

**AUTHORIZE A NEW AGREEMENT WITH BSN SPORTS, LLC FOR THE PURCHASE OF PHYSICAL
EDUCATION SUPPLIES AND EQUIPMENT**

THE INTERIM CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize a new agreement with BSN Sports, LLC for the purchase of physical education supplies and equipment to all schools and departments at an estimated annual cost set forth in the Compensation Section of this report. Vendor was selected on a competitive basis pursuant to a Request for Proposal (#20-11) issued by Region 4 Education Service Center (ESC) as the Lead Public Agency, with the assistance of OMNIA Partners, Public sector ("OMNIA PARTNERS"). Subsequently, BSN Sports, LLC entered into a Vendor Contract with Region 4 ESC and OMNIA PARTNERS (#R201101). The Board desires to purchase physical education supplies and equipment based upon that Vendor Contract pursuant to Board Rule 7-4(b), which authorizes the Board to purchase non-biddable and biddable items through government purchasing cooperative contracts. A written agreement for this purchase is currently being negotiated. 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 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.

Contract Administrator : Forero, Bryan / 773-553-2280

VENDOR:

- 1) Vendor # 22464
BSN SPORTS, LLC
PO Box 7726
Dallas, TX 75209-0726

Garret Shivley
800 5277510

Ownership: 100% Owned By Varsity Brands
Holdings Co., Inc

USER INFORMATION :

Project
Manager: 13737 - Sports Administration and Facilities Management - City
Wide

2651 W. Washington Blvd

Chicago, IL 60612

Blakely, Luke

773-534-0700

TERM:

The term of this agreement shall commence on November 1, 2021 and shall end on October 31, 2022. This agreement shall have one (1) option to renew for a period of one (1) year.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Vendor will provide various physical education supplies and equipment to all schools and departments in the District at an estimated annual cost set forth in the Compensation Section of the report, per their agreement.

OUTCOMES:

This agreement will result in the District-wide purchase of physical education supplies and equipment.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices contained in the agreement. Estimated annual costs for the one (1) year term are set forth below:

FY22 \$1,666,667

FY23 \$833,333

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 Procurement 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), the Prime vendor has committed to the participation goals of 15% MBE and 5% WBE.

Total MBE: 15%

Wright the Vision Enterprises, LLC DBA LEADAZ Athletic Footwear

4114 Fieldstone Road Suite B

Champaign, IL 61822

Ownership: Kamal Javae Wright

SDM Gym Solutions, LLC

804 Grand Blvd.

Joliet, IL 60436

Ownership: Saulo Mena

Total WBE: 5%

On Point Embroidery, LLC

14204 Lakeside Blvd. N

Shelby Township, MI 48315

Ownership: Lynn Hawk

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to various schools and departments.

FY22 \$1,666,667

FY23 \$833,333

Not to exceed \$2,500,000 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.

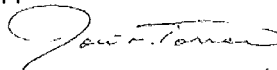
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



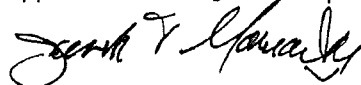
JONATHAN MAPLES
Chief Procurement Officer

Approved:



JOSÉ M. TORRES, PhD
Interim Chief Executive Officer

Approved as to Legal Form:



JOSEPH T. MORIARTY
General Counsel