

12-0725-OP3

**APPROVE NEW LICENSE AGREEMENT WITH THE BOYS & GIRLS CLUB
LOCATED AT 2950 W 25TH ST FOR SPRY SCHOOL**

Approve entering into a new license agreement with the Boys & Girls Club for the use of space at 2950 West 25th Street for Spry School. A written license agreement is currently being negotiated. The authority granted herein shall automatically rescind in the event a written license agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this license agreement is stated below.

LICENSOR: Boys & Girls Club of Chicago, an Illinois not-for-profit corporation
2950 W. 25th St.
Chicago, IL 60623
Contact: Hermilo Hinojosa
Phone: (773) 247-0700

LICENSEE: Board of Education of the City of Chicago

PREMISES: Portion of 2950 West 25th Street, Chicago, Illinois, consisting of 10 classrooms, gymnasium, swimming pool, locker rooms and 1 office.

USE: For use by students of Spry School, located at 2400 South Marshall Boulevard, Monday through Friday from 8:00 a.m. through 3:00 p.m.

TERM: The term shall commence August 1, 2012, and end June 30, 2013.

EARLY TERMINATION: The Board shall have the right to terminate upon 60 days notice.

LICENSE FEE: The Board shall pay a license fee of \$90,000 for the term of the agreement, to be paid in 11 monthly installments of \$8,181.82.

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

AFFIRMATIVE ACTION: Exempt.

LSC REVIEW: Not applicable.

FINANCIAL:

Charge to Spry School: \$90,000

Budget classification: 11910-230-57705-254903-000000-2013 FY2013 (\$90,000)

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.

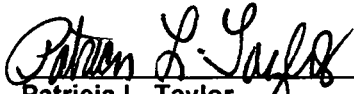
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of or the letting of contracts to, former Board members during the one year period following expiration or other termination of their 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 May 25, 2011 (11-0525-PO2), as amended from time to time, shall be incorporated into and made a part of the agreement.

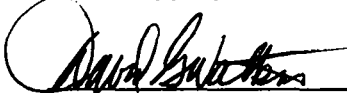
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:




Patricia L. Taylor
Chief Operating Officer

Within Appropriation:



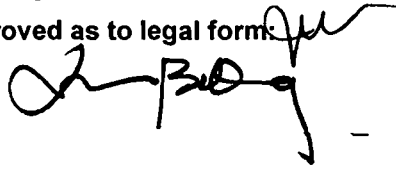
David G. Watkins
Chief Financial Officer

Approved:



Jean-Claude Brizard
Chief Executive Officer

Approved as to legal form:



James Bebley
General Counsel