

**APPROVE ENTERING INTO AN AGREEMENT WITH  
DENNING ELECTRONICS CORPORATION  
FOR THE PURCHASE OF PORTABLE X-RAY MACHINES**

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

Approve entering into an agreement with Denning Electronics Corporation for the purchase of Portable X-Ray Machines for the Bureau of Safety and Security, schools, Central Office and Area Instruction Offices at an aggregate cost not to exceed \$409,500.00. Vendor was selected pursuant to a duly advertised Bid Solicitation (Specification No. 03-250162). A written agreement for this purchase is available for signature. No payment shall be made to the 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.

**SPECIFICATION NO.: 03-250162**

**VENDOR:** Denning Electronics Corporation  
701 Willowbrook Centre Parkway  
Willowbrook, IL. 60527  
Cindy C. Harts  
(830) 920-1488  
Vendor No. 33398

**USERS:** Bureau of Safety and Security  
125 So. Clark Street  
Chicago, Illinois 60603  
Andres Durbak, Director  
(773) 553-6900  
Jacqueline Daly, Commodity Manager:- 553-2274

All schools, Area Instruction Offices and Central office Departments.

**TERM:** The term of this agreement shall commence on October 1, 2003 and shall end September 30, 2005.

**EARLY TERMINATION RIGHT:** Thirty days written notice by the Board of Education.

**DESCRIPTION OF PURCHASE:** The Bureau of Safety and Security, Schools, Area Instruction Offices and Central Office Departments will purchase portable x-ray machines. The unit prices below include the x-ray machine, installation, operator training, one-year warranty and maintenance.

**Quantity:**

1 To 10 units	\$13,850.00	each
11 To 20 units	\$13,650.00	each
21 To 30 units	\$13,650.00	each
31 To 40 units	\$13,650.00	each
41 To 50 units	\$13,650.00	each

**Total cost not to exceed: \$409,500.00**

**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. Authorize the Chief Purchasing 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% Asian and 5% total WBE.

However, the Waiver Review Committee recommends that a *full* waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the contract scope is not further divisible.

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

**FINANCIAL:**

Bureau of Safety and Security  
Budget Classification: 0942-215-000-3300-5730  
Source of Funds: Worker's Compensation Act – Fund 215  
Various school budgets, Area Instruction Office and Central Office budgets

**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.

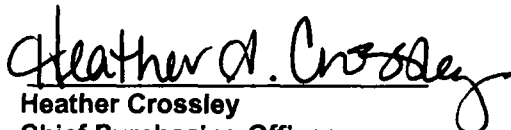
**Conflicts** – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of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

  
Heather Crossley  
Chief Purchasing Officer

**Approved:**

  
Arne Duncan *by PAD*  
Chief Executive Officer

**Within Appropriation:**

  
John Malorca  
Chief Fiscal Officer

**Approved as to legal form:** 

  
Ruth M. Moscovitch,  
General Counsel