

**RATIFY AN AGREEMENT WITH MERIT SCHOOL OF MUSIC
FOR CONSULTING SERVICES (CLAREMONT ACADEMY)**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with Merit School of Music to provide consulting services to Claremont Academy at a cost not to exceed \$50,000. These services were obtained without prior Board approval. Consultant was selected on a non-competitive basis because of its expertise in providing general music classes and instrumental music education. 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 90 days of the date of this Board Report. Information pertinent to this document is stated below.

Specification No.: 04-250173

CONSULTANT: Merit School of Music
47 West Polk Street, Suite M-4
Chicago, Illinois 60605
Susan Cook
312-786-9428
Vendor #33278

USER: Claremont Academy
2300 West 64th Street
Chicago, IL 60636
Rebecca Wesley
773-535-8110

TERM: The term of this agreement shall commence on September 10, 2004 and shall end June 17, 2005. The Board shall have one option to renew this agreement for a period of one school year.

SCOPE OF SERVICES: Consultant will provide music instruction in band, strings, guitar, general music, and chorus to students in kindergarten through seventh grade.

DELIVERABLES: Consultant will provide four 50 minutes classes five times a week for 36 weeks.

OUTCOMES: Consultant's services will result in increased music awareness of students, parents, and staff members of Claremont Academy.

COMPENSATION: Consultant shall be paid monthly upon invoicing, not to exceed the sum of \$50,000.

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 participation goal provisions of the Plan do not apply to transactions where the vendor is a not profit organization opportunity for direct or indirect participation of M/WBE's.

LSC REVIEW: Local School Council approval is not applicable to this report because Claremont Academy does not have an LSC.

FINANCIAL: Charge to Claremont Academy: \$50,000
Budget Classification: 7830-234-703-6214-5410

Fiscal Year: 2004-2005
Source of Funds: SGSA

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.

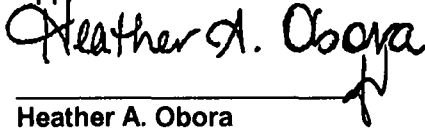
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

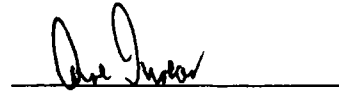
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



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