

**AUTHORIZE THE SECOND AND THIRD RENEWAL AGREEMENTS WITH CONSTELLATION
NEWENERGY, INC. FOR THE SUPPLY OF ELECTRICITY**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the Second and Third Renewal Agreements with Constellation Newenergy, Inc. to provide the supply of electricity to the Department of Facilities at an estimated annual cost set forth in the Compensation Section of this report. A written document exercising these options is currently being negotiated. No payment shall be made to Vendor during the option periods 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 these options is stated below.

Specification Number : 14-350045

Contract Administrator : Barnes, Miss Allison V / 773-553-3241

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:
11880 - Facility Opers & Maint - City Wide
42 West Madison Street
Chicago, IL 60602
Carson, Mr. Clarence A.
773-553-2960

Project
Manager: 11880 - Facility Opers & Maint - City Wide

42 West Madison Street

Chicago, IL 60602

Peng, Mr. Yanbo

773-553-2960

ORIGINAL AGREEMENT:

The Original Agreement (authorized by Board Report 15-0325-PR14) in the amount of \$62,000,000 was 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 First Renewal Agreement (authorized by Board Report 16-0323-PR5) in the amount of \$63,600,000 was for a term commencing January 1, 2018 and ending December 31, 2019. 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 a four (4) year period commencing January 1, 2020 and ending December 31, 2023.

OPTION PERIODS REMAINING:

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

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 \$160,000,000 over the four (4) year period.

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:

Pursuant to the Remedial Program for Minority and Women-Owned Business Enterprise Participation in Goods and Services contracts, (M/WBE Program), this contract is exempt as this agreement is a utilities supplier of electricity and gas.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Fund 230
Charge to Facilities, Unit # 11880

FY20 \$20,000,000

FY21 \$40,000,000

FY22 \$40,000,000

FY23 \$40,000,000

FY24 \$20,000,000

Total Not-to-Exceed: \$160,000,000

Future year funding is contingent upon budget appropriation and 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.

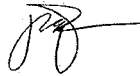
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their 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.

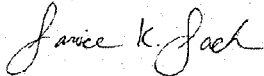
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



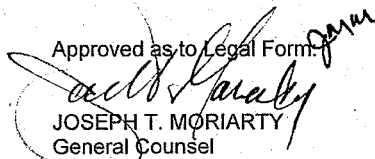
JONATHAN MAPLES
Chief Procurement Officer

Approved:



JANICE K. JACKSON
Chief Executive Officer

Approved as to Legal Form



JOSEPH T. MORIARTY
General Counsel