

**AUTHORIZE A NEW AGREEMENT WITH AQUA ENTERPRISES, INC. DBA AQUA PURE
ENTERPRISES, INC. FOR THE PURCHASE OF POOL CHEMICALS**

THE INTERIM CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize a new agreement with Aqua Enterprises, Inc. dba Aqua Pure Enterprises, Inc. for the purchase of Pool Chemicals for the Department of Facilities and Schools at an estimated annual cost set forth in the Compensation Section of this report. Vendor was selected on a competitive basis pursuant to Board Rule 7-2. A written agreement for this available for signature. No goods may be ordered or received and no payment shall be made to Vendor prior to the execution of its 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.

Specification Number : 21-350017

Contract Administrator : Cardenis, Miss Christy L. / 773-553-2280

VENDOR:

- 1) Vendor # 46325
AQUA ENTERPRISES, INC DBA AQUA
PURE ENTERPRISES, INC.
1404 JOLIET RD., STE A
ROMEDEVILLE, IL 60446

Deborah Todner
630 771-1310

Ownership: Deborah Todner - 50% Todd
Todner - 50%

USER INFORMATION :

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

42 West Madison Street

Chicago, IL 60602

Carson, Mr. Clarence A.

773-553-2960

TERM:

The term of this agreement shall commence on October 1, 2021 and shall end September 20, 2023. This agreement shall have three (3) options to renew for periods of one (1) year each.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Vendor shall supply pool chemicals and test kits. Prices and quantities are detailed in the agreement.

OUTCOMES:

This purchase will result in safe and healthy swimming pools.

COMPENSATION:

Vendor shall be paid in accordance with the prices contained in the agreement; total compensation shall not exceed \$504,878. Estimated annual costs for the two (2) year term are set forth below:

\$189,329.24 FY 22

\$252,439 FY 23

\$63,109.76 FY 24

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 Facilities Officer 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, (M/WBE Program), this contract is waived of the M/WBE 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:

Fund 230

Department of Facilities, Unit 11880

\$189,329.24 FY 22

\$252,439 FY 23

\$63,109.76 FY 24

Not to exceed \$504,878 for the two (2) 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.

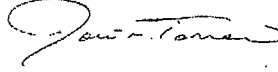
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:




JONATHAN MAPLES
Chief Procurement Officer

Approved:



JOSÉ M. TORRES, PhD
Interim Chief Executive Officer

Approved as to Legal Form: 



JOSEPH T. MORIARTY
General Counsel