

AUTHORIZE NEW AGREEMENTS WITH VARIOUS VENDORS FOR THE PURCHASE OF MUSICAL INSTRUMENTS AND RELATED ACCESSORIES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize new agreements with various vendors for the purchase of musical instruments and related accessories at an estimated annual cost set forth in the Compensation Section of this report. Vendors were selected on a competitive basis pursuant to Board Rule 7-2. Written agreements for this purchase are available for signature. 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 as to each Vendor in the event their written agreement is not executed within 90 days of the date of this Board Report. Information pertinent to these agreements are stated below.

Specification Number : 20-350013

Contract Administrator : Kestel-Kolstad, Miss Kayla N / 773-553-2280

VENDOR:

- 1) Vendor # 69910
Guitar Center Stores, Inc. DBA Music and Arts
5295 WESTVIEW DRIVE, STE 300
FREDERICK, MD 21703
Steve Smelser
301 620-4040

Ownership: For Profit: Guitar Center Holdings, Inc. 100%

- 2) Vendor # 96122
SUM MUSIC, LLC
6749 NORTH SHERIDAN
CHICAGO, IL 60626
Christine Bell
773 465-5233

Ownership: For Profit: Christine Bell 100%

3) Vendor # 23611
WEST MUSIC COMPANY, INC.
1212 5TH ST P O BOX 5521
CORALVILLE, IA 52241
Beth Villhauer
319 351-9111

Ownership: For Profit: Ryan West 68%,
Stephen West 10%, Robin Walenta 9%,
Meagan West 7%, Andrew West 7%

USER INFORMATION :

Project 10890 - Arts
Manager: 42 West Madison
Chicago, IL 60602
Debettencourt, Mrs. Julia M.

PM Contact: 10810 - Teaching and Learning Office
42 West Madison Street
Chicago, IL 60602
Chavarria, Ms. Sherly
773-553-1216

TERM:

The term of each agreement shall commence on contract execution by the Board and shall end one (1) year thereafter. This agreement shall have two (2) options to renew for periods of one (1) year each.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Goods: Musical Instruments

Quantity: Unlimited

Unit Price: Various

Estimated Annual Cost(s): \$445,354.18

Warranty: The following are the minimum warranties that shall be provided for applicable Products:(i) 90-day warranty on all items \$50 or less; (ii) 1 year warranty on all items with a value of \$50-\$250; and (iii) 5 year warranty on all items over \$250. All maintenance installations for Products should be provided at that time as well per manufacturer recommendations The manufacturers' warranties are in addition to and not in lieu of any other of Bidder's warranties stated herein, and the Board is entitled to look to Bidder for remedy in all cases where Bidder's warranty applies regardless of whether a manufacturer's warranty also applies.

OUTCOMES:

This purchase will result in:

- Expanded access to a pool of Vendors that can provide the musical instruments, supplies, and equipment most frequently purchased by schools, at a competitive price.
- Expected ease of purchasing, as reported by schools, due to contract with and discount offered by Vendors to the District.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices contained in their respective agreement; total not to exceed the sum of \$445,354.18 in the aggregate for all Vendors.

AUTHORIZATION:

Authorize the General Counsel to include other relevant terms and conditions in the written agreements. Authorize the President and Secretary to execute the agreements. Authorize the Chief of Teaching and Learning to execute all ancillary documents required to administer or effectuate these agreements.

AFFIRMATIVE ACTION:

Pursuant to the Remedial Program for Minority and Women-Owned Business Enterprise Participation in Goods and Services contracts (M/WBE Program), this pool is waived of the participation goals of 30% MBE and 7% WBE, because the contract is not further divisible.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Various Funds

Various Units

FY20 \$74,225.70

FY21 \$371,128.48

Not to exceed \$445,354.18 for the one (1) year term.

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.

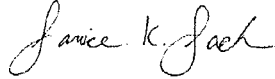
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



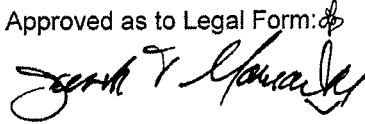
JONATHAN MAPLES
Chief Procurement Officer

Approved:



JANICE K. JACKSON
Chief Executive Officer

Approved as to Legal Form:



JOSEPH T. MORIARTY
General Counsel