

APPROVE ENTERING INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF CHICAGO TO ENABLE THE BOARD TO RECEIVE ENERGY CONSERVATION GRANT FUNDS

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an intergovernmental agreement with the City of Chicago to allow the Chicago Department of Environment to disburse \$75,000 in ENERGY CONSERVATION GRANT funds to the Board. The Chicago Public Schools is eligible under federal law to receive ENERGY CONSERVATION GRANT funds (the "Grant Funds") from the City of Chicago Department of Environment (the "City"). The Board will use the Grant Funds to support the Chicago Public Schools Solar Initiative Program ("Program"). The Program will provide design, installation, and maintenance services associated with the establishment of photovoltaic (solar powered) electricity generating equipment at the following schools:

- 1) Bouchet Elementary School;
- 2) Brentano Math & Science Academy;
- 3) Stephen A. Douglass Community Academy;
- 4) Frazier Math & Science Academy; and
- 5) Taylor Math & Science Academy.

A written agreement is available for signature. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 120 days of the date of this Board Report. Information pertinent to this agreement is stated below.

PARTICIPATING PARTIES: The Board of Education of the City of Chicago
Department of Operations-125 South Clark-16th floor
Chicago, IL 60603
Donald Barnes
(773) 553-3252

Chicago Department of Environment
30 North LaSalle Street, 25th Floor
Chicago, IL 60602
Kelly D. Shelton
(312) 744-7203

TERM: The Agreement will commence on July 1, 2001 and shall continue through June 30, 2002. The Agreement may be extended by mutual agreement of the parties and with Board approval.

PROGRAM: The Program is an outgrowth of the Chicago Public Schools participation in the Local Government Power Alliance, a five-agency consortium headed by the City of Chicago and consisting of the City Colleges of Chicago, the Chicago Park District, and the Chicago Transit Authority, in addition to the City and the Board. The City's funds are an allocation from an Energy Efficiency Fund established by and between the City of Chicago and ComEd pursuant to amendment to the City's Franchise Agreement. The purpose of the Program is to provide design, installation, and maintenance services associated with the establishment of photovoltaic (solar-powered) electricity generating equipment at the five recipient schools. The total Program cost is anticipated to be approximately \$500,000. Com Ed will contribute 15% of the Program cost, or \$75,000.

CITY'S CONTRIBUTION: Of the total amount Program cost, the Board will receive \$75,000 in ENERGY CONSERVATION GRANT funds (15% of projected cost) from the City, which funds will be used to compensate the contractor engaged by the City to design, manufacture, and install the photovoltaic systems.

BOARD'S CONTRIBUTION: The Board will make application to the Illinois Department of Commerce and Community Affairs for grant funds to cover 60% of project costs (approximately \$300,000), as required by the IGA agreement. A \$50,000 match of Board funds is also required.

June 27, 2001

AUTHORIZATION: Authorize the General Counsel to include additional terms and conditions in the agreement. Authorize the President and Secretary to execute the agreement.

AFFIRMATIVE ACTION: Not applicable.

LSC REVIEW: Local School Council approval is not applicable to this report.

FINANCIAL: In addition to the aforementioned grant funds, the Board will contribute \$50,000. Funds will be allocated from the following Budget Appropriation:

Charge to Operations Department of Operations: \$50,000.00
Fiscal Year: 2002
Budget Classification: 0944-552-000-4450-5470
Source of Funds: Operations & Maintenance- Contingency

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 July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), 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:



Timothy W. Martin
Chief Operating Officer

Approved:



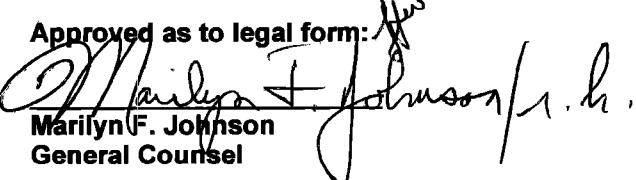
Paul G. Vallas
Chief Executive Officer

Within Appropriation:



Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:



Marilyn F. Johnson
General Counsel