

August 27, 2008

AMEND BOARD REPORT 07-1219-PR5
APPROVE ENTERING INTO AGREEMENTS WITH ~~QUANTUM CROSSINGS, L.L.C. AND WINDY CITY ELECTRIC~~ VARIOUS VENDORS FOR BUILDING AUTOMATION SYSTEM INSTALLATION SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into ~~an~~ agreements with ~~Quantum Crossings, LLC and Windy City Electric Co.~~ various vendors to provide building automation system installation services to Department of Operations at a cost not to exceed \$4,000,000.00 annually. Vendors were selected on a competitive basis pursuant to duly advertised Request for Qualifications (Specification No. 07-250033 & ~~08-250009~~). A written agreement for Vendor's services is currently being negotiated. No services shall be provided by Vendors and no payment shall be made to Vendors 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 add (4) four new vendors to the pre-qualified pool (identified as numbers 3 through 6) on the attached list. Written master agreements for each new vendor are currently being negotiated. No services shall be provided by any vendor and no payment shall be made to any of them prior to the execution of their written master agreement. The authority granted herein shall automatically rescind as to each new vendor in the event such vendor fails to execute the Board's master agreement within 120 days of the date of this amended Board Report.

VENDORS: **SEE ATTACHED LIST**

USER: Department of Operations- Facilities Operations
 125 South Clark-17th floor
 ~~Joseph Clair M. Hill Hammock~~
 (773) 553-~~4126~~-2900

TERM: The term of this agreement shall commence on January 1, 2008 and shall end December 31, 2010. The Board shall have two options to renew this agreement for periods of one year each.

TERM FOR NEW AGREEMENTS: The term of each agreement for the 4 new vendors shall commence September 1, 2008 and end December 31, 2010, with the Board having two options to renew for periods of one year each.

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

SCOPE OF SERVICES: Vendors shall provide the following:

- Electrical installation of network of controllers on various pieces of HVAC equipment.
- The electrical work between control panels and between the control panels and end-use devices.
- Verifying and demonstrating network integrity.
- Installation and testing of interface devices connected to the network controllers serving as inputs to and outputs from the Building Automatic Systems ("BAS").
- The cost of wiring a device to the associated control panel and the mounting of the device.
- Verification of all wiring continuity.
- Supporting system testing and commissioning related to wiring issues and continuity.

DELIVERABLES: Vendors will provide labor, checkout, training, provision of all materials, and commissioning associated with the installation of pre-purchased control hardware and peripheral devices from BAS suppliers.

OUTCOMES: Vendor's services will result in high quality, cost effective installations of BAS.

COMPENSATION: Vendors will be paid an aggregate sum not to exceed \$4,000,000.00 annually.

REIMBURSABLE EXPENSES: None.

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

AFFIRMATIVE ACTION: Pursuant to section 4.1 of the Construction Remedial Program for Minority and Women Business Enterprise Participation (M/WBE Program), the Aspirational Goal will be applied to this pool at 30% MBE and 7% WBE overall participation. Compliance for subsequent vendors from the pool created by this contract will be subjected to reviews on a contract-by-contract basis.

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

FINANCIAL: Charge to Operations: \$4, 000,000.00 Fiscal Year: FY08/09
Budget Classification: Various Capital Funds
Source of Funds: Capital Funds

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.

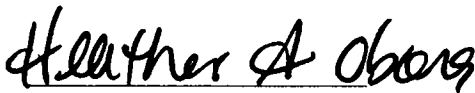
Indebtedness – The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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.

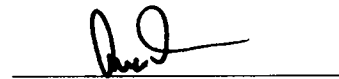
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:

Approved:



Heather A. Obora
Chief Purchasing Officer



Arne Duncan
Chief Executive Officer

Within Appropriation:



Pedro Martinez
Chief Financial Officer

Approved as to legal form: 



Patrick J. Rocks
General Counsel

Building Automation System Installation
(Specification No. 07-250033 08-25009)

- | | |
|---|--|
| 1) Quantum Crossings, Inc
455 N. Cityfront Plaza, Suite 3100
Chicago, IL 60611
Eamon Geary
(312) 476-0065
Vendor # 32334 | 2) Windy City Electric Co.
7225 W. Touchy
Chicago, IL 60631
Kathleen McMahon
(773) 774-0211
Vendor #28663 |
| 3) <u>Advantage Electric & Technologies, LLC</u>
<u>168 Santa Fe Lane</u>
<u>Willow Springs, IL 60480</u>
<u>Jason Van Beveren</u>
<u>(708) 839-9424</u>
<u>Vendor # 79757</u> | 4) <u>Bonaparte Corporation</u>
<u>1455 S. Michigan Ave</u>
<u>Chicago, IL 60605</u>
<u>Jason Bonaparte</u>
<u>(312) 431-9750</u>
<u>Vendor # 28112</u> |
| 5) <u>Breen Electrical Contr.</u>
<u>76 White Oak Circle</u>
<u>St. Charles, IL 60174</u>
<u>Daniel Breen</u>
<u>(630)774-8184</u>
<u>Vendor # 79756</u> | 6) <u>Code Engineering Services</u>
<u>2021 Midwest Road</u>
<u>Oakbrook, IL 60523</u>
<u>Sim Dawson</u>
<u>(630) 953-8586</u>
<u>Vendor # 22621</u> |