

**APPROVE ENTERING INTO AGREEMENTS WITH VARIOUS VENDORS  
FOR THE PURCHASE OF MUSICAL INSTRUMENTS AND ACCESSORIES**

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

Approve entering into agreements with the vendors listed below for the purchase of musical instruments and accessories for Chicago Public Schools high schools and elementary schools at an aggregate cost not to exceed \$300,000. Vendors were selected pursuant to a duly advertised Bid Solicitation (Specification No. 02-250164). A written master agreement for each vendor is available for signature. No goods may be received and no payment shall be made to vendors prior to the execution of the written agreement. The authority granted herein shall automatically rescind as to each vendor in the event a written agreement for such vendor is not executed within 60 days of the date of this Board Report. Information pertinent to these agreements is stated below.

Specification No.: 02-260164

**VENDORS:**

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| <p>1. International Musical Suppliers, Inc.<br/>681 Graceland Avenue<br/>Des Plaines, IL 60016<br/>Lisa Argins<br/>847-827-0707<br/>Vendor # 19408 &amp; 34401<br/>Sections: 1-5 inclusive</p> | <p>2. Gand Music and Sound<br/>780 Frontage Road<br/>Northfield, IL 60093<br/>Joan Gand<br/>847-446-4263<br/>Vendor # 18734<br/>Sections: 2 and 5 only</p> |
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**USER:** Office of the Deputy Chief Education Officer  
125 S. Clark, 10<sup>th</sup> Floor  
Eva Nickolich  
773-553-1444

**TERM:** The term of each agreement shall commence on January 1, 2003 and shall end December 31, 2004. Each agreement shall have two additional options to extend for one-year periods subject to Board approval.

**SCOPE OF SERVICES:** Each vendor shall provide a catalog(s) containing various musical instruments and accessories. Schools may purchase goods as needed via a purchase order.

**EARLY TERMINATION RIGHT:** The Board shall have the right to terminate each agreement upon 30 days notice to vendors.

**DESCRIPTION OF PURCHASE:**

**Goods:** Each vendor shall provide musical instruments and accessories in those sections stated above which represent various types of musical instruments on an as-needed basis.

**Quantity:** As needed

**Unit Prices:** Discounts ranging from 5% to 45%

**Total Cost Not to Exceed:** \$300,000

**AUTHORIZATION:** Authorize the General Counsel to include other relevant terms and conditions in the written agreements. Authorize the President and Secretary to execute the agreements. Authorize the Deputy Chief Education Officer to execute all ancillary documents required for administering or effectuating these agreements.

**AFFIRMATIVE ACTION:** Pursuant to Section 6.2 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), the Per Contract and Category Goals method for M/WBE participation will be utilized. Thus, contracts for subsequent vendors from the pool created by this contract will be subject to compliance reviews on a contract-by-contract basis. Aggregated compliance of the vendors in the pool will be reported on a monthly basis.

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

**FINANCIAL:** Charge to: Office of Schools and Regions \$135,000  
Budget Classification: 0953-210-000-2231-5730

Fiscal Year: 2003  
Source of Funds: Gen Educational 210

The remainder of the funds totaling \$165,000 will be budgeted by individual schools as they purchase musical instruments and accessories.

**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.

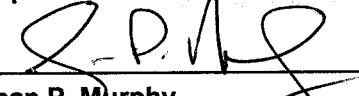
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one-year period following expiration or other termination of their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

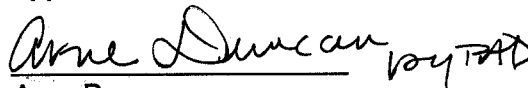
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:**

  
Sean P. Murphy  
Chief Purchasing Officer

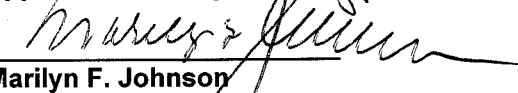
**Approved:**

  
Arne Duncan  
Chief Executive Officer

**Within Appropriation:**

  
Kenneth C. Gotsch  
Chief Fiscal Officer

**Approved as to legal form:**

  
Marilyn F. Johnson  
General Counsel