

May 26, 2021

AUTHORIZE THE FIRST RENEWAL AGREEMENT WITH VARIOUS VENDORS FOR THE PURCHASE OF MUSICAL INSTRUMENTS AND RELATED ACCESSORIES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the first renewal agreement with various vendors for the purchase of musical instruments and related accessories to schools at an estimated annual cost set forth in the Compensation 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 : 20-350013

Contract Administrator : Hinton-Knowles, Miss Demetra / 773-553-2280

VENDOR:

- 1) Vendor # 69910
Guitar Center Stores, Inc. DBA Music and Arts
5295 WESTVIEW DRIVE, STE 300
FREDERICK, MD 21703
Steve Smieser
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
Manager: 10890 - Arts
42 West Madison
Chicago, IL 60602
Debettencourt, Miss Julia M.
773-553-1782

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

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 20-0422-PR5) in the amount of \$445,354.18 is for a term commencing May 31, 2020 and ending May 30, 2021 with the Board having two (2) options to renew for a one (1) year term. The original agreement was awarded on a competitive basis pursuant to Board Rule 7-3.

OPTION PERIOD:

Each agreement is being renewed for one (1) year commencing May 31, 2021 and ending May 30, 2022.

OPTION PERIODS REMAINING:

There is one (1) option period for one (1) year remaining.

SCOPE OF SERVICES:

Vendor will continue to provide musical instruments and related accessories.

DELIVERABLES:

Vendor will continue to provide
Goods: Musical Instruments and Related Services
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:

Vendors' services 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 during this option period 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. Estimated annual costs for this option period are set forth below:

FY21 \$74,225.70
FY22 \$371,128.48

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 the Chief of Teaching and Learning 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 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

FY21 \$74,225.70
FY22 \$371,128.48

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

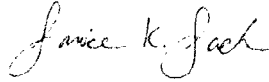
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

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