

**APPROVE ENTERING INTO AGREEMENT(S) WITH SUPPLIERS FOR ELECTRICITY
SUPPLY AND SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into agreement(s) with one or more Illinois Alternative Retail Electricity Suppliers to provide electricity supply services to all of the Board's facilities. Suppliers will be selected on a competitive basis pursuant to a Request for Proposal issued by Chicago Transit Authority (CTA) in joint procurement being completed by both CTA and CPS. Written agreement(s) with the supplier(s) will be negotiated. No payment shall be made to any supplier prior to execution of a written agreement. The authority granted herein shall automatically rescind as to each supplier in the event a written agreement for such selected supplier is not executed within 120 days of the date of this Board Report. Information pertinent to the agreement(s) and this authorization is stated below.

USER INFORMATION: 11880 – Facility Operations & Maintenance
125 South Clark Street 17th Floor
Chicago, IL 60603
Taylor, Ms. Patricia L
Mc Guffage, Mr. Terrence William
773-553-2960

THE RFP: The Chicago Transit Authority will issue a Request for Proposals ("RFP") for Electricity Supply and Services in a joint effort for both CTA and the Board inviting the submission of proposals from Illinois Alternative Retail Electricity Suppliers certified by the Illinois Commerce Commission to provide electricity supply services ("Proposers" or "Suppliers") to all of the Board's facilities. The RFP will contain the form of written agreement ("Agreement") that is preferred by the Board to be entered into between the Board and the selected Proposer(s).

CURRENT AGREEMENT: The Board's current electricity supply arrangement with Exelon Energy Company is scheduled to expire on the last regular meter read date for every facility owned by the Board to and including January 31st 2014.

PROPOSALS: Each Proposer will be invited to submit proposals for periods up to 36 months.

TERM:The initial term of the Agreement(s) will commence on the first meter read date for each account after January 1, 2014 and shall be for a designated term up to 36 months. The term of the Agreement(s) will be determined by the Chief Financial Officer, Chief Purchasing Officer and the Chief Operating Officer dependent upon pricing and market conditions.

SCOPE OF SERVICES:The selected Proposer(s) will supply the Board's full requirements for electricity including, but not limited to, power, lighting, heating, ventilation, air conditioning, and miscellaneous purposes, to all of the Board's facilities.

COMPENSATION: Suppliers shall be compensated at the rates set forth in the Agreement(s).

AUTHORIZATION: Subject to the written approval of the Chief Financial Officer, authorize the Chief Operating Officer to execute Agreement(s) with Proposer(s) selected by the Evaluation Committee as described in the RFP. Authorize the General Counsel to include insurance and indemnification provisions and other relevant terms and conditions in the Agreement(s). Authorize the General Counsel to execute all ancillary documents required to administer or effectuate the Agreement(s).

AFFIRMATIVE ACTION: Exempt.

LSC REVIEW: Local School Council review is not applicable to this matter.

FINANCIAL:

Fund: 230
Parent Unit: 11880
FY14: \$19,000,000 (lower due to contract starting midway through FY14)
FY15: \$36,000,000
FY16 \$36,000,000
FY17: \$19,000,000 (lower due to contract ending midway through FY17)

CFDA#:

General Conditions:

Inspector General – Each party to the agreement shall acknowledge that, in accordance with 105ILCS 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 part of the agreement.

Ethics – The Board’s Ethic Code adopted May 25, 2011 (11-0525-PO2), as amended from time to time, shall be incorporated into and made part of the agreement.


Approved for Consideration:


Patricia L. Taylor
Chief Operating Officer

Approved:


Barbara Byrd-Bennett
Chief Executive Officer

Approved as to Legal Form: 


James L. Bebley
General Counsel