

AUTHORIZE AGREEMENT(S) WITH SUPPLIERS FOR ELECTRICITY SUPPLY SERVICES**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Authorize entering into agreements(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 CPS. Written agreement(s) with the supplier(s) will be negotiated. No payment shall be made to any supplier prior to the 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
42 W. Madison, 2nd Floor
Chicago, IL 60602
Taylor, Ms. Patricia L.
Norgren, Mrs. Leslie
773-553-5727

THE RFP: The Board issued a Request for Proposals ("RFP") for Electricity Supply and Services 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 contained 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 Constellation Energy Company is scheduled to expire on the last regular meter read date for every facility owned by the Board after December 31st, 2016.

PROPOSALS: Each Proposer will be invited to submit proposals for periods of up to 24 months.

TERM: The initial term of the Agreement(s) will commence on the first meter read date for each account after January 1, 2017 and shall be for a designated term of up to 24 months. The term of the agreement(s) will be determined by the Chief Financial Officer, Chief Procurement Officer and the Chief Facilities Officer dependent upon pricing and market conditions. The Board shall have five (5) options to renew the Agreement(s) for additional periods of up to two years each.

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 Facilities 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: Charge to Operations: Not to exceed \$62 million for the term
Budget Classification: 11880-230-53125-254004

GENERAL CONDITIONS:

Inspector General - Each party to the Agreement(s) 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(s) 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(s).

Ethics - The Board's Ethics Code adopted June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the Agreement(s).

Contingent Liability - The Agreement(s) 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).

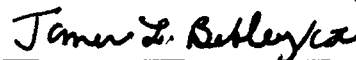
Approved for Consideration:


Patricia L. Taylor
Chief Facilities Officer

Approved:


Barbra Byrd Bennett
Chief Executive Officer

Approved as to legal form 


James Bebley
General Counsel