

**APPROVE EXERCISING THE OPTION TO RENEW THE AGREEMENT
WITH B. GREGG MOOTRY FOR CONSULTING SERVICES (NINOS HEROES ACADEMY)**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the option to renew the agreement with B. Gregg Mootry to provide consulting services to Ninos Heroes Academy at a cost for the option period not to exceed \$35,000. A written document exercising this option is currently being negotiated. No payment shall be made to B. Gregg Mootry during the option period prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

Specification No.: 04-250155

CONSULTANT: B. Gregg Mootry
6531 South Evans
Chicago, IL 60637
(773) 643-4278
Vendor #35051

USER: Ninos Heroes Academy
8344 South Commercial Avenue
Chicago, IL 60617
Gloria E. Stratton, Principal
(773) 535-6694

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report 04-0526-PR39) in the amount of \$35,000 is for a term commencing August 28, 2003 and ending June 23, 2004, with the Board having one option to renew for one year. The original agreement was awarded on a non-competitive basis because the consultant's instructional program design is aligned with the State Standards for Fine Arts and includes Chicago Reading Initiative elements.

OPTION PERIOD: The term of this agreement is being renewed for one school year commencing September 23, 2004 and ending June 17, 2005. No services were rendered from June 24, 2004 to September 22, 2004.

OPTION PERIODS REMAINING: There are no option periods remaining.

SCOPE OF SERVICES: Consultant will continue to provide a visual Fine Arts Program which includes: A full in school residency (including After School Program) ISBE standard cross-curriculum and assessment; One field trip per semester (four total); six live performances (which include guest speakers) and events; bulletin boards and holiday decorations for the building as requested.

DELIVERABLES: Consultant shall continue to provide an ISBE standards cross curriculum program, field trips, bulletin boards, and holiday decorations as requested.

OUTCOMES: Consultant's services will result in students showing growth on the ISBE standard test through the introduction and comprehension of 12 fundamental art concepts.

COMPENSATION: Consultant shall be paid during this option period as follows: \$8,750 on November 30, 2004; \$8,750 on January 30, 2005; \$8,750 on March 30, 2005; \$8,750 on May 30, 2005; not to exceed the sum of \$35,000.

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

AFFIRMATIVE ACTION: This contract is in full compliance with the goals required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (MWBE Plan) because the prime is an independent consultant (100% African American).

LSC REVIEW: This action was approved by the LSC for Ninos Heroes Academy School on June 11, 2004

FINANCIAL: Charge to Ninos Heroes Academy: \$35,000
Budget Classification: 3720-242-021-6214-5410

Fiscal Year: 2004-2005
Source of Funds: NCLB

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.

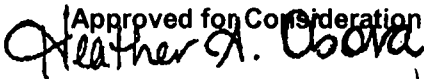
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board member during the one year period following expiration or other termination of their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

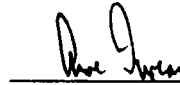
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Heather A. Obora
Chief Purchasing Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form:



Ruth M. Moscovitch
General Counsel