

AMEND BOARD REPORT 06-0125-PR3
APPROVE ENTERING INTO AN AGREEMENT WITH HARRISON AND COMPANY
FOR THE PURCHASE OF EARLY CHILDHOOD FURNITURE

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Harrison and Company for the purchase of Early Childhood Furniture for Department of Operations at a cost not to exceed ~~\$500,000~~ \$800,000. Vendor was selected on a competitive basis pursuant to duly advertised Bid Solicitation (Specification No.: 05-250017). A written agreement for this purchase is available for signature. No goods may be ordered or 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 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

This amendment is necessary to specify that various schools and various central office departments will be able to purchase early childhood furniture (as indicated in contract) and to increase the compensation amount by \$300,000 for purchase of early childhood furniture by schools and central office departments. A written amendment to the agreement is required. The authority granted herein shall automatically rescind in the event a written amendment is not signed within 90 days of this amended Board Report.

VENDOR: Harrison and Company
970 N. Oak Lawn Ave.
Elmhurst, IL 60126
Mary Grace Harrison
(630) 782-6077
Vendor #20899

USER: Department of Operations
125 South Clark-16th Floor
Ronald Lee
(773) 553-2164

TERM: The term of this agreement shall commence on February 1, 2006 and shall end May 31, 2008. This agreement shall have one option to renew for a periods of 12 months.

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

DESCRIPTION OF PURCHASE:

Goods: various early childhood furniture
Quantity: as indicated in the contract
Unit Price: as indicated in contract
Total Cost Not to Exceed: ~~\$500,000.00~~ \$800,000.00

OUTCOMES: This purchase will result in quality early childhood furniture.

COMPENSATION: Vendor shall be paid: based upon the actual items ordered at the specified unit prices in the written agreement in an amount not to exceed the sum of ~~\$500,000~~ \$800,000.

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

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 26% total MBE and 5% total WBE.

However, the Waiver Review Committee recommends that a partial waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the vendor has demonstrated good faith efforts.

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

Total MBE – 21%

African American
Discovery Promotions
2835 Aurora Ave.
Naperville, Illinois 60540
Awarded 3% of contract certified through 11/01/2006

Hispanic
Aztec Supply Co., Inc.
4041 S. Emerald Street
Chicago, Illinois 60609
Awarded 18% of contract certified through 07/01/2006

Total WBE – 79%

Harrison & Company
970 N. Oak Lawn
Elmhurst, Illinois 60126
Prime Contractor certified through 09/01/2006

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

FINANCIAL: Charge to Operations: \$500,000.00 Fiscal Year: FY06-08
Budget Classification: 0948 467 000 9546 5731
Source of Funds: Capital Funds

Charge to Various School & Central Office: \$300,000 Fiscal Year: FY06-08
Budget Classification: various school units and central office department
Source of Funds: various school units and central office department

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.

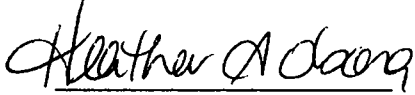
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

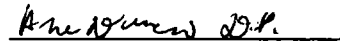
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



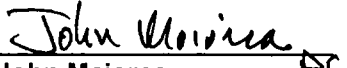
Heather A. Oboza
Chief Purchasing Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form 



Patrick J. Rocks
General Counsel