

APPROVE ENTERING INTO AN AGREEMENT WITH NCS PEARSON, INC. FOR THE PURCHASE OF THE EXTRACT RESULTS FOR THE STANFORD ACHIEVEMENT TEST SERIES, TENTH EDITION (STANFORD 10)

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with NCS Pearson, Inc. for the purchase of the extract results for the Stanford Achievement Test Series, Tenth Edition (SAT 10) for the Department of Student Assessment at a cost not to exceed \$80,000.00. Vendor was selected on a non-competitive basis and approved by the Non-Competitive Review Committee. A written agreement for this purchase is currently being negotiated. No goods may be ordered or received and no payment shall be made to Vendor 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.

VENDOR:

- 1) Vendor # 34595
NCS PEARSON, INC
19500 BULVERDE ROAD
SAN ANTONIO, TX 78259
Paul Rice
920-202-3676

USER:

Office of Student Assessments
125 S Clark Street, 11th Floor
Chicago, IL 60603

Contact : Margaret Bartz
Phone: 773-553-2430

TERM:

The term of this agreement shall commence on the date the agreement is signed and shall end June 30, 2011. This agreement shall have no options to renew.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Goods: Extract results for the SAT 10, Tenth Edition
Quantity: in the amount specified in the contract
Unit Price: in the amount specified in the contract
Total Cost Not to Exceed: \$80,000.00

OUTCOMES:

This purchase will result in students being administered the SAT 10 test and centrally scored in order to timely determine promotional status.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices contained in the agreement; not to exceed the sum of \$80,000.00.

AUTHORIZATION:

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

AFFIRMATIVE ACTION:

The MBE/WBE goals for this agreement include 25% total MBE and 5% total WBE participation. However, the Waiver Review Committee recommends a full waiver of the M/WBE goals required by the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts be approved as the scope of work is not further divisible.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

11290-115-53305-228120-000000-2011	\$70,000.00
11290-332-53405-266209-430112-2011	\$10,000.00

CFDA# : Not Applicable

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.

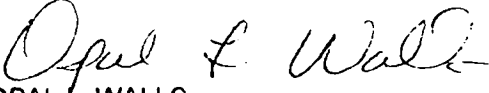
Indebtedness - The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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 for Consideration:



OPAL L. WALLS
Chief Purchasing Officer

Approved:

Approved:




TERRY MAZANY
Chief Executive Officer

Within Appropriation:



DIANA S. FERGUSON
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS
General Counsel