

AMEND BOARD REPORT 02-0828-OP11
APPROVE ENTERING INTO AN AGREEMENT WITH ROSELAND LITTLE LEAGUE BASEBALL ORGANIZATION OF CHICAGO, IL FOR THE INSTALLATION AND USE OF BALL FIELDS AT GWENDOLYN BROOKS SCHOOL

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an Agreement with the Roseland Little League Baseball Organization of Chicago, IL ("the Roseland Little League") regarding the installation and usage of ball fields at Gwendolyn Brooks School ("Project"). This Project will benefit local little league participants, Board of Education students, community organizations, and others within the Roseland area. A written agreement is currently being negotiated. No funding of the Project shall occur 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 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

This amendment is necessary to increase the funding amount from the Children First Fund by \$130,000 and the funding amount from the Roseland Little League by \$130,000 to pay for lighting of the girls' softball field which was not included in the original project specifications. A written amendment to the contract is required. The additional funding shall not be released prior to the execution of the written amendment. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 60 days of the date of this amended Board Report.

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| PARTIES: | Board of Education Department of Operations 125 South Clark, Street, 16 th Floor Chicago, IL 60603 Contact: Bruce Washington Phone: (773) 553-2900 | Roseland Little League Baseball Organization of Chicago, IL 11355 South Prairie Avenue Chicago, IL 60628 Contact: Rick Attreau Phone: (773) 568-1460 |
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PROJECT LOCATION: Gwendolyn Brooks School, located at 250 East 111th Street, Chicago, IL 60628.

DESCRIPTION OF PROJECT: The Project will consist of the installation of one regulation high school baseball field, one regulation high school softball field, competition surfaces and a full sprinkling system for each field, a scoreboard for each field, bleachers for each field, and the construction of one concession/announcer's stand to service each field (which will also include a storage area and washrooms).

FUNDING OF PROJECT: Funding for the project shall be provided from the following sources in the following amounts: Children First Fund: up to ~~\$300,000~~ \$430,000 the Roseland Little League- up to ~~\$300,000~~ \$430,000. (Each party shall equally pay for the final construction amount, not to exceed ~~\$600,000~~ \$860,000.)

TERMS OF AGREEMENT: The Agreement will provide for the installation, construction and shared use of the Project. The Roseland Little League will be granted a license to act as the operator of the Project, including all scheduling of the ball fields and providing ongoing maintenance. General annual maintenance operations performed by the Roseland Little League will be equally paid for by the Board and the Roseland Little League. The license shall be granted for a term commencing September 1, 2002 and ending August 31, 2052. It is anticipated that all installation and construction shall be completed by November 30, 2002.

USAGE OF PROJECT: The Board and the Roseland Little League will have use of the ball fields at certain times with the Board having priority usage during its regular high school baseball and softball seasons and the Roseland Little League having priority at all other times.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written agreement and the amendment. Authorize the President and Secretary to execute the agreement and the amendment. Authorize the General Counsel to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: Not applicable.

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

FINANCIAL: Department of Operations: \$300,000-+ 130,000
Budget Classification: 1500-454-000-9320-5400-\$130,000
Budget Classification: 0944-210-000-9320-5400
This sum will be paid directly to the Children First Fund.

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.

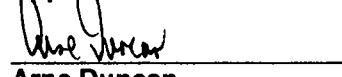
Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:


Bruce Washington
Acting Chief Operating Officer


Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


Peggy A. Davis
Chief of Staff

Approved as to legal form:


Robert R. Hall Jr.
Acting General Counsel