

**APPROVE ENTERING INTO AN AGREEMENT WITH ACM ELEVATOR COMPANY
FOR ELEVATOR MAINTENANCE SERVICES AT 125 S. CLARK STREET (CENTRAL OFFICE)**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with ACM Elevator Company to provide elevator maintenance services at 125 South Clark Street (Central Office) at a cost not to exceed \$488,206.80 over a 5-year term. Vendor was selected on a competitive basis pursuant to duly advertised Bid Solicitation (Specification No.: 06-250028). A written agreement for Vendor's services is available for signature. No services shall be provided by Vendor 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 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

VENDOR: ACM Elevator Company
2293 S. Mount Prospect Road
Des Plaines, IL 60018
Jason Lazgara
(847) 390-3720
Vendor # 35693

USER: Department of Real Estate
125 S. Clark Street, 16th Floor
Chicago, IL 60603
Lori J. Woodman
(773) 553-2922

TERM: The term of this agreement shall commence on July 1, 2006 and shall end June 30, 2011.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate this agreement with 30 days written notice.

SCOPE OF SERVICES: Vendor shall provide full maintenance of the elevators at 125 S. Clark Street, including all materials and labor required to keep the equipment in good and safe operating condition. Vendor is an authorized service agent for the types of elevators located at 125 S. Clark Street.

DELIVERABLES: Vendor shall provide scheduled visits per pieces of equipment, maintain all equipment according to manufacturer specifications, provide one-hour per week minimum preventative maintenance for each gearless elevator, and provide the Board with written reports as more fully defined in the written agreement.

OUTCOMES: Vendor's services will result in the continued maintenance and upkeep of the elevators at 125 S. Clark.

COMPENSATION: Vendor shall be paid as follows: monthly installments of \$8,136.78; \$97,641.36 annually; not to exceed the sum of \$488,206.80.

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 Chief Operating 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 (M/WBE Plan). The M/WBE participation goals for the contract include: 26% total MBE and 5% total WBE.

The vendor has identified and scheduled the following firms and percentages:

06-0628-PR10
Total MBE – 26%

Professional Elevator Company (AA)

1705 South State Street
Chicago, Illinois 60616
Awarded 18.5% certified through 10/01/2006

Municipal Elevator Services (H)

5420 West Sunnyside Avenue
Chicago, Illinois 60630
Awarded 7.5% certified through 10/01/2005

Total WBE – 5%

Interface Planning & Design (WBE)

8301 Menard Avenue
Morton Grove, Illinois 60053
Awarded 5% certified through 08/29/2006

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

FINANCIAL: Charge to Operations:	\$97,641.36	Fiscal Year: FY07
	\$97,641.36	Fiscal Year: FY08
	\$97,641.36	Fiscal Year: FY09
	\$97,641.36	Fiscal Year: FY010
	\$97,641.36	Fiscal Year: FY011

Budget Classification: 0643-210-000-4462-5400

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.

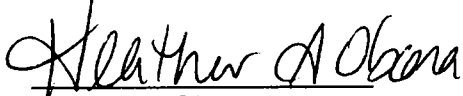
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness – The Board’s Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics – The Board’s Ethics Code adopted June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the agreement.

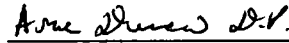
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



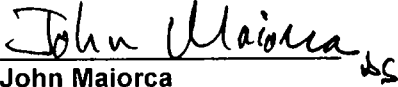
Heather A. Obora
Chief Purchasing Officer

Approved:




Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form:



Patrick J. Rocks
General Counsel