

April 23, 2003

**RATIFY AN AGREEMENT WITH SYLVAN LEARNING CORPORATION
FOR CONSULTING SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with Sylvan Learning Corporation to provide consulting services to New Sullivan Elementary at a cost not to exceed \$175,000. These services were obtained without prior Board approval. Consultant was selected on a non-competitive basis because of Consultant's comprehensive method of instruction. 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 document is not executed within 60 days of the date of this Board Report. Information pertinent to this document is stated below.

Specification No.: 03-250047

CONSULTANT: Sylvan Learning Systems, Inc.
1001 Fleet Street
Baltimore, MD 21202
Contact Person: Bob George
Phone: (708) 848-0212
Vendor No. 22719

USER: New Sullivan School
8331 S. Mackinaw Ave.
Chicago, IL 60617
Contact person: Dr. Robert Esenberg, Principal
(773) 535-6585

TERM: The term of this agreement shall commence on August 30, 2002 and shall end June 30, 2003. This agreement shall have no options to renew.

SCOPE OF SERVICES: Consultant will provide 4:1 reading tutorial services for students in grades 3-8. One hundred fifty (150) one-hour time slots will be available 4 days each week. Students will be selected by the principal and tested by Sylvan. Evaluation will be ongoing, with monthly progress reports supplied to principal and parents.

DELIVERABLES: Consultant will provide the materials, computers and software, and teachers to deliver the scope of services.

OUTCOMES: Students in the program will gain a minimum of one year's growth on the Iowa Tests of Basic Skills in reading comprehension or will be recycled through the program at Sylvan's expense until the goal is reached.

COMPENSATION: Consultant shall be paid as follows: One lump sum of \$175,000 at the completion of all services.

REIMBURSABLE EXPENSES: None.

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 Chief Education 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 contract scope is not further divisible*.

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

Total MBE 4.1 %

Total 2.35% African American:

*Boyle Jantioral \$4,000.00 2.28%
P.O. Box 49777 Certification period 3/01/03*

Chicago.IL.60649

United Business Solutions \$125.00 .07%
2171 Executive Drive Suite 250
Addison, IL. 60101

Total WBE 5.14%

Hallagan Office Supply \$9,000.00 5.14 %
6854 West North Avenue 8/31/03 Certification period
Chicago,IL.60707

LSC REVIEW: This action was approved by the LSC for New Sullivan School on May 1, 2002.

FINANCIAL: Charge to New Sullivan Elementary: \$175,000 Fiscal Year: 2002-2003
Budget Classification: #6100-242-348-7673-5410 Source of Funds: NCLB
PO # 522278

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.

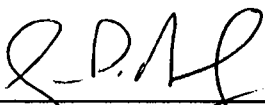
Indebtedness – The Board’s Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

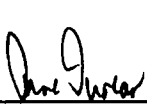
Ethics – The Board’s Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:

Approved:

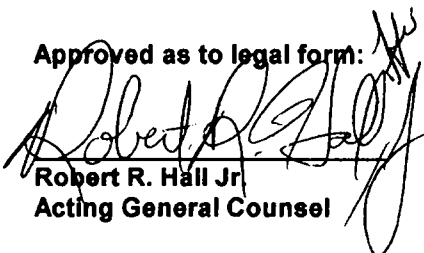

Sean P. Murphy
Chief Purchasing Officer


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