

**APPROVE ENTERING INTO AN AGREEMENT WITH DEVRY UNIVERSITY
FOR EDUCATIONAL SERVICES (Cohort 5)**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with DeVry University to provide educational services to the Office of High Schools and High School Programs at a cost not to exceed \$2,337,150. DeVry was selected on a non-competitive basis due to their performance in the College Excel Program, and because their programs for CPS Cohorts 1, 2 and 3 have been successful. A written agreement for educational services is currently being negotiated. No payment shall be made to DeVry 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 the date of this Board Report. The authority granted herein is contingent upon the execution of a license agreement between the parties for office and classroom space to be provided by DeVry University, with the license agreement having a 1-year term ending June 30, 2009 and one, 12-month option to renew. A Chief Operating Officer (COO) Report will be generated regarding the license agreement terms. Information pertinent to this educational services agreement is stated below.

CONSULTANT: DeVry University
3300 North Campbell
Chicago, Illinois 60618
Gene Hallongren, President
Jerry Dill, President Chicago Campus
Phone: 773-929-8500
Vendor #: 45930

USER: Office of High Schools and High School Programs
Department of Education To Careers
125 South Clark Street, 12th Floor
Chicago, IL 60603
Dr. Joann Thomas-Woods, Interim Officer
Phone: 773-553-2460

TERM: The term of this agreement shall commence July 1, 2008 and shall end June 30, 2010. There are no options to renew.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate the agreement early if the license agreement for office and classroom space between the Board and DeVry terminates prior to June 30, 2009 or the license agreement is not renewed for an additional year commencing July 1, 2009 and ending June 30, 2010.

PROGRAM DESCRIPTION: DeVry University, through its Advantage Academy Program (Program), provides academic and technical courses leading to a Network Systems Administration (NSA) Associate Degree for Junior and Senior level high school students. The Program enables students to earn dual credits at both the high school and college levels; and it allows high school students to simultaneously complete the requirements for a high school diploma and an NSA Associate Degree.

SCOPE OF SERVICES: DeVry University shall provide academic and technical courses, textbooks and instructional materials at a discounted rate for up to 250 Chicago Public School juniors and seniors during the 2008-2010 school years.

DELIVERABLES: DeVry University shall provide courses, books and instructional materials; coordinate and obtain approval for recruitment activities; administer any college-required placement testing at University's expense; waive all registration, application and enrollment fees; provide campus support services; and provide luncheon menus to all approved students in the Program.

OUTCOMES: The goal of the DeVry University Advantage Academy Program is to increase the number of high school graduates, increase the number of graduates attending post-secondary education programs; increase the number of students attaining a college degree; and reduce the financial barriers for qualified CPS students to attend college.

COMPENSATION: DeVry shall submit invoices bi-annually on a per student basis at rates which reflect the tuition discount and course drop discount as set out in the agreement. Total payment to DeVry shall not exceed the sum of \$2,337,150 in the aggregate for the two-year term.

REIMBURSABLE EXPENSES: DeVry shall be reimbursed for those expenses specifically identified in the agreement. The total compensation amount reflected herein is inclusive of all reimbursable expenses.

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 Education Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: Pursuant to Section 5.2 of the Remedial Program for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), M/WBE requirements do not apply to Universities.

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

FINANCIAL: Charge to: Office of High Schools and High School Programs	Total \$2,337,150
Fiscal Year: 2008-2009	\$1,068,512.50
Fiscal Year: 2009-2010	\$1,268,637.50
Budget Classification: 11320-115-53405-212023-000000	Source of Funds: General

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 June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted June 23, 2004 (04-0623-PO4), 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:



 Pedro Martinez
 Chief Financial Officer

Approved as to legal form: 



 Patrick Rocks
 General Counsel