

APPROVE EXERCISING THE FIRST OPTION TO RENEW THE AGREEMENTS FOR THE PURCHASE OF SPECIALIZED HEALTH AND THERAPEUTIC ADAPTED EQUIPMENT

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to renew the agreements with the four vendors identified below for the purchase of specialized adapted equipment required for use by the Office of Specialized Services, at an aggregate cost not to exceed \$170,000. These contracts are subject to the Board's Strategic Sourcing Policy. A written renewal agreement with each vendor is currently being negotiated. No payment shall be made to any vendor during the renewal term prior to the execution of such vendor's written renewal agreement. The authority granted herein shall automatically rescind as to each vendor in the event a written renewal agreement is not executed by such vendor within 90 days of the date of this Board Report. Information pertinent to these renewal agreements is stated below.

SPECIFICATION NO.: 00-250657

HEALTH AND THERAPEUTIC

- | | | |
|-----------------|---|--|
| VENDORS: | <p>1. American Discount Medical
11124 NE Halsey Street
Portland, OR 97220
Contact: Tom Ruf
503/257-0820
Vendor No. 28258</p> | <p>2. Kaplan Companies, Inc.
1310 Lewis-Clemmons Road
P.O. Box 609
Lewisville, NC 27023-0609
Contact: Brenda Roberts
800/334-2014
Vendor No. 44622</p> |
| | <p>3. Nationwide Medical Equipment, Inc.
1034 Sterling Ave.
Flossmoor, IL 60422
Contact: Marcene P. Brown
708/957-0815
Vendor No. 31401</p> | <p>4. Sportime LLC
One Sportime Way
Atlanta, GA 30340
Contact: Lonna Dessman
800/444-5700
Vendor No. 48490</p> |

USER: Office of Specialized Services
Contact Person: Jacqueline Daly – 773-553-2274

ORIGINAL AGREEMENTS: The original agreements (authorized by Board Report 00-1220-PR36, as amended by Board Report 01-0221-PR29) are for a term commencing with the date of execution and ending 24 months thereafter, with the Board having 2 options to renew for 12-month periods. The original agreements were awarded pursuant to a duly advertised RFP (Specification No. 00-250657).

OPTION PERIOD: Each agreement shall be renewed for one additional period of approximately 12 months, ending April 1, 2004.

OPTION PERIODS REMAINING: There is one option period for one (1) year remaining.

SCOPE OF SERVICES: Vendors will continue to provide health and therapeutic specialized adaptive equipment to the Specialized Services Staff. The Office of Specialized Services may purchase products at their option via requisition to Procurement and Contracts which will mail a purchase order to the Vendor. Purchases over \$10,000.00 to any one vendor under this Board Report must be approved by the Chief Specialized Services Officer.

DELIVERABLES: Vendors will continue to provide Health & Therapeutic equipment to Specialized Services Staff.

PRICES: Vendors will provide all services and equipment at the prices indicated in the written renewal agreements.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written renewal agreements. Authorize the President and Secretary to execute the renewal agreements. Authorize the Chief Purchasing Officer to execute all ancillary documents required to administer or effectuate 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 quarterly basis.

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

FINANCIAL: Charge to:

- 0966-220-383-2740-5730 - \$ 100,000
- 0966-220-380-2685-5310 - \$ 40,000
- 0966-220-383-2685-5310 - \$ 30,000

Fiscal Years: 2003-2004
Sources of funds: Various

GENERAL CONDITIONS:

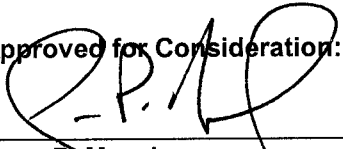
Inspector General – Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

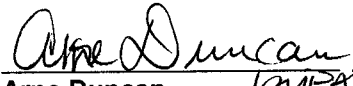
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

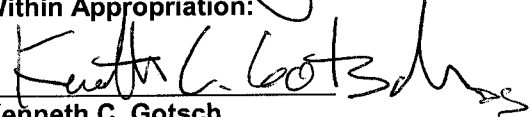
Indebtedness – The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

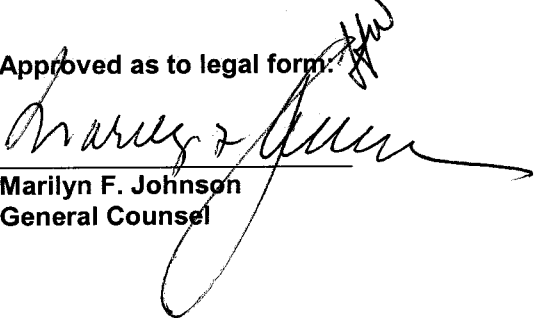
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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