

**AMEND BOARD REPORT 02-0424-PR02
APPROVE ENTERING INTO AN AGREEMENT WITH INDUSTRIAL FENCE
FOR WOOD AND STEEL FENCE INSTALLATION**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Industrial Fence, Inc. to provide wood and steel fence installation for the Department of Operations at a cost not to exceed \$1,965,159.00. Vendor was selected pursuant to a duly advertised Bid Solicitation (Specification 01-250326). A written agreement for Vendor's services 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 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

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 May 1, 2003 and ending April 30, 2004. A written amendment to the agreement is required. No further payment shall be made to vendor prior to 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 this amended Board Report.

SPECIFICATION NO.: 01-250326

VENDOR: Industrial Fence, Inc.
1300 South Kilbourn
Chicago, IL 60632
Miguel Saltijeral
(773) 521-9900
Vendor #31847

USER: Department of Operations
125 South Clark-16th Floor
Chicago, IL 60603
Chris Bushell
(773) 553-3227

TERM: The term of this agreement shall commence May 1, 2002 and shall end ~~April 30, 2003~~ April 30, 2004. This agreement shall have two (2) options to renew for periods of twelve (12) months each. The extension of this agreement through April 31, 2004 constitutes the Board's exercising of its first option to extend.

SCOPE OF SERVICES: Vendor shall provide wood and steel fence installation for the Board of Education for various schools in Regions 3, 4 and 6.

COMPENSATION: Industrial Fencing shall be paid on a per project basis in accordance with the unit prices indicated in its written contract. Total contract amount shall not exceed \$1,965,159.00.

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: This contract is in full compliance with the goals required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan).

The M/WBE goals for the contract are: 26% total MBE, 16% total African American, 7.5% total Hispanic, 2% total Asian and 5% total WBE.

The vendor has identified and scheduled the following firms and percentages:

Total MBE% - 95%

Total African American – 16%

Accurate Screening Media, Inc.

560 Chester Avenue

Elgin, IL 60120

\$ 314,425

certified until 02/28/03

Total Hispanic – 77%

Industrial Fence, Inc.

1300 South Kilbourn

Chicago, IL 60623

\$ 1,513,172

certified until 07/31/07

Total Asian – 2%

Industria, Inc.

3620 North California Avenue

Chicago, IL 60618

\$ 39,303

certified until 02/28/07

Total WBE% - 5%

Brennan Steel, Inc.

777 Industrial Drive

University Park, IL 60466

\$ 98,258

certified until 04/30/06

~~*Fence USA, Inc.*~~

~~5859 N. Reekwell~~

~~Chicago, IL 60659~~

~~\$ 98,258~~

~~*certified until 07/31/07*~~

The City of Chicago Department of Procurement Services certifies each firm. The identified firms are subject to change upon approval from the Procurement and Contract's Division of Compliance and Vendor Services without further Board approval.

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

FINANCIAL: Charge to Operation: \$1,965,159.00
Budget Classification: FY03
Fiscal Year: FY03
Source of Funds: Capital funding

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 member 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.

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:



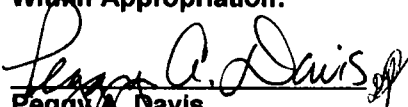
Sean P. Murphy
Chief Purchasing Officer

Approved:



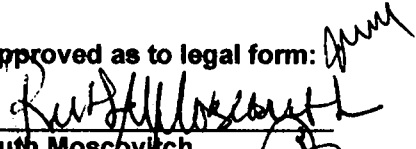
Arne Duncan
Chief Executive Officer *by PAD*

Within Appropriation:



Peggy A. Davis
Chief of Staff

Approved as to legal form: *mm*



Ruth Moscovitch
General Counsel 