

AMEND BOARD REPORT 02-0626-PR04
AMEND BOARD REPORT 01-1219-PR48

RATIFY AN AGREEMENT WITH BLACK CONTRACTORS UNITED (BCU) FOR CONSULTANT 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 and the Office of Business Diversity at a cost not to exceed ~~\$72,429.92~~ \$102,551.92. These services were obtained without prior Board approval. Consultant was selected on a non-competitive basis based on BCU's performance on two previous contracts for the same services. A written agreement for Consultant's services is currently being negotiated. 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.

This Amendment is necessary to increase the dollar amount by \$30,122.00 to pay for additional services rendered. A written amendment to the contract is required. The authority granted herein shall automatically rescind in the event a written amendment is not executed within 60 days of the date of this Board Report.

Specification No.: 00-250637

CONSULTANT: Black Contractors United
~~2860 East 76th Street~~ 400 West 76th Street
 Chicago, IL ~~60649~~ 60620
 Contact Person: ~~Paul King~~ 114 Florence Cox
 Phone No: (773) ~~933-7950~~ 483-4000 Fax: (773) ~~933-7957~~ 483-4150
 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	<u>Office of Business Diversity</u> <u>125 S. Clark Street</u> <u>Chicago, IL 60603</u> <u>Contact Person: Rosalinda Castillo</u> <u>Phone No.: (773) 553-2980</u>
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TERM: The term of this agreement shall commence on July 1, 2001 and shall end December 31, 2002

SCOPE OF SERVICES: BCU will provide the following additional services for the Capital Improvement Program: Provide one full-time 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.

Due to the increase in construction activity, one full-time Consultant performed additional monitoring services. These services included attending 25 unanticipated pre-construction meetings and performing 200 additional visual monitoring of the general contractors to ensure M/WBE, EEO, City Residency and the prevailing wage compliance on CPS construction sites. An additional month of the aforementioned services will be provided by BCU on an as needed basis as determined by the Capital Improvement Program.

DELIVERABLES: Consultant's 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/WBEs on CPS construction projects.

COMPENSATION: Compensation shall be paid monthly as invoices are submitted and verified, not to exceed a total amount of ~~\$72,429.92~~ \$102,551.92.

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
Charge to: Office of Business Diversity \$30,122.00
Budget Classification No. 0114-478-000-1004-5410 (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.

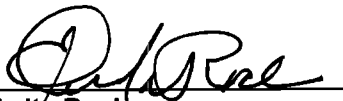
Indebtedness - The Board of Education Indebtedness Policy (95-0726-EX3) adopted July 26, 1995, as amended on June 26, 1996, (96-0626-PO3,) is hereby incorporated into and made a part of this Contract as if fully set forth herein.

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:

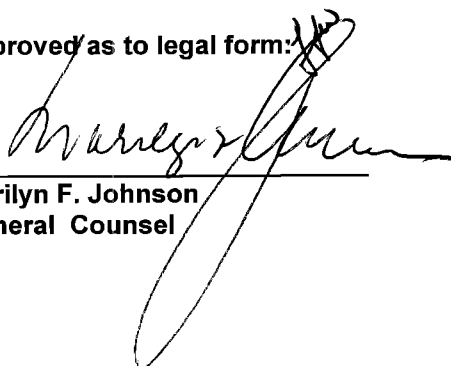
Approved:


Anita Rocha
Acting Chief Purchasing Officer


Arne Duncan
Chief Executive Officer *by TAD*

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:

Marilyn F. Johnson
General Counsel