

RATIFY AN AGREEMENT WITH ACT, INC. FOR THE PURCHASE OF TEST MATERIALS AND RELATED SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with ACT, Inc. for the purchase of test materials and related services at a cost not to exceed \$850,000.00. Vendor was selected on a non-competitive basis based on their previous history of working with the Chicago Public Schools and their ability to deliver an educational planning and assessment system. A written agreement for this Vendor has been negotiated. Information pertinent to this document is stated below.

VENDOR: ACT, Inc.
2201 North Dodge Street
Iowa City, IA 52243
Contact: Jim Morris
Telephone No. (847) 634-2560
Vendor # 46875

USER: Office of Research, Evaluation and Accountability
125 South Clark Street, 11th Floor
Chicago, IL 60603
Daniel Bugler, (773) 553-2324

TERM: The term of this agreement shall commence on September 1, 2005 and shall end June 30, 2006.

DELIVERABLES: Vendor shall deliver their Educational and Assessment System consisting of their PLAN and EXPLORE test materials for grades 8, 9, 10, and 11. Delivery includes test books, answer sheets, standard reporting services, Pre-ID labels, Pregridding and Linkage reports. Vendor will provide at no additional cost district profile summary reports for both EXPLORE and PLAN and presentation packets. Area instructional officers will receive area specific district profile summary reports and PDF versions of school profile summary reports.

OUTCOMES: The educational and assessment system will provide a longitudinal, systematic approach to educational and career planning, assessment, instructional support, and evaluation. Academic progress will be monitored to ensure that each student is prepared to reach his/her post-high school goals. In addition, the academic information monitoring service will provide teachers and administrators with a comprehensive analysis of academic growth between levels.

COMPENSATION: Vendor will be paid as detailed in the Vendor's agreement, with compensation not to exceed \$850,000.00.

AUTHORIZATION: Authorize the Chief Education Officer to execute the agreements.

AFFIRMATIVE ACTION: The participation goal provisions of the Plan do not apply to transactions where the vendor is a not for profit organization.

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

FINANCIAL: Charge to: Research, Evaluation & Accountability: \$850,000.00
Budget Classifications: 0012-210-000-1028-5310 \$795,500.00 Fiscal Year: 2005
0012-210-000-1028-5310 \$ 54,500.00 Fiscal Year: 2006
FY 2005 funds have been encumbered in purchase order number 955718

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 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.

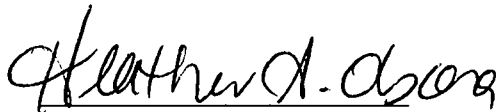
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

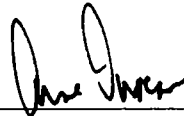
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Heather Obora
Chief Purchasing Officer

Approved:




Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form 


Patrick J. Rocks
General Counsel