

**APPROVE ENTERING INTO AN INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE
CITY OF CHICAGO TO CONSTRUCT A CAMPUS PARK AT BLAINE ELEMENTARY SCHOOL**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an intergovernmental cooperation agreement ("IGA") with the City of Chicago ("City") to receive an amount not to exceed \$313,364.00 ("City Funds") for the construction of a Campus Park ("Campus Park") at Blaine Elementary School ("School"). A written IGA is being negotiated. The authority granted herein shall automatically rescind in the event an IGA is not executed within 120 days of the date of this Board Report. Information pertinent to this IGA is stated below.

PARTIES:	Board of Education 125 S. Clark Street Chicago, Illinois 60603 Contact: H. Hill Hammock Phone: 773-553-2900	City of Chicago Department of Planning and Development 121 N. LaSalle Street, Room 1003 Chicago, IL 60602 Contact: Kathy Dickhut Phone: 312-744-1074
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TERM: The term of the IGA shall commence as of December 1, 2007 and shall end on the first to occur of (a) the agreement by the parties that the property on which the Campus Park is to be constructed shall no longer be used for a Campus Park or (b) October 31, 2057.

BASIC TERMS OF THE IGA: The basic terms of the IGA are that the City will pay the Board the City Funds for the development of the Campus Park when the Campus Park has been completed in accordance with the terms of the IGA and the Board will install new sod and fencing. If sufficient funds are available, the Board will resurface the parking lot (the "Project").

BOARD RESPONSIBILITIES: The Board is responsible for: (a) the construction of the Project and any costs for the Project which exceeds the City Funds; (b) the maintenance, repair, and replacement of the improvements to the Campus Park; (c) light bulb replacement; (d) trash pickup and disposal; and (e) the removal of snow, leaves, litter, debris and other waste material. The Board agrees that the Campus Park must be used as open space for the public.

CITY RESPONSIBILITIES: The City is responsible to provide utility service to the Campus Park and may, at its sole cost: (a) install and remove holiday lighting and seasonal décor; (b) make the Campus Park available for neighborhood festivals and street fairs; and (c) otherwise schedule events at and license the use of the Campus Park for limited, short term purposes.

INDEMNIFICATION: The Board is required to indemnify the City for the construction of the Campus Park and the Board's failure to perform its obligations under the IGA to maintain the Campus Park (the "indemnity").

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the IGA, including, but not limited to, the indemnity. Authorize the President and Secretary to execute the IGA. Authorize the Chief Operating Officer to execute any and all ancillary documents required to administer the IGA.

AFFIRMATIVE ACTION: Exempt.

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

FINANCIAL: Charge to Operations: \$1,085,178.25 FY07
 Budget Classification: 22261-474-54105-009567-2007
 Source of Funds: Capital

GENERAL CONDITIONS:

Inspector General - Each party to each 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.

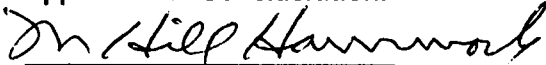
Conflicts - The agreements shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness - The Board's Indebtedness Policy adopted June 26, 1996 (06-0626-PO3), as amended from time to time, shall be incorporated into and made a part of each 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 each agreement.


Contingent Liability – Each 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:



**H. Hill Hammock
Chief Operating Officer**

Approved:



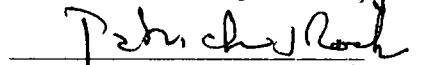
**Arne Duncan
Chief Executive Officer**

Within Appropriation:



**Pedro Martinez
Chief Financial Officer**

Approved as to legal form:



**Patrick J. Rocks
General Counsel**