

RATIFY THE EXERCISING OF THE FIRST OPTION TO EXTEND THE AGREEMENT WITH BOVIS LEND LEASE, INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR NEW CONSTRUCTION**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Ratify the exercising of the first option to extend the agreement with Bovis Lead Lease, Inc. to provide construction management services to the Department of Operations at a cost for the first option period not to exceed \$4,500,000. These services were continued without prior Board approval. A written extension agreement for Bovis' services is currently being negotiated. No payment shall be made to Bovis during the option period 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 renewal agreement is stated below.

SPECIFICATION NO: 00-250201

CONSULTANT: Bovis Lend Lease, Inc.
1 North Wacker Drive Suite 850
Chicago, Illinois 60606
Contact Person: Jeffrey L. Artfsen
312-245-1000
Vendor # 24001

USER: Department of Operations
125 South Clark
Timothy Martin
(773) 553-2900

ORIGINAL AGREEMENT: The original agreement (authorized by Board Report 00-0426-PR12, as amended by Board Report 01-0725-PR40), is for a term commencing June 1, 2000 and ending May 31, 2002, with the board having two options to renew for periods of one year each. The original agreement was awarded pursuant to a public Request for Proposals process (Specification No. 00-250201).

OPTION PERIOD: The term of this agreement shall be extended for a period commencing June 1, 2002 and ending May 31, 2003.

OPTION PERIODS REMAINING: There is 1-one year option remaining.

SCOPE OF SERVICES: Bovis Lead Lease shall continue to render the Services set forth in the Original Agreement, as amended.

DELIVERABLES: Bovis Lend Lease, Inc. shall continue to deliver construction manager services to the Office of Operations for the implementation of new schools and additions to existing facilities, including tie-ins to the facilities.

OUTCOMES: The construction manager services shall continue to result in the management of all design and construction cost for the Office of Operation's Capital Improvement Program.

COMPENSATION: The maximum compensation payable to Bovis during this option period shall not exceed the sum of \$ 4,500,000.

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.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 35% total MBE, 22% total African-American, 10% total Hispanic, 2% total Asian and 5% total WBE. However, the Waiver Review Committee recommends that a partial waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the waiver request is fair and reasonable due to the scope of the contract.

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

Total MBE 39%

Total African-American 27%

Riteway Construction Services Inc.	\$1,200,000.00	27%	certified until November 30, 2002
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1030 East 87th Street
Chicago, Illinois 60619

Total Hispanic 8%

Rodriguez and Associates	\$350,000.00	8%	certified until June 30, 2002
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150 N. Michigan Ave.
Chicago, Illinois 60601

Total Asian 4%

Pacific Construction Services	\$180,000.00	4%	certified until August 31, 2002
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3949 N. Pulaski Rd.
Chicago, Illinois 60641

Total WBE 9%

Cotter Consulting Inc.	\$35,000.00	1%	certified until September 30, 2002
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150 S. Wacker Drive suite 420
Chicago, Illinois 60606

Tyree and Company	\$200,000.00	4%	certified until June 30, 2002
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111 W. Washington St. suite 1025
Chicago, Illinois 60602

J.A. Watts Inc.	\$170,000.00	4%	certified until August 31, 2002
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5333 S. Laramie St.
Chicago, Illinois 60638

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

FINANCIAL: Charge to Office of Operation: \$4,500,000
Budget Classification: various capital funds
Source of Funds: Capital Improvement Program

Fiscal Year: FY03

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.

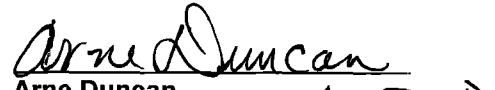
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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

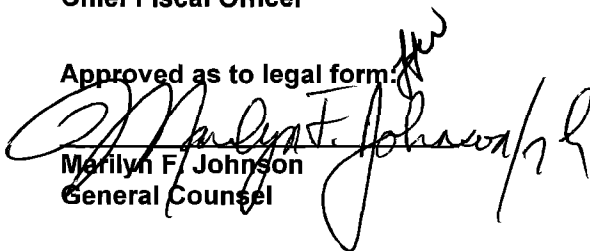
Approved:


Arne Duncan
Chief Executive Officer *by PAD*

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:


Marilyn F. Johnson
General Counsel