

**APPROVE ENTERING INTO AN AGREEMENT WITH FRAN'S CONSTRUCTION COMPANY  
FOR THE PURCHASE OF SMALLWARES**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve entering into an agreement with Fran's Construction Services, Inc. for the purchase of smallwares by the Department of Operations at a cost not to exceed \$334,319.78. The vendor was selected pursuant to a duly advertised Bid Solicitation (Specification No.01-250244). A written agreement for this purchases is available for signature. 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 No. : 01-250244**

**VENDOR:** Fran's Construction Services, Inc  
700 Bruce Lane Suite 602  
Glenwood, Illinois 60046  
(800) 251-4589  
Contact Person: Frandee Singer  
Vendor # - 12104

**USER:** Department of Operations/ Capital Planning  
125 South Clark Street, 17<sup>th</sup> Floor  
Chicago, IL 60603  
Sonya Griffin  
(773) 553-3121

**TERM:** The term of this agreement shall commence on April 1, 2002 and shall end March 31, 2003 with an option to extend the contract for one additional 12 month period.

**DESCRIPTION OF PURCHASE:**

**1. Goods:** various smallwares  
Quantity: as indicated in the contract  
Unit Prices: as indicated in the contract  
Total Cost Not to Exceed: \$334,319.78

**COMPENSATION:** Vendor shall be paid as follows: based upon the actual items ordered at the specified unit prices in the written agreement in an amount not to exceed the sum of \$334,319.78 for the term.

**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.

**AFFIRMATIVE ACTION:** This contract is in full compliance with the goals required by the Revised Remedial Plan for Minority and Women Business Contract Participation (M/WBE). The M/WBE participation goals for this contract are 26% Total MBE, and 5% Women Business Enterprise.

Total MBE %-26%

Arrow Lumber	or	\$89,523.00
5820 S. Ashland Ave.		
Chicago, IL. 60636		

Total WBE %-74%

Women Business Enterprise	or	\$247,397.50
Fran's Construction Company		
700 Bruce Lane, Ste. #602		
Glenwood, IL 60046		

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

**FINANCIAL:** Charge to Capital Planning: \$334,319.78 Fiscal Year: FY02  
 Budget Classification: 0944-492-000-9311-5400  
 Source of Funds: Capital Funds

**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:**

  
 Anita Rocha  
 Acting Chief Purchasing Officer

**Approved:**

  
 Arne Duncan  
 Chief Executive Officer

**Within Appropriation:**

  
 Kenneth C. Gotsch  
 Chief Fiscal Officer

**Approved as to legal form:**

  
 Marilyn F. Johnson  
 General Counsel