

**AMEND BOARD REPORT 02-0626-PR19**  
**APPROVE ENTERING INTO AN AGREEMENT WITH FRANK COONEY COMPANY**  
**FOR THE PURCHASE OF APPLIANCES**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve entering into an agreement with Frank Cooney Company for the purchase of appliances for the Department of Operations at a cost not to exceed \$43,444.50. Vendor was selected pursuant to a duly advertised Bid Solicitation (Specification #01-25022A). A written agreement for this purchase 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 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

**SPECIFICATION NO.:** 01-25023A

**Contract Administrator:** Carol Scaggs – (773) 553-2290

This amended Board Report is necessary to extend the term of this agreement for an additional 12 month period at no additional cost to the Board. A written amendment to the agreement 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 amended Board Report.

**VENDOR:** Frank Cooney Company  
 225 N. Arlington Height Rd.  
 Elk Grove Village, IL 60644  
 Kevin P. Cooney  
 (847) 640-8800  
 Vendor #22173

**TERM:** The term of this agreement shall commence on July 1, 2002 and shall end ~~June 30, 2003~~ June 30, 2004, with the Board having the option to extend the contract for two additional one-year periods at the following not to exceed amounts: ~~option year 1 - \$44,747.84; option year 2 - \$46,090.27.~~ This amendment constitutes the Board's first option to extend the contract. There is one additional option to extend the contract for a one year period at a cost not to exceed \$46,090.27

**DESCRIPTION OF PURCHASE:**

**1. Goods:** various appliances  
 Quantity: as indicated in the contract  
 Unit Prices: as indicated in the contract

Total Cost Not to Exceed: \$43,444.50

**COMPENSATION:** Vendor shall be paid as follows: based upon the actual items ordered at the specified unit prices in the written agreement in an amount not to exceed the sum of \$43,444.50 for the term.

**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.

**AFFIRMATIVE ACTION:** The M/WBE goals for this contract include:

*This contract is in full compliance with the goals required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/BE Plan).*

*The M/WBE participation goals for the contract are: 26% Total MBE, 16% Total African American, 7.5% Total Hispanic, 2% Total Asian and 5% Total WBE.*

*The vendor has identified and scheduled the following firms and percentages:*

**Total MBE% - 26%**

**Total African American-16%**

<b>Marks Movers &amp; Storage</b>	<b>\$6,952.00</b>	<b>16%</b>
3301 E. End Ave.		
Chicago Heights, IL 60411		<i>certified until February 2, 2003</i>

**Total Hispanic – 75%**

<b>Chicago United Industries</b>	<b>\$3,259.00</b>	<b>7.5%</b>
53 W. Jackson Blvd		
Chicago, IL 60604		<i>certified until September 30, 2002</i>

**Total Asian – 2%**

<b>Meadows Office Supply</b>	<b>\$869.00</b>	<b>2%</b>
2137 Hammond		
Schaumburg, IL		<i>certified until May 31, 2002</i>

**Total WBE- 5%**

<b>Harrison &amp; Co.</b>	<b>\$2,173.00</b>	<b>5%</b>
970 N. Oaklawn Ave.		
Elmhurst, IL 60126		<i>certified until August 31, 2002</i>

The City of Chicago Department of Procurement Services certifies each identified firm. The identified firms are subject to change upon approval from the Procurement and Contract's Division of Compliance and Vendor Services without further Board approval.

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

**FINANCIAL:** Charge to Capital Planning: 43,444.50                      Fiscal Year: FY03  
 Budget Classification: various capital funds  
 Source of Funds: Capital Funds

**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.

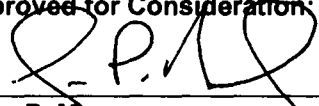
**Conflicts –** The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of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

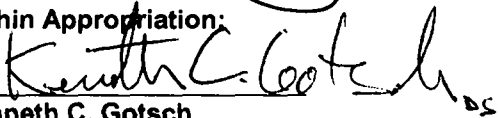
**Ethics –** The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

**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:

  
Sean P. Murphy  
Chief Purchasing Officer

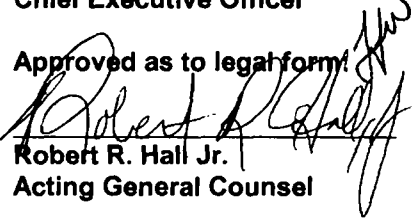
Within Appropriation:

  
Kenneth C. Gotsch  
Chief Fiscal Officer

Approved:

  
Arne Duncan  
Chief Executive Officer

Approved as to legal form:

  
Robert R. Hall Jr.  
Acting General Counsel