

APPROVE ENTERING INTO AN AGREEMENT WITH PHONAK, LLC FOR THE PURCHASE OF HEARING ASSISTIVE TECHNOLOGY (HAT) AND FREQUENCY MODULATION (FM) EQUIPMENT

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Phonak, LLC for the purchase of Hearing Assistive Technology (HAT) and Frequency Modulation (FM) equipment for the Office of Special Education and Supports at a total cost not to exceed \$150,000.00. Vendor was selected on a competitive basis pursuant to Board Rule 7-2. 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 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.

Specification Number : 12-250047

Contract Administrator : Escareno, Miss Masocorro / 773-553-2280

VENDOR:

- 1) Vendor # 69878
PHONAK, LLC
4520 WEAVER PARKWAY
WARRENVILLE, IL 60555
Aggie Henry
630 821-5205

USER INFORMATION :

Contact: 11670 - Special Education & Supports - City Wide
125 South Clark Street 8th Floor
Chicago, IL 60603
Lofton, Miss Eboney Lian
773-553-1800

TERM:

The term of this agreement shall commence on the date the agreement is signed and shall end 24 months thereafter. This agreement shall have 1 option to renew for a period of 12 months.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Hearing Assistive Technology (HAT) and Frequency Modulation (FM) equipment to be purchased include the following: Category 1 - body worn, ear level, neck loop, receiver with audio shoe, semi integrated, bundled semi integrated, cochlear implant, programming transmitter, basic transmitter, and integrated multitalker, and Category 2 - classroom speakers.

OUTCOMES:

Vendor HAT products will result in students that are classified as deaf or hard of hearing using the devices to improve hearing capacity, with the goal of improved learning. HAT products and FM receivers provided by vendor are designed to complement existing therapies in children with minimal or unilateral hearing loss, auditory processing disorders and learning disabilities.

COMPENSATION:

Vendor shall be paid as follows: monthly as invoices are submitted and verified in accordance with the prices set forth in the written agreement; total not to exceed \$150,000.00 during the initial two year term.

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 Special Education and Supports to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION:

The MBE/WBE goals for this agreement include 15% total MBE and 5% total WBE participation. However, the Office of Business Diversity recommends that a full waiver of the goals, as required by the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts be granted, as the equipment being purchased under this agreement is not further divisible.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to the Office of Special Education and Supports: \$150,000.00

Fiscal Years 2013 and 2014.

Future year funding is contingent upon budget appropriation and approval.

Fund 220, Office of Special Education and Supports - City Wide, 11600, FY13 \$75,000

Fund 220, Office of Special Education and Supports - City Wide, 11600, FY14 \$75,000

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:



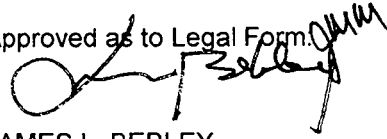
SÉBASTIEN de LONGEAUX
Chief Procurement Officer

Approved:



BARBARA BYRD-BENNETT
Chief Executive Officer

Approved as to Legal Form:



JAMES L. BEBLEY
General Counsel