

**APPROVE ENTERING INTO AN AGREEMENT WITH BRAINFOREST INC.
FOR THE PRODUCTION OF AN EARLY CHILDHOOD VIRTUAL KINDERGARTEN WEBSITE AND CD-ROM**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Brainforest, Inc. for the production of the "Early Childhood - Virtual Kindergarten" website and CD-Rom in both English and Spanish for the Office of Early Childhood Education (OECE) at a cost not to exceed \$93,030. Consultant was selected on a non-competitive basis because of the quality of previous work in preschool education and because consultant is original architect of the Virtual Classroom website, CD-ROMs and National Network platform. 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 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

CONSULTANT: Brainforest, Inc. **Specification No.:** 04-250035
1735 N. Paulina #409
Chicago, IL 60622
(773) 395-2500
Contact Person: Dian Sorelis
Vendor No.: 32564

USER: Office of Early Childhood Education
125 S. Clark Street, 9th Floor
Chicago, IL 60603
Lucinda Lee Katz
553-3688

TERM: The term of this agreement shall commence on the date the agreement is signed and shall end on June 30, 2004.

SCOPE OF SERVICES: Consultant will produce a bilingual website and CD-Rom to support 10 lessons designed by an OECE-designated curriculum team of Chicago Public Schools kindergarten teachers. Consultant will add a new home page and additional links for kindergarten audience. New success chart will be added for new lessons and there will be an expanded around town calendar. Content for these areas will be developed and provided by CPS teacher and early childhood staff. The site will continue to be maintained and updated by staff within the Office of Early Childhood Education. Consultant will design and develop a CD-Rom master in English and Spanish with content from the Virtual Kindergarten video hour that will work in conjunction with the Virtual Kindergarten website.

DELIVERABLES: Consultant will expand the current Virtual Pre-K website to include Kindergarten lessons. Consultant will deliver CD-ROM masters, one in English and one in Spanish.

OUTCOMES: Consultants services will result in 1) teaching resource for teachers and parents of kindergarten children 2) parents shown that they can teach their children through everyday activities at home 3) parents shown the importance of engaging their children in these types of activities regularly.

COMPENSATION: Consultant shall be paid as follows: 50% upon the signing of the contract, 50% upon delivery of final accepted product with the total compensation not to exceed \$93,030.

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 Office of Early Childhood Education Chief 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 scope is not further divisible.

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

Total MBE 3%

Total Asian 3%		
Laura Gannarelli	\$2500.00	3%
2542 N. Sacramento		
Chicago, IL.60647		

Total WBE 1%

Data Media Products	\$950.00	1%
1946 Lehigh		

Local School Council approval is not applicable to this report.

FINANCIAL: Charge to Office of Early Childhood (Citywide): \$93,030 Fiscal Year: 2004
 Budget Classification: Source of Funds: Board general fund
 \$40,030 0952-280-432-2067-5410
 \$32,000 0952-210-000-2067-5410
 \$21,000 0952-210-000-2026-5410

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.

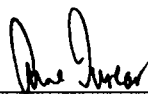
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:

Approved:




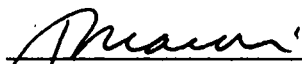
Heather Obora
Chief Purchasing Officer



Arne Duncan
Chief Executive Officer

Within Appropriation:

Approved as to legal form: 



John Maiorca
Chief Financial Officer



Ruth Moscovitch
General Counsel