

APPROVE EXERCISING THE OPTION TO RENEW THE AGREEMENT WITH LIPPERT INC. FOR THE PURCHASE OF HOLDING AND TRANSPORT EQUIPMENT

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the option to renew the agreement with Vendor to provide lunchroom holding and transport equipment to Department of Logistics at a cost for the option period not to exceed \$250,000. A written document exercising this option is currently being negotiated. No payment shall be made to Vendor during the option period prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

VENDOR:

Lippert, Inc.
600 W. 172nd Street
South Holland, IL 60473
David Wax
708-333-6900
Vendor # 44636

USER:

Facility Operations & Maintenance
125 South Clark Street 16th Floor
Chicago, IL 60603
Louise Esaian
773-553-2830

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 07-0725-PR10) in the amount of \$250,000 is for a term commencing August 1, 2007 and ending July 31, 2008, with the Board having one option to renew for one year term. The original agreement was awarded on a competitive basis pursuant to duly advertised Bid Solicitation (Specification No.: 07-250016).

OPTION PERIOD:

The term of this agreement is being extended for one year commencing August 1, 2008 and ending July 31, 2009.

OPTION PERIODS REMAINING:

There are no option periods remaining.

DESCRIPTION OF PURCHASE:

Goods: lunchroom holding and transport equipment
Quantity: as required by the Board
Unit Price: as indicated in the contract
Total Cost Not to Exceed: \$250,000

DELIVERABLES:

Vendor will continue to provide quality holding and transport equipment.

OUTCOMES:

Vendor's services will result in quality holding and transport equipment.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices contained in the original agreement; not to exceed the sum of \$250,000.

AUTHORIZATION:

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

AFFIRMATIVE ACTION:

This contract is in full compliance with the goals required by the Remedial Program for Minority and Women Owned Business Enterprise participation in Goods and Services contracts (M/WBE Plan). The M/WBE participation goals for the contract include: 26% total MBE and 5% total WBE. The vendor has identified the following firms and percentages:

Total MBE - 26%

Arrow Lumber Co. (Certified through 07/01/2008)
5820 South Ashland Ave. Chicago, Illinois 60636

Total WBE - 5%

Fran's Construction Services, Inc. (Certified through 11/01/2008)
1140 Hillside Avenue Antioch, Illinois 60002

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to Logistic: \$250,000 Fiscal Year: FY09
Source of Funds: Lunchroom

12050-478-55005-256009-000000-2009

\$250,000.00

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:



PEDRO MARTINEZ
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS
General Counsel

