

**RATIFY A LICENSE AGREEMENT WITH POMPEI BAKERY
FOR USE OF THE PARKING LOT AT JEFFERSON SCHOOL**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify a license agreement with Pompei Bakery for use of the parking lot at Jefferson School located at 1522 W. Filmore Street. A written license agreement is currently being negotiated. 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 license agreement is stated below.

LICENSEE: Pompei Bakery
1531 W. Taylor St.
Chicago, IL 60607
Contact: Ralph Davino
Phone: (312) 421-5179

LICENSOR: Board of Education of the City of Chicago

PREMISES: Jefferson School (Parking Lot)
1522 W. Filmore
Chicago, IL 60607
Contact: Clifton Hunt, Principal
Phone: (773) 534-7300

USE: Parking for restaurant customers Monday through Friday from 4:00 p.m. to 6:00 a.m. and all day on Saturday and Sunday until 6:00 a.m. Monday.

TERM: The term of this license agreement shall be for three (3) years commencing February 1, 2003 and ending January 31, 2006.

EARLY TERMINATION RIGHT: Either party shall have the right to terminate this license agreement upon sixty (60) days prior written notice.

LICENSE FEE:	<u>Year</u>	<u>Monthly Fee</u>	<u>Annually License Fee</u>
	2-1-03 to 1-31-04	\$800.00	\$9,600.00
	2-1-04 to 1-01-05	\$1,000.00	\$12,000.00
	2-1-05 to 1-31-06	\$1,100.00	\$13,600.00
		Total	\$35,200.00

MAINTENANCE: Licensee shall maintain the premises in its present condition or better throughout the term of this License and at the expiration of the License, the Premises will be turned over in the same condition as received. Licensee shall keep the premises free of all debris, bottles and trash at all times during Licensee's use at Licensee's sole expense. Licensee shall also be responsible for snow removal and striping of the parking lot.

INSURANCE: Licensee will name the Board as an additional named insured under its comprehensive General Liability Policy. Coverage limits are \$1,000,000 for a combined single limit for both injury and property damage. A certificate of Insurance is to be furnished to the Board with the provision that there will be no cancellation unless the Board receives 15 days prior written notice.

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. Authorize the General Counsel to execute all ancillary documents required to administer or effectuate this license agreement.

AFFIRMATIVE ACTION: Exempt.

FINANCIAL: Income to Jefferson High School

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.

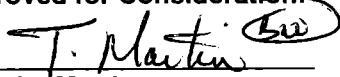
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their 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:



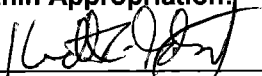
Timothy Martin
Chief Operating Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:



Marilyn F. Johnson
General Counsel