

**APPROVE ENTERING INTO AN AGREEMENT WITH CITY OF CHICAGO'S DEPARTMENT OF FLEET  
MANAGEMENT FOR THE PURCHASE OF FUEL**

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

Approve entering into an agreement with City of Chicago's Department of Fleet Management for the purchase of fuel and ancillary liquids to various Chicago Public School Departments at a total cost not to exceed \$485,000 per year. The City purchases fuel through a competitive bid. A written agreement for this purchase is currently being negotiated. No goods may be ordered or received and no payment shall be made to the City prior to execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 120 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Contract Administrator : Hernandez, Miss Patricia / 773-553-2280

**VENDOR:**

- 1) Vendor # 29922  
CITY OF CHICAGO, DEPT OF FLEET  
121 N. LASALLE STREET., ROOM 107A  
CHICAGO, IL 60602  
Sharon Carter  
312 744-7586

**USER INFORMATION :**

Contact:

11870 - Student Transportation  
  
125 South Clark Street 16th Floor  
  
Chicago, IL 60603  
  
Osland, Mr. Paul G.  
  
773-553-2860

Contact:

10895 - Youth Development and Positive Behavior Supports  
  
125 South Clark Street  
  
Chicago, IL 60603  
  
Davis, Mr. Calvin  
  
773-535-5100

**TERM:**

The term of this agreement shall commence on November 1, 2012 and shall end October 31, 2015. This agreement shall have two (2) options to renew for periods of one year each.

**EARLY TERMINATION RIGHT:**

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

**DESCRIPTION OF PURCHASE:**

Goods: Fuel and ancillary liquids.

Quantity: To be purchased as needed.

Unit Price: The cost of unleaded and diesel fuels to the City including all applicable taxes, plus an additional per gallon charge of \$0.35 cents per gallon.

Total Cost Not to Exceed: \$485,000 per year.

**OUTCOMES:**

This purchase will result in Chicago Public Schools vehicles being supplied with fuel which will be used for administration vehicles and Drivers Education vehicles.

**COMPENSATION:**

The City shall be paid monthly upon invoice; total not to exceed the sum of \$485,000 per year.

**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 Executive Director of Transportation to execute all ancillary documents required to administer or effectuate this agreement.

**AFFIRMATIVE ACTION:**

Pursuant to Section 5.2 of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts (MBE/WBE plan), this contract is exempt from MBE/WBE review because the services classify as a unique transaction (intergovernmental agreement).

**LSC REVIEW:**

Local School Council approval is not applicable to this report.

**FINANCIAL:**

Fund: 115, 124

Bureau of Student Transportation Services, Parent Unit 11900

\$300,000.00 Fiscal Year: 2013

Youth Development and Positive Behavior Supports, Parent Unit 10899

\$185,000.00 Fiscal Year: 2013

Future year funding is contingent upon budget appropriation and approval.

**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 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:



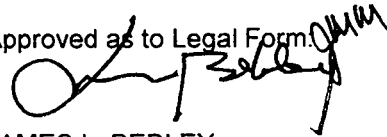
SÉBASTIEN de LONGEAUX  
Chief Procurement Officer

Approved:



JEAN-CLAUDE BRIZARD  
Chief Executive Officer

Approved as to Legal Form:



JAMES L. BEBLEY  
General Counsel