

April 23, 2003

AMEND BOARD REPORT 02-0828-PR22
RATIFY AN AGREEMENT WITH CARNOW, CONIBEAR & ASSOC., LTD.
FOR CONSULTING SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with Carnow, Conibear & Assoc., Ltd. to provide Bloodborne Pathogens consulting services to the Department of Human Resources Bureau of Employee Health Services at a cost not to exceed ~~\$68,500.00~~ \$130,000.00. Consultant was selected on a non- competitive basis because of its expertise in preparing Bloodborne Pathogens Exposure Control Plans and its prior quality Bloodborne Pathogens services provided to the Board. A written agreement for Consultant's services is currently being negotiated. No payment shall be made to Consultant 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.

This amendment is necessary to increase the original dollar amount of this contract by \$61,500.00. This increase is necessary for the consultant to continue to provide training in accordance with the ECP to all employees who are identified as occupationally exposed; make available and administer Hepatitis B vaccinations and profile program and arrange handling of regulated medical waste disposal. Due to unforeseen response to the ECP, more of this training is needed than was originally anticipated. 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 sixty (60) days of the date of this Board Report.

Specification No.: 02-250142

CONSULTANT:

Carnow, Conibear & Assoc., Ltd.
 333 West Wacker Drive, Suite 1400
 Chicago, IL 60606
 Dr. Shirley Conibear, M.D., M.P.H. (312) 782-4486 ext. 342
 Vendor # 36789

USER:

Department of Human Resources
 Bureau of Employee Health Services
 125 S. Clark St.
 Chicago, IL 60603
 Wendy Haas (773) 553-1185

TERM: The term of this agreement shall commence on August 1, 2002 and shall end July 31, 2003. This agreement shall have 3 options to renew for periods of 12 months each, with the cost for each renewal not to exceed ~~\$68,500.00~~ \$130,000.00.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate this agreement upon 30 days notice.

SCOPE OF SERVICES: Consultant shall provide administrative and consulting services for the bloodborne Pathogens program. Services include provision of annual employee training; administer Hepatitis B vaccines to Eligible employees and provide documentation and reporting of same activity to Employee Health Services. Consultant shall also perform the following services: perform 25 on site visits to CPS schools to audit the current CPS Bloodborne Pathogens Exposure Control Plan and submit to the Bureau of Employee Health Services a Summary with recommendations and provide an annual review of the CPS Bloodborne Pathogens Exposure Control Plan, with written revisions and summaries, and submit recommendations to the Bureau of Employee Health Services.

DELIVERABLES: Consultant shall submit audit reports of 25 school sites prepare a revised CPS Bloodborne Pathogens Exposure Control Plan with written revisions, summaries and recommendations. The revised plan shall Be available on or before February 18, 2003 for distribution to all schools. Consultant will develop a "best medical Practices" program for dealing with students exposed to potentially infectious material. Consultant will develop a Plan and procedures for pre-placement training and vaccination of CPS new hires and implement it. Consultant Shall provide training in accordance with the ECP to all employees who are identified as occupationally exposed; make available and administer Hepatitis B vaccinations and profile program and arrange handling of regulated medical waste disposal.

OUTCOMES: Consultant's services will result in the Chicago Public Schools complying with the Bloodborne Pathogens Standard, which is a regulation of the Federal Occupational Safety and Health Administration and The Illinois Department of Labor.

REIMBURSABLE EXPENSES: None.

COMPENSATION: Consultant shall be paid based on hourly rates set forth in the agreement, with invoices being submitted monthly, along with monthly training records with total compensation not to exceed ~~\$68,500.00~~ \$130,000.00.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written agreement and the amendment. Authorize the President and Secretary to execute the agreement and the amendment. Authorize the Chief Human Resources Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: The M/WBE Goals for this contract include: 35% total MBE, 22% total African American, 10% total Hispanic, 2% total 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 vendor has demonstrated reasonable good faith efforts.

The vendor has, however, identified and scheduled the following firms and percentages

Total MBE 26%

Total 22% African American:

Agnes Lattimer	1700 E., 56 th St., Apt. 3709, Chgo., IL 60637
\$28,600.00 22%	Certified through 11/1/02

Total 4% Asian:

Apex Courier	1945 S. Halsted, #204, Chgo., IL 60608
\$2,600.00 2%	Reapplied for certification 4/26/02

HQ Printers	200 N. LaSalle St., Chgo., IL 60601
\$2,600.00 2%	Certified through 8/1/02

Total WBE 74%

Carnow, Conibear	33 W. Wacker Dr., Ste. 1400, Chgo., IL 60606
\$96,200.00	Certified through 10/01/02

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 Department of Human Resources: $\$68,500.00 \pm \underline{\$61,500.00} = \underline{\$130,000.00}$

Budget Classification: \$68,500.00	0710-210-000-3420-5410	Fiscal year: 2002
<u>\$61,500.00</u>	<u>0710-210-000-1405-5410</u>	Fiscal year: <u>2003</u>

Source of Funds: General

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.

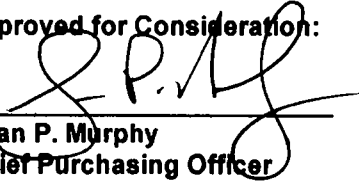
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

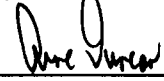
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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).

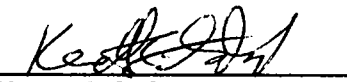
Approved for Consideration:


Sean P. Murphy
Chief Purchasing Officer

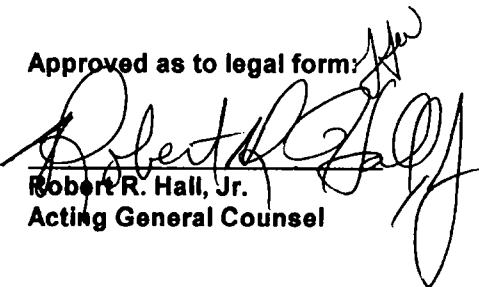
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:


Robert R. Hall, Jr.
Acting General Counsel