

**APPROVE THE RENEWAL OF THE AGREEMENT WITH HISPANIC AMERICAN CONSTRUCTION
INDUSTRY ASSOCIATION FOR CONSULTING SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve the renewal of the agreement with Hispanic American Construction Industry Association (HACIA) to provide consulting services to the Office of Business Diversity at a cost not to exceed \$120,000.00. A written renewal agreement for Consultant's services is currently being negotiated. No payment shall be made to Consultant prior to the execution of the written renewal 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.

Specifications No.: 02-250241

CONSULTANT: Hispanic American Construction Industry Association (HACIA)
901 W. Jackson Street, Suite 205
Chicago, IL 60607
Contact Person: Rafael Hernandez
Phone No: (312) 666-5910 Fax: (312) 666-5692
Vendor No.: 26395

USER: Office of Business Diversity
125 S. Clark Street
Chicago, IL 60603
Contact Person: Rosalinda Castillo
Phone No.: (773) 553-2980

ORIGINAL AGREEMENT: The original consulting agreement (authorized by Board Report 01-1219-PR49) in the amount of \$128,130.17 is for a term commencing October 1, 2001 and ending June 30, 2002. The original agreement was extended (authorized by Board Report 02-0626-PR03) for a term commencing July 1, 2002 and ending December 31, 2002. The original agreement was awarded on a non-competitive basis because HACIA has been providing quality services for the past 10 years.

RENEWAL TERM: By mutual agreement of the parties, the term of this agreement shall be extended for a term commencing January 1, 2003 and ending December 31, 2003.

SCOPE OF SERVICES: HACIA will continue to provide the following 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 and City Residency on CPS construction sites and one site inspector to provide desk audits, as well as data entry for Boardcon Reporting on an as needed basis as determined by the Capital Improvement Program

DELIVERABLES: Consultant shall continue to (i) perform visual inspections of all construction sites, desk audits and M/WBE data entry reporting; (ii) prepare and submit weekly reports on each site visit and desk audit performed; and (iii) provide reports on any irregularities found at any of these sites.

OUTCOMES: Consultant services will help ensure the success of the Capital Improvement Program through increased participation of M/WBEs on CPS construction projects.

COMPENSATION: Consultant shall be paid monthly as invoices are submitted and verified, not to exceed a total amount of \$ 120,000.00.

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.

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

AFFIRMATIVE ACTION: The M/WBE goals for this contract include 35% total MBE, 22% total African-American; 10% Hispanic; 2% Asian; and 5% total WBE. However, the Waiver Review Committee recommends that a partial waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the contract scope is not further divisible.

The vendor has identified and scheduled the following original M/WBE firm and percentages.

Total MBE 0%

Total WBE 3%: (Indirect)

Arrow Messenger 1322 W. Walton Chicago, Illinois 60622	\$3500.00 3%	certified until December 31, 2002
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FINANCIAL: Compliance Officer and Site Inspector
Charge to: Office of Business Diversity - \$ 120,000.00
Budget Classification No. 0114-475-000-1004-5410 (FY 2000)
Fund - 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:



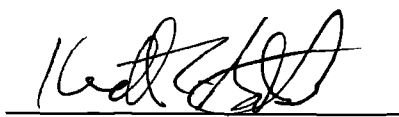
Anita Rocha
Acting Chief Purchasing Officer



Arne Duncan
Chief Executive Officer

Within Appropriation:

Approved as to legal form:



Kenneth C. Gotsch
Chief Fiscal Officer



Marilyn F. Johnson
General Counsel