

**APPROVE ENTERING INTO AN AGREEMENT WITH SIMULATOR SYSTEMS, INC.  
FOR THE PURCHASE OF DRIVING SIMULATOR SYSTEMS FOR CHICAGO PUBLIC SCHOOLS**

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

Approve entering into an agreement with Simulator Systems, Inc. for the purchase of Driving Simulators for the Office of High School Programs at a cost not to exceed \$120,000.00. Vendor was selected on a competitive basis pursuant to a duly advertised bid solicitation (Specification # 04-250033). A written agreement for this purchase is available for signature. No goods may be received and 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 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

**SPECIFICATION #04-250033**

**VENDOR:** Simulator Systems Inc.  
11130 E. 56<sup>th</sup> Street  
Tulsa, OK 74146  
**Contact:** Todd Roberts  
(918) 250-4500 Fax (918) 250-4502  
Vendor # 35350

**USER:** Office of High School Programs  
Department of Driver Education  
Phillips High School  
244 East Pershing Road, Room 324  
**Contact:** W. Lee Miller  
773 535-1510

**TERM:** The term of this agreement shall commence on May 1, 2004 and end April 30, 2006. This agreement shall have two (2) options to renew for periods of one (1) year.

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

**DESCRIPTION OF PURCHASE:**

Goods:	Driving Simulator Systems
Quantity:	As needed
Unit Price w/Delivery:	\$6,835.00
Percentage of Discount for 10 Systems or more per order:	27% (or \$4,990.00)

Total Cost Not to Exceed: \$120,000.00

**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% total Asian and 5% 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.

<b>FINANCIAL:</b>	Charged to Office of High School Programs	\$120,000.00	Fiscal Year: 2004
	Budget Classification	0470-210-110-2635-5730	
	Source of Funds:	Drivers Education	

**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.

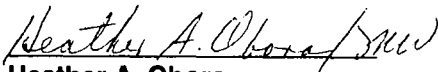
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one-year period following expiration or other termination of their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

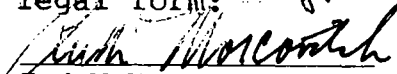
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

**Approved for Consideration:**



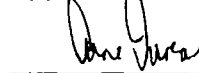
**Heather A. Obora**  
**Chief Purchasing Officer**

Approved as to  
legal form: 



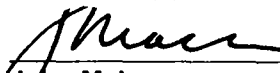
**Ruth M. Moscovitch**  
**General Counsel**

**Approved:**



**Arne Duncan**  
**Chief Executive Officer**

**Within Appropriation:**



**John Malorca**  
**Chief Fiscal Officer**