

**APPROVE EXERCISING THE FINAL OPTION TO RENEW THE AGREEMENT WITH EDUCATIONAL IDEAS, INC., DBA BALLARD AND TIGHE PUBLISHERS (BALLARD AND TIGHE) FOR THE PURCHASE OF TEST MATERIALS**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve exercising the final option to renew the agreement with Educational Ideas, Inc., DBA Ballard & Tighe Publishers, for the purchase of test materials for the Department of Student Assessment at a cost for the option period not to exceed \$150,000.00. A written renewal agreement is currently being negotiated. No payment shall be made to Vendor during the option period prior to the execution of the written renewal agreement. 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) Vendor # 97862  
EDUCATIONAL IDEAS INC DBA BALLARD  
& TIGHE, PUBLISHERS  
471 ATLAS ST.  
BREA, CA 92821  
Nancy Lafferty  
800 321-4332  
714-255-9828

**USER INFORMATION :**

Contact:

11210 - Assessment  
  
125 S Clark Street, 11th Floor  
  
Chicago, IL 60603  
  
Deuser, Mr. Michael K.  
  
773-553-2320

**ORIGINAL AGREEMENT:**

The original Agreement (authorized by Board Report 09-0826-PR36) in an amount not to exceed \$150,000.00 was for a term commencing November 19, 2009 and ending June 30, 2010, with the Board having three (3) options to renew for additional 1-year periods. The agreement was renewed (authorized by Board Report 10-0623-PR21) for a term commencing July 1, 2010 and ending June 30, 2011, and further renewed (authorized by Board Report 11-0525-PR44) for a term commencing July 1, 2011 and ending June 30, 2012. The original agreement was awarded on a non-competitive basis based on Ballard and Tighe's ability to meet ISBE's requirement of the No Child Left Behind Act.

**OPTION PERIOD:**

The term of this agreement is being renewed for an additional one-year period commencing July 1, 2012 and ending June 30, 2013.

**OPTION PERIODS REMAINING:**

There are no option periods remaining.

**SCOPE OF SERVICES:**

Ballard & Tighe will continue to provide their Oral English language proficiency assessment system consisting of Provider's Pre-IPT (IDEA Proficiency Test) screener materials for Pre-K students (ages 3 and 4 only) in the quantities specified in the renewal agreement.

**DELIVERABLES:**

Vendor will continue to provide their Pre-IPT screener test materials in the quantities specified in the renewal contract.

**OUTCOMES:**

The oral language proficiency assessment materials furnished by Ballard & Tighe are mandated by ISBE for use with pre-K students enrolling for the FY2013 school year. They evaluate students' oral proficiency in English within the two language domains of listening and speaking. These assessment materials will aid in the initial identification of English language learners and placement of these students into the most appropriate instructional program available. Progress in English oral language development can be monitored to ensure that each student is achieving appropriate levels of growth and is prepared to achieve gains in a general education classroom without the aid of language support services.

**COMPENSATION:**

Vendor shall be paid during this option period in accordance with the unit prices contained in the written renewal agreement; total not to exceed the sum of \$150,000.00.

**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 the Chief Instruction Officer to execute all ancillary documents required to administer or effectuate this option agreement.

**AFFIRMATIVE ACTION:**

The M/WBE requirements for this agreement include 15% total MBE and 5% total WBE. However, the Waiver Review Committee recommends a full waiver of the MBE/WBE participation requirements of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts be granted due to the contract scope being not further divisible.

**LSC REVIEW:**

Local School Council approval is not applicable to this report.

**FINANCIAL:**

Charge to: Citywide Testing: \$150,000.00  
Budget Fiscal Years: 2012-2013  
FY13 funding is contingent upon budget appropriation and approval.

11290-115-54125-211204-000000-2013 \$150,000.00

**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:



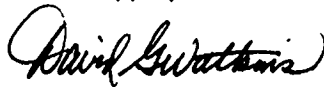
SÉBASTIEN de LONGEAUX  
Chief Procurement Officer

Approved:



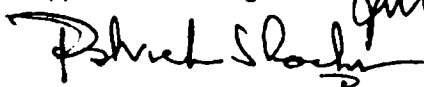
JEAN-CLAUDE BRIZARD  
Chief Executive Officer

Within Appropriation:



DAVID G. WATKINS  
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS  
General Counsel