

**AMEND BOARD REPORT 02-0327-PRO8  
APPROVE ENTERING INTO AN AGREEMENT WITH GRIZZLY PEAK, INC.  
FOR THE PURCHASE OF GYMNASIUM EQUIPMENT**

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

Ratify entering into an agreement with Grizzly Peak, Inc. for the purchase of gymnasium equipment by the Department of Operations at a cost not to exceed \$913,450.50. Vendor was selected pursuant to a duly advertised Bid Solicitation (Specification 01-250222). A written agreement for this purchase is available for signature. No payment shall be made to Vendor 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 agreement is stated below.

**SPECIFICATION NO.:** 01-250222

This amended Board Report is necessary to ratify the extension of the term of the agreement at no additional cost to the Board for an additional 12 months commencing April 1, 2003 and ending March 31, 2004. No further payments shall be made to vendor prior to the execution of the written amendment. The authority granted herein shall automatically rescind in the event a written amendment is not executed within 60 days of the date of this amended Board Report.

**VENDOR:** Grizzly Peak, Inc.  
3052 N. Rockwell  
P.O. Box 6452  
Chicago, IL 60680-6452  
Andrea Vargas Clark  
(888) 226-9212  
Vendor # 24638

**USER:** Department of Operations/ Capital Planning  
125 South Clark Street, 17<sup>th</sup> Floor  
Sonya Griffin  
(773) 553-3121

**TERM:** The term of this agreement shall commence on April 1, 2002 and shall end ~~March 31, 2003~~ March 31, 2004, with an option to extend the contract for two additional one-year periods. The extension of this agreement through March 31, 2004 constitutes the Board's exercising of its first option to extend. There is one option to further extend this agreement for a one-year period remaining.

**DESCRIPTION OF PURCHASE:**

**1. Goods:** various gymnasium equipment  
Quantity: as indicated in the contract  
Unit Prices: as indicated in the contract  
Total Cost Not to Exceed: \$913,450.50

**COMPENSATION:** Vendor shall be paid as follows: based upon the actual items ordered at the specified unit prices in the written agreement in an amount not to exceed the sum of \$913,450.50 for the term.

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

**AFFIRMATIVE ACTION: The M/WBE goals for this contract include:**

*26% total MBE, 16% total African American, 7.5% total Hispanic, 2% total Asian and 5% total WBE.*

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However, the Waiver Review Committee recommends that a **partial** waiver of the participation goals for this contract as required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE PLAN) be granted due to good faith efforts demonstrated.

**Total African American 2.7%**

BPS Staffing \$15,000.00 1.6%  
200 N. LaSalle- Ste 1900  
Chicago, IL 60601 certified until June 30, 2002

Smith Movers, Inc. \$10,000.00 1.1%  
7150 S. Halsted St.  
Chicago, IL 60621 certified until July 31, 2002

**Total Hispanic 95%**

Grizzly Peak, Inc \$875,450.50 95%  
3052 N. Rockwell  
Chicago, IL 60618 certified until June 30, 2002

**Total Asian .3%**

EC Purdy & Associates \$3,000.00  
53 West Jackson Blvd, Ste. 1631  
Chicago, IL 60604 certified until August 31, 2002

**Total WBE 1.1%**

Labor Temps, Inc. \$10,000.00 1.1%  
2147 N. Western  
Chicago, IL 60647 certified until August 31, 2002

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

**FINANCIAL:** Charge to Capital Planning: \$913,450.50 Fiscal Year: 2002  
Budget Classification: 0944-492-000-9311-5400  
Source of Funds: Capital Funds

**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.

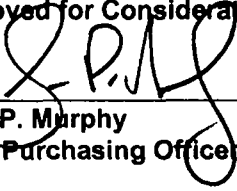
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

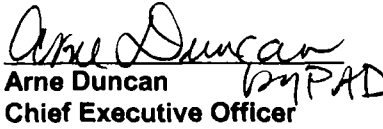
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

**Approved for Consideration:**



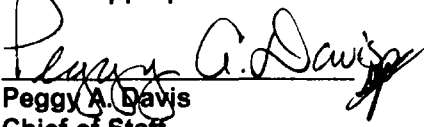
Sean P. Murphy  
Chief Purchasing Officer

**Approved:**



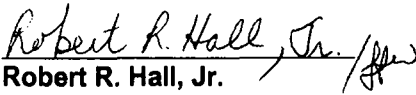
Arne Duncan  
Chief Executive Officer

**Within Appropriation:**



Peggy A. Davis  
Chief of Staff

**Approved as to legal form:**



Robert R. Hall, Jr.  
Acting General Counsel