

APPROVE EXERCISING THE SECOND OPTION TO RENEW THE AGREEMENT WITH INDUSTRIAL FENCE, INC. FOR WOOD AND STEEL FENCING INSTALLATION AND REMOVAL SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the second option to renew the agreement with Industrial Fence, Inc. to provide wood and steel fencing installation and removal services to Chicago Public Schools at a cost for the option period not to exceed \$800,000. 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:

1)
Industrial Fence, Inc
1300 South Kilbourn
Chicago, IL 60623
Miguel Sahijeral
773-521-9900
773-521-9904
Vendor # 31847

USER:

Facility Operations & Maintenance
125 South Clark Street 16th Floor
Chicago, IL 60603
David E. Allen
773-553-2049

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 07-0627-PR10) is for a term commencing July 1, 2007 and ending June 30, 2008, with the Board having two options to renew for one year terms. The Agreement was extended (authorized by Board Report 08-0723-PR9) for a term commencing July 1, 2008 and ending June 30, 2009. The original agreement was awarded on a competitive basis pursuant to a duly advertised Bid Solicitation (Specification No. 07-250011).

OPTION PERIOD:

The term of this agreement is being extended for one year commencing July 1, 2009 and ending June 30, 2010.

OPTION PERIODS REMAINING:

There are no option periods remaining.

SCOPE OF SERVICES:

Vendor shall continue to provide wood and steel fencing installation and removal for Chicago Public Schools.

DELIVERABLES:

Vendor's services will result in the enhancement and beautification of various school sites.

OUTCOMES:

Vendor's services will result in enhancement and beautification of various school sites.

COMPENSATION:

Vendor shall be paid during this option period as follows: in accordance with the unit prices contained in the contract; total compensation for the option period not to exceed the sum of \$800,000.

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 Purchasing 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 Construction Projects. The M/WBE participation goals for this contract include: 30% total MBE participation and 7% total WBE participation.

The Vendor has identified the following firms:

Total MBE - 93%

Industrial Fence, Inc. (H)
1300 S. Kilbourn Avenue
Chicago, Illinois 60626
Contact: Miguel Saltijeral

Total WBE - 7%

Azteca Supply Company
600 West 41st Street
Chicago, Illinois 60609
Contact: Aurora Venegas

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to Operations: \$800,000 Fiscal Year: FY10
Source of Funds: Facilities and Maintenance

12150-499-54105-253535-000000-2010 \$800,000.00

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.

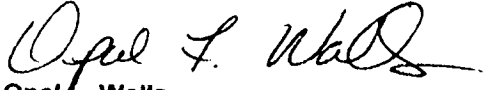
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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


Opat L. Walls
Chief Purchasing Officer


Within Appropriation:


PEDRO MARTINEZ
Chief Financial Officer

Approved:


Ron Huberman
Chief Executive Officer

Approved as to Legal Form:


PATRICK J. ROCKS
General Counsel