

**RATIFY AN AGREEMENT WITH BLACK CONTRACTORS UNITED (BCU)
FOR CONSULTING SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with Black Contractors United (BCU) to provide consulting services to the Bureau of Compliance and Vendor Services, Department of Procurement and Contracts at a cost not to exceed \$72,429.92. These services were obtained without prior Board approval. Consultant was selected on a non-competitive basis based on BCU's performance on three previous contracts for the same services. A written agreement for Consultant's services is currently being negotiated. No payment shall be made to Consultant prior to the execution of a written agreement. The authority granted herein shall automatically rescind in the event a written document is not executed within 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Specification No.: 00-250637
CONSULTANT: Black Contractors United
2860 East 76th Street
Chicago, IL 60649
Contact Person: Paul King III
Phone No: (773) 933-7950 Fax: (773) 933-7957
Vendor No.: 28204

USER: Department of Procurement & Contracts
Bureau of Compliance and Vendor Services
125 S. Clark Street
Chicago, IL 60603
Contact Person: Anita Rocha
Phone No.: (773) 553-2980

TERM: The term of this agreement shall commence on July 1, 2001 and shall end June 30, 2002.

SCOPE OF SERVICES: BCU will provide the following services for the Capital Improvement Program: Provide a consultant to attend pre-construction meetings and perform visual monitoring of the general contractors to ensure M/WBE, EEO, City Residency and the prevailing wage compliance on CPS construction sites, on an as needed basis as determined by the Capital Improvement Program.

DELIVERABLES: Consultant shall perform visual inspections of all construction sites. Consultant shall prepare and submit weekly reports on each site visit performed. Consultant will also provide reports on irregularities found at any of these sites.

OUTCOMES: Consultant's Services will help ensure the success of the Capital Improvement Program through increased participation of M/WBE's on CPS construction projects.

COMPENSATION: Compensation shall be based on \$16.00 per hour plus a multiplier and overhead expenses, paid monthly as invoices are submitted and verified, not to exceed a total amount of \$72,429.92.

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.

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

AFFIRMATIVE ACTION: Pursuant to section 3.7 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE) this contract is exempt from review because this is a unique transaction.

FINANCIAL: Site Inspectors
Charge to: Department of Procurement and Contracts - \$72,429.92
Budget Classification No. 0240-478-000-1004-5410 (FY 2001)
Fund 478 – Capital Improvement

GENERAL CONDITIONS:

Inspector General - Each party to this agreement hereby acknowledges that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Board have 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 - This contract is not 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 of Education Indebtedness Policy (95-0726-EX3) adopted July 26, 1995, as amended on June 26, 1996, (96-0626-PO3,) is hereby incorporated into and made a part of this Contract as if fully set forth herein.

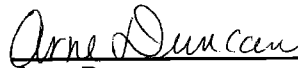
Ethics - The Board of Education Ethics Code (95-0927-RU4) as adopted September 27, 1995, as amended on April 21, 1999 (99-0421-PO2), is hereby incorporated into and made a part of this Contract as if fully set forth herein.

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 budget(s).

Approved for consideration:

Approved:

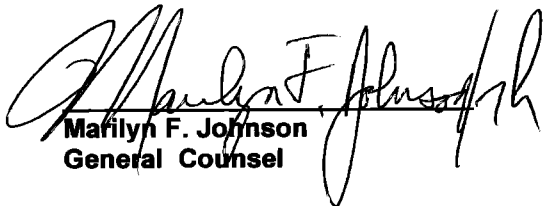

Anita Rocha
Acting Chief Purchasing Officer


Arne Duncan *BY PAID*
Chief Executive Officer

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:


Marilyn F. Johnson
General Counsel