

**APPROVE ENTERING INTO AN AGREEMENT WITH FRAN'S CONSTRUCTION
FOR THE PURCHASE OF LUNCHROOM HEATING COOKING EQUIPEMENT**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Fran's Construction for the purchase of lunchroom heating cooking equipment for the Department of Operations- Food Services and Warehousing at a cost not to exceed \$1,155,695.00. Vendor was selected pursuant to a duly advertised Bid Solicitation (Specification No.01-250040). A written agreement for this purchase is available for signature. No goods may be received and no payment shall be made to Vendor prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Specification No.: 01-250040

VENDOR: Fran's Construction Services, Inc.
700 Bruce #602
Glenwood, IL 60425
Contact person: Fran Singer
Tel. No.: (800) 251-4589 code 46
Vendor # 12104

USER: Department of Operations- Food Services & Warehousing
125 S. Clark -16th Floor
Chicago, IL 60603
Contact person: Sue Susanke
Tel. No.: (773) 553-2830

TERM: The term of this agreement shall commence on August 1, 2001 and shall end July 31, 2003 with the option to extend for two (2) additional twelve (12) month periods.

DESCRIPTION OF PURCHASE:

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| <p>1. Goods: Electric Heavy Duty Range
Quantity: 20
Unit Price: \$5,093.00
Total Cost Not to Exceed: \$101,860.00</p> | <p>2. Goods: Heavy Duty Range Electric
Quantity: 20
Unit Price: \$5,093.00
Total Cost Not to Exceed: \$101,860.00</p> |
| <p>3. Goods: Range, Open Burner
Quantity: 40
Unit Price: \$4,568.00
Total Cost Not to Exceed: \$182,720.00</p> | <p>4. Goods: Pot Filler
Quantity: 20
Unit Price: \$293.00
Total Cost Not to Exceed: \$5,860.00</p> |
| <p>5. Goods: Fryers
Quantity: 30
Unit Price: \$3,080.00
Total Cost Not to Exceed: \$92,400.00</p> | <p>6. Goods: Heavy Duty Range Electric
Quantity: 15
Unit Price: \$5,093.00
Total Cost Not to Exceed: \$76,395.00</p> |
| <p>7. Goods: Hot Food Tables
Quantity: 40
Unit Price: \$3,635.00
Total Cost Not to Exceed: \$145,400.00</p> | <p>8. Goods: Hot Food Tables
Quantity: 40
Unit Price: \$4,275.00
Total Cost Not to Exceed: \$171,000.00</p> |
| <p>9. Goods: Gas Fryer Battery
Quantity: 20
Unit Price: \$6,918.00
Total Cost Not to Exceed: \$138,360.00</p> | <p>10. Goods: Heavy Duty Gas Range
Quantity: 40
Unit Price: \$3,496.00
Total Cost Not to Exceed: \$139,840.00</p> |

Grand Total Cost Not to Exceed: \$1,155,695.00

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.

AFFIRMATIVE ACTION: Vendor agrees to comply with and be bound by the provisions of the Revised Remedial plan for Minority and Women Business Enterprise Economic participation (M/WBE Plan).

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

FINANCIAL: Charge to Food Services & Warehousing: \$577,847.50 Fiscal Year: FY02
Budget Classification:0941-270-000-7050-5730
Source of Funds: Lunchroom Fund

Charge to Food Services & Warehousing: \$577,847.50 Fiscal Year: FY03
Budget Classification:0941-270-000-7050-5730
Source of Funds: Lunchroom Fund

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.

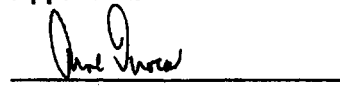
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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).

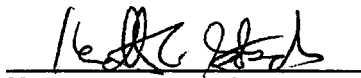
Approved for Consideration:


Natalye Paquin
Chief Purchasing Officer

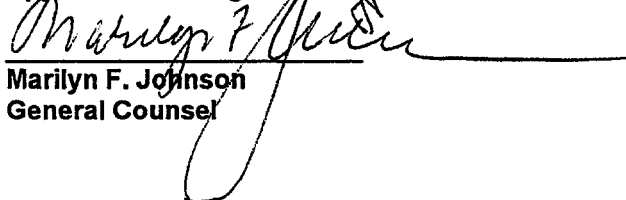
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:


Marilyn F. Johnson
General Counsel