

AMEND BOARD REPORT 04-0825-PR10**AMEND BOARD REPORT 04-0225-PR7****APPROVE EXERCISING THE FIRST AND RATIFY EXERCISING THE SECOND OPTION TO EXTEND THE AGREEMENT WITH MONAHAN'S LANDSCAPE CO. FOR LANDSCAPE MAINTENANCE SERVICES IN REGION 6/UNIT 6 AND FOR CAMPUS PARKS AND ATHLETIC FIELDS/UNIT 7****THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve exercising the first and ratify exercising the second option to extend the agreement with Monahan's Landscape Co. to provide Landscape Maintenance services in Region 6/ Unit 6 and for campus parks and athletic fields/Unit 7 to the Chicago Public Schools at a cost not to exceed \$1,535,133.00 during the extension period. A written extension agreement is currently being negotiated. No payment shall be made to Vendor during the option period prior to the execution of the written extension agreement. The authority granted herein shall automatically rescind in the event a written extension agreement is not executed within 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

This amendment is necessary to increase the dollar amount of the contract by \$72,850.00 which amount is needed for one time cleanups at the beginning of the school year, and for additional major capital renovations, campus parks and new construction. A written amendment to the agreement is required. No payment for these additional services shall be made prior to the execution of the written amendment. The authority granted herein shall automatically rescind in the event a written amendment is not executed within 90 days of this amended Board Report.

This second amendment is necessary to extend the term of the option period for an additional eight month period for the vendor to continue services at no additional cost to the Board. A written amendment to the extension agreement is required. The authority granted herein shall automatically rescind in the event a written amendment is not executed within 90 days of the date of this Board Report.

Specification No.: 02-250250

Contract Administrator: Carol Scaggs 553-2290

VENDOR: Monahan's Landscape Co.
2525 E. Oalton St. A3
Arlington Heights, IL 60005
Aidan Monahan
(847) 956-8803
Vendor # 27703

USER: Department of Operations
125 South Clark, 16th Floor
Chicago, IL 60603
Mark Hands
(773) 553-3646

ORIGINAL AGREEMENT: The original agreement (authorized by Board Report 03-0326-PR10) is for a term commencing April 1, 2003 and ending March 31, 2004, with the Board having two options to extend the agreement for additional one year periods. The original agreement was awarded on a competitive basis pursuant to a duly advertised Bid Solicitation (Specification # 02-250250).

OPTION PERIOD: The agreement is being extended for a term commencing April 1, 2004 and ending ~~March 31, 2005~~ November 30, 2005.

OPTION PERIOD REMAINING: ~~There is one option remaining for a one-year period.~~ There are no option periods remaining.

SCOPE OF SERVICES: Vendor shall continue to provide landscape maintenance services at those schools which have 20,000 square feet of green space or more for the Regions/Units noted above and for those schools which have campus parks and athletic fields with the goal of practical maintenance and maximum enhancement of the esthetic and functional aspects of the structure and site. Services shall include, but are not limited to, cuttings grass (approximately 20 cutting per year), pruning trees and shrubs, cultivating beds, fertilizing, and weed and insect control as needed. In addition vendor shall provide one time cleanups at the beginning of the school year and additional major capital renovations, campus parks and new construction.

OUTCOMES: Vendor's services will continue to result in the enhancement and beautification of various school sites.

COMPENSATION: Vendor shall be paid in accordance with the unit pricing in the contract not to exceed the sum of \$1,535,133.00 during the extension period.

REIMBURSABLE EXPENSES: None

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

AFFIRMATIVE ACTION: M/WBE requirements are being fulfilled through the sheltered market portion of this contract.

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

FINANCIAL: Charge to Department of Operations: \$1,462,283 +72,850.00
\$220,093.50-0944-552-000-5230-5400-FY04
\$1,315,039.50- 0944-552-000-5230-5400-FY05
Budget Classification: 0944-552-000-5230-5400
Fund Source: Operations and Maintenance

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.

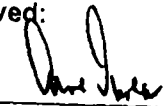
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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


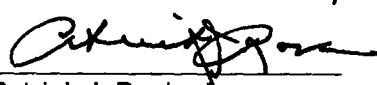
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


John Maiorca
Chief Financial Officer

Approved as to legal form:



Patrick J. Rocks
General Counsel