

AMEND BOARD REPORT 03-0924-OP04
AUTHORIZE THE ACCEPTANCE OF A SCHOOL CONSTRUCTION GRANT FROM THE
ILLINOIS CAPITAL DEVELOPMENT BOARD

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the acceptance of a school construction grant for fiscal year 2004 from the following source for the following user.

DESCRIPTION:

1. FUNDING SOURCE: Illinois Capital Development Board

RECEIVING SCHOOL/UNIT: Department of Operations

AMOUNT: ~~\$96,496,246~~ \$98,930,103

PURPOSE: Illinois General Assembly passed and the Governor signed the School Construction Law, effective on 1/1/98, to provide State grant funds to Illinois school districts for school construction projects.

FUNDING PERIOD: The Department of Operations filed a School Construction Grant for FY04 in March 2003. On September 3, 2003, the Governor announced the final grant awards for fiscal year 2004 in the amount of \$96,469,246 for the Chicago Board of Education. On July 15, 2004, the Board received notification that the grant award was increased by \$2,460,857, bringing the total award to \$98,930,103.

BUDGET STATUS: School Construction Funds have been previously budgeted for the grant and is used for new school construction and major capital school renovations.

CREDIT/CHARGE TO: Fund 410

EXPENDITURE OF FUNDS: Expenditure of grant funds in excess of \$10,000 are subject to additional prior Board approval. In the event grant funds are not expended in accordance with the grant and are required to be returned to the funding source, up to 10% of the grant award may be so returned without further Board action. The return of any grant funds in excess of 10% of the grant award shall be reported to and approved by the Board.

AUTHORIZATION: Authorize the President and the Secretary to execute any required grant acceptance agreement for the above-referenced grant awards.

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

AFFIRMATIVE ACTION: Not applicable.

FINANCIAL: Notice of this original grant award was received during the month of September 2003.

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 restrict the employment of, or the letting of contracts to, former Board members during the one-year period following expiration or other termination of their term 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 this 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 Operating Officer

Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


John Maiorca
Chief Financial Officer

Approved as to Legal Form:


Ruth Moscovitch
General Counsel