

**APPROVE EXERCISING THE FIRST OPTION TO RENEW THE INTERGOVERNMENTAL
AGREEMENT WITH THE CITY OF CHICAGO – DEPARTMENT OF CULTURAL AFFAIRS FOR THE
GALLERY 37 CENTER ARTS PROJECT**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to renew the Intergovernmental Agreement with the City of Chicago – Department of Cultural Affairs for the Gallery 37 Center Arts Project at a cost for the option period not to exceed \$176,000.00. This program was established in 1999 for CPS students to receive arts education. A written document exercising this option is currently being negotiated. No payment shall be to Agency during the option period prior to 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.

AGENCY: City of Chicago – Department of Cultural Affairs
78 E. Washington Avenue
Chicago, IL 60602
Contact: David Sinski
(312)742-6644
Vendor # 17110

USER: Office of High School Programs
Gallery 37 Center for the Arts
125 South Clark Street, 12th Floor
Chicago, IL 60603
Contact: David G. Gilligan
(773) 553-3540

PROJECT DESCRIPTION: The Gallery 37 Center provides a unique opportunity for selected high school juniors and seniors to take courses for credit in the visual, culinary, or performing arts. Students learn from professional artists who are currently working in their chosen artistic field, such as ceramics, theater, or graphic design. Students also learn about potential careers in the arts, take field trips and participate in a culminating showcase activity at the end of the course. Participants in the program have the opportunity to qualify for internships with local businesses. Classes meet year-round in the afternoon for two hours a day, five days a week at the Gallery 37 Center for the Arts, 66 East Randolph Street, Chicago, IL.

ORIGINAL AGREEMENT: The original Agreement (authorized under Board Report 08-0625-PR27) in the amount of \$176,000.00 is for a term commencing August 1, 2008 and ending July 31, 2009, with the Board having four options to renew for periods of one year each.

OPTION PERIOD: The term of this agreement is being renewed for a period commencing August 1, 2009 and ending July 31, 2010.

OPTION PERIODS REMAINING: There are three options to renew remaining for periods of one year each.

RESPONSIBILITIES OF PARTIES: The Board is responsible for funding that part of the project pertaining to facility space for classrooms, storage, and equipment. Gallery 37 is responsible for the securing of resident professionals to serve as instructors and mentors, day-to-day operation of the program, and the development of the curriculum and activities for the program.

CONTRIBUTION: The Board's contribution to the Project is \$176,000.

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

AFFIRMATIVE ACTION: Exempt

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

FINANCIAL: Charge to Office of High School Programs: \$176,000 Fiscal Year: 2009
Budget Classification: 45102-115-57705-113034-000000
Source of Funds: General 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:

Barbara Eason-Watkins D.C.W.

**Barbara Eason-Watkins
Chief Education Officer**

Approved:

Ron Huberman

**Ron Huberman
Chief Executive Officer**

Within Appropriation:

Pedro Martinez

**Pedro Martinez
Chief Financial Officer**

Approved as to legal form *J. Rocks*

Patrick J. Rocks

**Patrick J. Rocks
General Counsel**