

**APPROVE ENTERING INTO A LICENSE AGREEMENT WITH TABERNACLE OF PRAISE CHURCH
FOR USE OF SPACE AT HAYT ELEMENTARY SCHOOL**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into a license agreement with Tabernacle of Praise Church for the use of space at Hayt Elementary School located at 1518 W. Granville Avenue. A written license agreement for such use is currently being negotiated. 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. Information pertinent to this agreement is stated below.

LICENSEE: Tabernacle of Praise Church
P.O. Box 409470
Chicago, IL 60660
Contact Person: Oswald M. Nelson, Pastor
Phone: (773) 506-9075

LICENSOR: Board of Education of the City of Chicago

PREMISES: Hayt Elementary School (lunchroom, classrooms 003 and 004, cafeteria and the parking lot)
1518 W. Granville Avenue
Contact: Ms. Mable Neuman
Phone: (773) 534-2040

TERM: The term of this license agreement is one (1) year commencing January 1, 2003 and ending December 31, 2003.

EARLY TERMINATION RIGHT: Either party shall have the right to terminate this agreement upon 60 days prior written notice to the other.

USE: Tabernacle of Praise Church shall utilize the lunchroom, classrooms 003 and 004, and the parking lot for religious services on Sundays from 9:00 a.m. to 1:00 p.m. and shall utilize the cafeteria and parking lot on Wednesdays from 7:00 p.m. to 9:00 p.m. Ingress and egress to the parking lot shall be to and from Granville Avenue.

LICENSE FEE: Licensee shall pay a license fee of \$26,000, payable in weekly installments of \$500.

OPERATION & MAINTENANCE: Licensee shall maintain the Premises in its current condition or better throughout the term of the License and at the expiration of the License, the Premises will be turned over in the same condition as received. Licensee shall keep the Premises free of all debris, bottles and trash at all times at the sole expense of the Licensee. Licensee shall provide snow removal during the times when Licensee uses the parking lot.

INSURANCE: Licensee will name the Board as an additional named insured under its Comprehensive General Liability Policy. Coverage limits are \$1,000,000 for a combined single limit for both injury and property damage. A Certificate of Insurance is to be furnished to the Board with the provision that there will be no cancellation unless the Board receives 30 days prior written notice.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written license agreement. Authorize the President and Secretary to execute the license agreement.

AFFIRMATIVE ACTION: Exempt.

LSC REVIEW: This action was approved by the LSC for Hayt Elementary School on December 10, 2002.

FINANCIAL: Income to be credited to Hayt Elementary School.

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:



Timothy Martin
Chief Operating Officer

Approved:



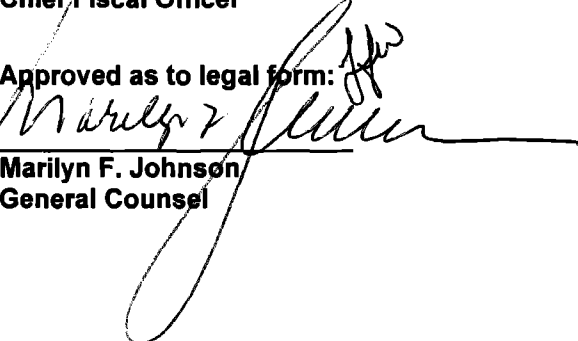
Arne Duncan
Chief Executive Officer

Within Appropriation:



Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:



Marilyn F. Johnson
General Counsel