

**AUTHORIZE A NEW AGREEMENT WITH ACT, INC. FOR THE PURCHASE OF TEST MATERIALS
AND RELATED SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize a new agreement with ACT, Inc. for the purchase of test materials and related services for the Department of Student Assessment at an estimated annual cost set forth in the Compensation Section of this report. Vendor was selected on a non-competitive basis: the single-source request was presented to the Non-Competitive Procurement Review Committee and approved by the Chief Procurement Officer. 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 the execution of their 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.

Contract Administrator : Ward, Ms. Justyna / 773-553-2280

VENDOR:

- 1) Vendor # 46875
ACT, INC.
500 ACT DRIVE, P.O. BOX 168
IOWA CITY, IA 52243-0168
Paul Weeks
319 337-1000

Ownership: Non Profit

USER INFORMATION :

Project
Manager: 11210 - Assessment

42 West Madison Street

Chicago, IL 60602

Leonard, Mr. Peter J.

773-553-2430

TERM:

The term of this agreement shall commence on March 1, 2016 and shall end February 28, 2017.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Goods: ACT college entrance exam materials for 11th-grade students

Quantity: as indicated in contract
Unit Price: as indicated in contract
Estimated Annual Cost: \$900,000

OUTCOMES:

The assessment provided by the Vendor will allow all 11th-grade students in Chicago Public Schools to take a college entrance exam. Administering the ACT in spring 2016 positions CPS students for college access and enrollment. A universal spring ACT administration in CPS also preserves the district's high school School Quality Rating Policy (SQRP).

COMPENSATION:

Vendor shall be paid in accordance with the unit prices contained in the agreement; estimated annual costs for the one (1) year term are set forth below:

\$900,000, FY 16

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 of Teaching and Learning 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 participation goal provisions Program do not apply to transactions where the vendor providing services is a Not-For-Profit organization.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Fund 115, Department of Student Assessment
\$900,000, FY 16
Not to exceed \$900,000 for the one (1) year term.

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.

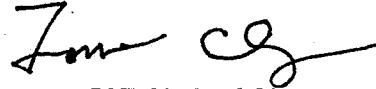
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:




SÉBASTIEN de LONGEAUX
Chief Procurement Officer

Approved:



FORREST CLAYPOOL
Chief Executive Officer

Approved as to Legal Form: 



RONALD L. MARMER
General Counsel