

June 25, 2003

**APPROVE ENTERING INTO AN AGREEMENT WITH CONCENTRA MEDICAL CENTERS
TO PROVIDE OCCUPATIONAL HEALTH SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Concentra Medical Centers to provide occupational health services to the Department of Human Resources Bureau of Employee Health Services at a cost not to exceed \$322,080.00. Consultant was selected pursuant to a duly advertised Request for Proposals (specification No. 03-250054). A written agreement for Consultant's services is currently being negotiated. No services shall be provided by Consultant and no payment shall be made to Consultant 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.

Specification No.: 03-250054

Contract Administrator: Gilbert Rabin 553-2297

CONSULTANT: Concentra Medical Centers

Jason T. Gagliano, M.S. Regional Sales Manager
2080 Springer Drive
Lombard, IL 60148
(630) 827-5327
Vendor # 38557

USER: Department of Human Resources
Bureau of Employee Health Services
125 S. Clark Street
Chicago, IL 60603
Contact person: Wendy Haas
(773) 553-1185

TERM: The term of this agreement shall commence on October 1, 2003 and shall end September 30, 2005. This agreement shall have three options to renew for periods of one year each, with the cost not to exceed an estimated \$161,040.00 for each renewal period.

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

SCOPE OF SERVICES: Consultant shall provide the following services:

- Drug and alcohol testing services for reasonable suspicion testing
- Random drug and alcohol testing for truck drivers, as defined by the Department of Transportation (DOT)
- Employee assistance assessment and referral
- Fitness for duty testing, inclusive of medical and psychological fitness for work as defined by the American's with Disabilities Act
- Post-exposure follow ups as defined by OSHA Blood borne Pathogens Standard, and the Illinois Rehabilitation Act (Worker's Compensation)
- Annual employee training and Hepatitis B immunizations as defined by the OSHA Blood Borne Pathogens Standard
- Provide on-site testing, screening and reviewing services as required by CPS Employee Health Services for reasonable suspicion testing and provide a ten (10) panel drug screen and alcohol test for those employees subject to drug and alcohol testing under Board Rule 4-50 at the same prices and by the same methods described below for DOT drug and alcohol screening
- Post exposure medical care and follow-up as defined by the OSHA and the OSHA Blood Borne Pathogens Standard
- Hepatitis B vaccinations and profiles as required

Consultant shall also provide the following services for those employees subject to fitness-for-duty testing under Board Rule 4-54 as follows:

- Psychological screening performed by board certified, licensed psychologists and or psychiatrists
- Physical examinations by licensed physicians
- Licensed professional medical personnel to testify at CPS hearings and arbitrations

DELIVERABLES: Consultant shall provide results from drug and alcohol and Fitness for Duty testing/examinations and testify at all required hearings and arbitration proceedings; provide OSHA blood borne pathogens training, immunization and post-exposure follow up and provide documentation of all services rendered with record retention and monthly invoicing with reporting of services provided.

OUTCOMES: Drug, alcohol and work fitness evaluations will be completed timely and professionally, with expert testimony provided as necessary. OSHA standards will be met regarding training, immunization and post exposure work ups and documentation of blood borne pathogen exposures.

COMPENSATION: Consultant shall be paid as follows: subject to monthly invoicing in accordance with the rate schedule identified in the written agreement; with total compensation not to exceed \$322,080.00.

REIMBURSABLE EXPENSES: None.

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. Authorize the Chief Human Resources Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 35% total MBE, 22% total African American, 10% total Hispanic, 2% total Asian and 5% total WBE.

However, the Waiver Review Committee recommends that a *partial* waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the contract is not further divisible. The vendor has, however, identified and scheduled the following firms and percentages:

Total MBE 33%

Total African American 33%

Gareda Diversified Business Services 1431 Huntington Drive Calumet City, IL 60409	\$41,870.00	13%	certified until 5/31/03
Evans & Evans Counseling 1525 E. 53 rd Street Chicago, IL 60615	\$38,649.00	12%	certified until 12/31/03
Agnes D. Lattimer & Associates, Ltd. 1700 E. 56 th St. #3790 Chicago, IL 60637	\$25,766.00	8%	certified until 10/31/03

Total WBE 5%

Carnow, Conibear & Associates, Ltd. 333 W. Wacker Drive, Suite 1400 Chicago, IL 60606	\$16,104.00	5%	certified until 9/30/03
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LSC REVIEW: Local School Council approval is not applicable to this report.

FINANCIAL: Charge to Department of Human Resources: \$322,080.00
 Budget Classification: 0710-210-000-3420-5410 Source of Funds: General Funds
 \$120,780.00 FY 04
 \$161,040.00 FY 05
 \$ 40,260.00 FY 06

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.

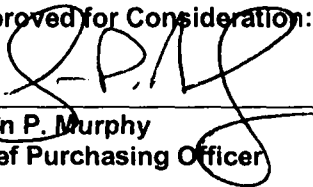
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

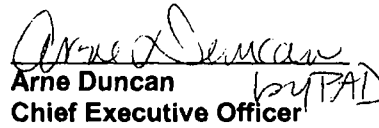
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Sean P. Murphy
Chief Purchasing Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation: ↘



Peggy Davis
Chief of Staff

Approved as a legal form: ↗



Ruth Moscovitch
General Counsel