

APPROVE EXERCISING THE FIRST OPTION TO RENEW THE AGREEMENT WITH AMERICAN PARKING LOT MAINTENANCE FOR EMERGENCY SNOW PLOWING AND REMOVAL SERVICES

THE CHIEF OPERATING OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to renew the agreement with American Parking Lot Maintenance for emergency snow plowing and removal services at a cost during the first option period not to exceed \$1,000,000. A written extension agreement for these services is currently being negotiated. No payment shall be made to Contractor during the first option period prior to the execution of the written renewal agreement. The authority granted herein shall automatically rescind in the event a written extension agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this extension agreement is stated below.

SPECIFICATION NO.: 01-250146

CONTRACTOR: American Parking Lot Maintenance
210 Lageschulte Street
Barrington, IL 60010
Ervin Geisier
(847) 381-6900
(847) 381-5445(fax)
Vendor # 34276

USER: Department of Operations
125 South Clark-16th Floor
Mark Hands
(773) 553-3646

ORIGINAL AGREEMENT: The original agreement (authorized by Board Report 01-1128-PR6) was for a term commencing November 1, 2001 and ending October 31, 2003, with the Board having two (2) options to renew for additional one-year periods. The original agreement was awarded pursuant to a duly advertised Bid Solicitation (Specification No. 01-250146).

OPTION PERIOD: This agreement shall be renewed for a period commencing November 1, 2003 and ending October 31, 2004.

OPTION PERIOD REMAINING: There is one option period for an additional one-year term remaining.

SCOPE OF SERVICES: Contractor will continue to provide snow plowing and removal services during emergency weather conditions. Contractor will provide plowing of sidewalks, parking lots, shoveling, and removal of snow from school sites and disposal of snow.

DELIVERABLES: The Contractor will continue to provide emergency snow removal services for 8 inches of snow or more.

OUTCOMES: Complete clean up of all sites as requested by the Department of Operations.

COMPENSATION: Contractor shall be paid in accordance with the rates set forth in the original agreement, not to exceed the amount of \$1,000,000 during the first option period.

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

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 waived because the contract scope is not further divisible.

The vendor has, however, identified and scheduled the following firms and percentages

Total MBE% - 23.5%

African American – 16%

S & M Limited
1838 N. Elston Ave.
Chicago, IL 60622
\$ 320,000

certified through 05/31/07

Hispanic – 7.5%

Cabo Construction – 3.75%
419 W. 38th Street
Chicago, IL 60609
\$ 75,000

certified through 01/31/06

Bravo's Paving, Inc. – 3.75%

17055 S. Westview Ave.
Chicago, IL 60473
\$ 75,000

certified through 04/30/06

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

FINANCIAL: Charge to Operations: \$1,000,000 Fiscal Year: FY04
Budget Classification: 0944-552-000-4453-5470
Source of Funds: O&M 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:



Heather Crossley
Chief Purchasing Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form:



Ruth Moscovitch
General Counsel