

**APPROVE ENTERING INTO AN AGREEMENT WITH JENSEN WINDOW CORPORATION FOR
FURNISHING OF ALUMINUM REPLACEMENT WINDOWS**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Jensen Window Corporation for furnishing of aluminum replacement windows to the Department of Operations at a cost not to exceed \$13,000,000. Vendor was selected pursuant to a duly advertised Bid Solicitation (Specification 02-250018). A written agreement for Vendor's services is available for signature. 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 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

SPECIFICATION NO.: 02-250018

VENDORS: Jensen Window Corporation
7941 West 100th Place
Bridgeview, IL 60455
Contact person: Jeff Jensen
(708) 599-5990
Vendor #38000

USER: Department of Operations- Capital
125 South Clark-17th Floor
Chris Bushell
(773) 553-3227

TERM: The term of this agreement shall commence October 1, 2002 and shall end September 30, 2003. This agreement shall have one (1) option to renew for a period of twelve months.

SCOPE OF SERVICES: Vendor will furnish aluminum replacement windows, as needed, and will also provide the following services:

- Initiate and conduct a training program for all CPS pre-qualified windows installation vendors on an annual basis
- Measure existing windows
- Prepare shop drawings for approval by Architect
- Furnish and deliver the windows to the site when scheduled by the installing contractor as specified per the accepted unit prices for each type or window and associated items
- Provide a representative to inventory and inspect windows and loose materials as they are unloaded in the presence of purchaser and installing contractor warranty and post-installation inspection and certification
- Provide insurance as stated in the agreement

DELIVERABLES: Vendor will furnish aluminum replacement windows for Chicago Public Schools as required.

OUTCOMES: Vendor will furnish good quality aluminum replacement windows for Chicago Public Schools at competitive prices.

COMPENSATION: Replacement windows will be ordered as deemed necessary by the Board. Vendor is not guaranteed any payment, but shall be paid for specific replacement windows ordered in accordance with the unit prices contained in the written agreement. The total compensation amount shall not exceed \$13,000,000.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written document. Authorize the President and Secretary to execute the document.

AFFIRMATIVE ACTION: This contract is in compliance with the goals of the Revised Remedial Plan for Minority and Women Business Enterprise Economic Participation (M/WBE Plan). As per the Special Conditions of the contract the vendor has successfully entered into a Mentor/ Protégé agreement with a minority owned company.

The vendor has identified and scheduled the following company:

Total African American – 30%
ASC Window Corporation (AA)
7649 S. Racine Ave.
Chicago, IL 60620

certified until 05/2006

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

FINANCIAL: Charge to Operation: \$13,000,000 Fiscal Year: 2003
Budget Classification: Various Capital Funds
Source of Funds: Capital 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 member 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.

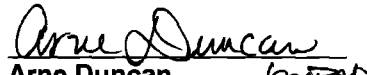
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:

Approved:

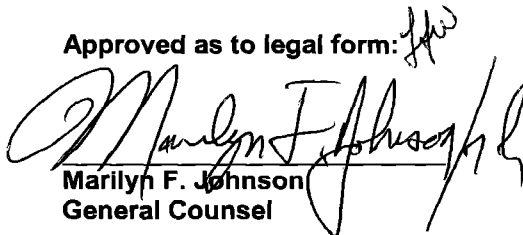

Anjita Rocha
Acting Chief Purchasing Officer


Arne Duncan
Chief Executive Officer

Within Appropriation:

Approved as to legal form:


Kenneth C. Gotsch
Chief Fiscal Officer


Marilyn F. Johnson
General Counsel