

**AUTHORIZE THE FIRST RENEWAL AGREEMENT WITH CONSTELLATION NEWENERGY, INC. FOR
THE SUPPLY OF ELECTRICITY**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the first renewal agreement with Constellation Newenergy, Inc. to provide the supply of electricity to the Department of Facilities at an estimated annual cost set forth in the Financial Section of this report. A written document exercising this option is currently being negotiated. No payment shall be made to Vendor during the option period prior to execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

Specification Number : 14-350045

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

VENDOR:

- 1) Vendor # 17208
CONSTELLATION NEWENERGY, INC
100 CONSTELLATION WAY, SUITE 1200C
BALTIMORE, MD 21202
Jay Beasley
832 594-5652

Ownership: Subsidiary Of Exelon Corp,
Over 100 Shareholders.

USER INFORMATION :

Contact:
11860 - Facility Operations & Maintenance

42 West Madison Street

Chicago, IL 60602

Norgren, Mrs. Leslie

773-553-2960

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 15-0325-PR14) in the amount of \$62,000,000 is for a term commencing January 1, 2017 and ending December 31, 2017, with the Board having five (5) options to renew for additional periods of up to two (2) years each. The original agreement was awarded on a competitive basis pursuant to Board Rule 7-2.

OPTION PERIOD:

The term of this agreement is being renewed for two (2) years commencing January 1, 2018 and ending December 31, 2019.

OPTION PERIODS REMAINING:

There are four (4) options for additional periods of up to two (2) years each remaining.

SCOPE OF SERVICES:

Supplier will continue to supply the Board's full requirements for electricity including, but not limited to, power, lighting, heating, ventilation, air conditioning, and miscellaneous purposes, to all the Board's facilities.

DELIVERABLES:

Supplier will provide electricity.

COMPENSATION:

Supplier shall be compensated at the rates set forth in the renewal agreement at a cost not to exceed the amount set forth in the Financial Section.

AUTHORIZATION:

Authorize the General Counsel to include other relevant terms and conditions in the written option document. Authorize the President and Secretary to execute the option document. Authorize Chief Facilities Officer and Executive Director of Facilities - Operations to execute all ancillary documents required to administer or effectuate this option agreement.

AFFIRMATIVE ACTION:

Exempt.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Fund 230

Charge to Facilities, Unit # 11880

FY 18, FY 19 and FY 20, not to exceed \$63,600,000

Future year funding and appropriation is based on approval.

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.

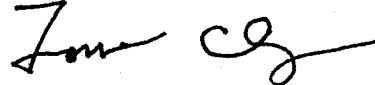
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



SÉBASTIEN de LONGEAUX
Chief Procurement Officer

Approved:



FORREST CLAYPOOL
Chief Executive Officer

Approved as to Legal Form: *gmm*



RONALD L. MARMER
General Counsel