

**RATIFY AN AGREEMENT WITH B. GREGG MOOTRY
FOR CONSULTING SERVICES
(Ninos Heroes Academy)**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with B. Gregg Mootry to provide consulting services to Ninos Heroes Academy at a cost not to exceed \$35,000.00. These services were obtained without prior Board approval and Consultant has received a partial payment of \$24,999.99. The Consultant was selected on a non-competitive because its instruction program design is aligned with the State Standards for Fine Arts and includes Chicago Reading Initiative elements. A written agreement for Consultant's services is currently being negotiated. No additional 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 document is not executed within 90 days of the date of this Board Report. Information pertinent to this document is stated below.

Specification No.: 04-250080

CONSULTANT: B. Gregg Mootry
6531 South Evans
Chicago, IL 60637
(773) 643-4278
Vendor #: 35051

USER: Ninos Heroes Academy
8344 South Commercial
Chicago, IL 60617
Gloria Stratton, Principal
(773) 535-6694

TERM: The term of this agreement shall commence on August 28, 2003 and shall end June 23, 2004. This agreement shall have one option to renew for a period of one year at a cost of \$35,000.00.

SCOPE OF SERVICES: Consultant shall provide a visual Fine Arts Program which includes; A full in school residency (including After School program) ISBE standard cross-curriculum and assessment; One field trip per semester (four total); six live performances (which include guest speakers) and Event, Bulletin board and Holiday decorations for the building as requested.

DELIVERABLES: Consultant shall provide an ISBE standard cross-curriculum program, Field trips, Bulletin boards, and Holiday decorations.

OUTCOMES: Consultant's services will result in students showing growth on the ISBE standard test through the introduction and comprehension of 12 fundamental art concepts.

COMPENSATION: Consultant shall be paid as follows: \$250.00 per day not to exceed the sum of \$35,000.00.

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 Education Officer to execute all ancillary documents required to administer or effectuate this 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 (MWBE Plan) because the prime is an independent consultant(100% African American).

LSC REVIEW: This action was approved by the LSC for Ninos Heroes Academy School on March 28, 2003.

FINANCIAL: Charge to Ninos Heroes: \$35,000.00

Fiscal Year: 2004
Source of Funds: NCLB

Budget Classification: 3720-242-813-7653-5410 \$19,250.00 *
Requisition Number: IM2470356
* \$9,249.99 has been paid pursuant P.O. # 653776

Budget Classification: 3720-234-703-6209-5410 \$15,750.00 *
* \$15,750.00 has been paid pursuant P.O. # 620421

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.

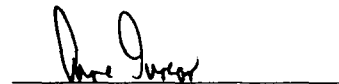
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



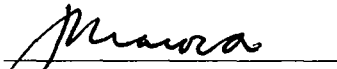
Heather A. Obora
Chief Purchasing Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



John Malorca
Chief Financial Officer

Approved as to legal form: 



Ruth M. Moscovitch
General Counsel