

**APPROVE ENTERING INTO AN AGREEMENT WITH METRITECH, INC.
FOR CONSULTING SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with MetriTech, Inc. to provide consulting services to the Office of Language and Cultural Education at a cost not to exceed \$120,000. Consultant was selected on a non-competitive basis based on the consultant's expertise and past involvement in the development and scoring of the CPS-MetriTech English Language proficiency Test series for English Language Learners. A written agreement for Consultant's services is currently being negotiated. No payment shall be made to Consultant 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.: 02-250038

CONSULTANT: MetriTech, Inc.
4106 Fieldstone Road
Champaign, IL 61821
Contact Person: Dr. Anne Kilian
Phone: (217) 398-4868
Vendor # 21151

USER: Office of Language and Cultural Education
125 South Clark Street, 11th Floor
Chicago, Illinois 60603
Contact Person: Manuel Medina
Phone: (773) 553 - 1930

TERM: The term of this agreement shall commence on May 1, 2002 and shall end April 30, 2003. This agreement shall have (3) options to renew for periods of 12 months each. Per student scoring and reporting costs for the first, second and third option periods will be \$4.48, \$4.67 and \$4.95 respectively.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate the agreement with 90 days written notice.

SCOPE OF SERVICES: Consultant will score the spring 2002 English Language Proficiency Test booklets (listening, reading and writing) responded to by 27,500 K-2 English Language Learners. After scoring, the consultant will prepare printed and electronic reports of the individual student's scores on the three tests. These reports will be prepared no later than 60 days after the consultant receives the tests from the schools.

DELIVERABLES: Consultant will provide student score reports both in print and electronically. These score reports will be delivered to the Office of Language and Cultural Education within 60 days after the tests to be scored are delivered to the Consultant.

OUTCOMES: Consultant's services will result in schools receiving English language proficiency listening, reading and writing scores that will be used in the fall.

COMPENSATION: Consultant shall be paid at a rate of \$4.36/student booklet scored, upon invoicing in one lump sum after completing services, not to exceed the sum of \$120,000.

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: The M/WBE goals for this contract include: 15% total MBE, 9% total African American, 4% total Hispanic, 2% total Asian, and 5% total Women Business Enterprise. However, the Wavier Review Committee recommends that a full 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 waived because the contract scope is not further divisible. achieve compliance with the applicable goals.

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

FINANCIAL: Charge to: The Office of Language and Cultural Education: \$120,000	Fiscal Year: 2002
Budget Classification: 0930-210-156-7944-5410 \$ 15,000	Source of Funds: Grants Funds
0930-268-557-7983-5410 \$ 25,000	
0930-268-177-7944-5410 \$ 80,000	

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.

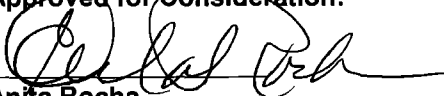
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

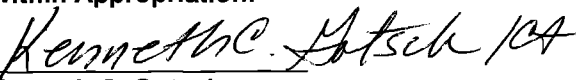
Approved for Consideration:


 Anita Rocha
 Acting Chief Purchasing Officer

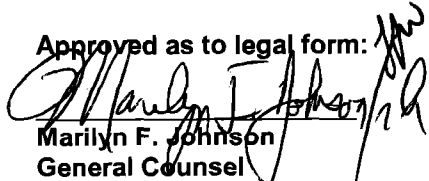
Approved:


 Arne Duncan *by PAD*
 Chief Executive Officer

Within Appropriation:


 Kenneth C. Gotsch
 Chief Fiscal Officer

Approved as to legal form:


 Marilyn F. Johnson
 General Counsel