery Price: Free Standard Delivery

COMPENSATION: Vendor shall submit invoices upon delivery of ordered items with the total cost for all purchases not to exceed \$400,000 per fiscal year.

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. Authorize the Chief Purchasing Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 26% total MBE, 16% total African American, 7.5% Hispanic, 2% Asian, and 5% total WBE.

However, the Waiver Review Committee recommends that a partial waiver of the MBE Participation goals for this contract as required by the Revised Remedial Plan be granted because the contract scope is not further divisible.

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

Total MBE 20%
Meadows Office Supply, Inc. \$15,000 4.9%
880 Remington Road
Schaumburg, IL 60173

Professional Building Maintenance, Inc. \$15,000 4.9%
9712 W. Foster Ave.
Chicago, IL 60656

B&L Distributors \$15,000 4.9%
P.O. Box 295
Argo, IL 60501

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

FINANCIAL: Various school budget costs to be determined by each individual school
Source of Funds: Various Fiscal Years: 2005-2007

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.

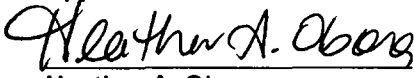
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their 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.

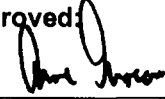
Ethics – The Board’s Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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

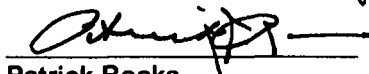
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


John Maiorca
Chief Financial Officer

Approved as to legal form: 


Patrick Rocks
General Counsel