

**AMEND BOARD REPORT 14-0528-PR5**  
**AUTHORIZE A NEW AGREEMENT WITH AUBURN CORPORATION FOR INSTALLATION OF**  
**WINDOW-MOUNTED AIR CONDITIONING UNITS, INCLUDING SUPPLY, DELIVERY AND**  
**INSTALLATION OF INSULATED PANELS AND ACCESSORIES**

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

Authorize a new agreement with Auburn Corporation to provide Installation of Window-mounted Air Conditioning Units, including Supply, Delivery and Installation of Insulated Panels and Accessories, to the Department of Facilities at a total cost not to exceed ~~\$3,638,580~~ \$5,478,000. Vendor was selected on a competitive basis pursuant to Board Rule 7-2. A written agreement for Vendor's services is available for signature. No services shall be provided by Vendor 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.

This July 2014 amendment is necessary to increase the authority to purchase and install window air-conditioning (A/C) units as part of the previously-announced plan to provide A/C to all CPS classrooms within five years. This increase is the result of lower-than-expected electrical costs for the first phase of this project, which is included in the FY15 capital budget for \$20 million. The electrical savings allow us to expand the A/C investment to 29 additional schools (for a total of 84) for the same total funding. This expansion requires increased authority with the AC unit manufacturer (Illco) and the company chosen to install the units (Auburn); the increased spend with them will be offset by lower electrical contractor costs. No written amendment to the agreement is required.

Specification Number : 14-250021

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

**VENDOR:**

- 1) Vendor # 18485  
 AUBURN CORPORATION  
 10490 W. 164TH PLACE  
 ORLAND PARK, IL 60467  
 Richard Erickson  
 708 349-7676

**USER INFORMATION :**

Contact: 11860 - Facility Operations & Maintenance  
 125 South Clark Street 16th Floor  
 Chicago, IL 60603  
 Taylor, Ms. Patricia L  
 773-553-2960

**TERM:**

The term of this agreement shall commence on the date the agreement is signed and shall end twelve (12) months thereafter. This agreement shall have no options to renew.

**EARLY TERMINATION RIGHT:**

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

**SCOPE OF SERVICES:**

Vendor will install new CPS supplied window-mounted air conditioning units including supply of required installation accessories.

**DELIVERABLES:**

The Vendor shall provide the required accessories and install new window-mounted air conditioning units as set forth in the terms of the agreement.

**OUTCOMES:**

Vendor's services will result in air conditioning in classrooms in the District.

**COMPENSATION:**

Vendor shall be paid as specified in their agreement, not to exceed the sum of ~~\$3,638,580~~ \$5,478,000.

**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 Chief Facilities Officer to execute all ancillary documents required to administer or effectuate this agreement.

**AFFIRMATIVE ACTION:**

Pursuant to the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts, the MBE/WBE goals for this agreement are 25% total MBE and 5% total WBE participation. However, the Waiver Review Committee recommends that a waiver of the WBE goal, be granted until a viable WBE firm can be identified.

The Vendor has identified the following:

**Total MBE - 25%**

ASC Window Corporation  
7649 South Racine  
Chicago, Illinois 60620  
Contact: Trevor Smith

**LSC REVIEW:**

Local School Council approval is not applicable to this report.

**FINANCIAL:**

Charge to Various Capital Funds, Parent Unit Number 11860  
Total Not To Exceed: ~~\$3,638,580~~ \$5,478,000.  
FY 15

**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:



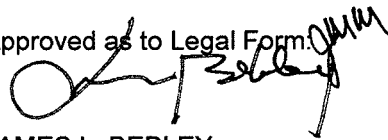
SÉBASTIEN de LONGEAUX  
Chief Procurement Officer

Approved:



BARBARA BYRD-BENNETT  
Chief Executive Officer

Approved as to Legal Form:



JAMES L. BEBLEY  
General Counsel