

**APPROVE EXERCISING THE SECOND OPTION TO RENEW THE AGREEMENT
WITH PREFERRED MEAL SYSTEMS, INC FOR PREPARED MEALS-FROZEN PRE-PLATED AND
DISTRIBUTION SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the second option to renew the agreement with Preferred Meal Systems, Inc. to provide prepared meals-frozen preplated and distribution services to Chicago Public Schools at a cost for the option period not to exceed \$17,876,084.37. A written document exercising this option is currently being negotiated. No payment shall be made to Vendor 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.

VENDOR: Preferred Meal Systems, Inc.
5240 St. Charles Road
Berkeley, Illinois 60163
Daniel R. Krpan
(708) 318-2526
Vendor # 31236

USER: Department of Operations
125 South Clark-16th Floor
Chicago, IL 60603
Sue Susanke
(773) 553-2830

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report 04-0825-PR8) is for a term commencing September 1, 2004 and ending August 31, 2005, with the Board having three (3) options to renew for 12 months each. The agreement was further extended (authorized by Board Report 05-0824-PR4) for a term commencing September 1, 2005 and ending August 31, 2006. The original agreement was awarded on a competitive basis pursuant to Board Rule 5-4.1 pursuant to a duly advertised Bid Solicitation (Specification # 04-250084).

OPTION PERIOD: The term of this agreement is being renewed for one (1) year commencing September 1, 2006 and ending August 31, 2007.

OPTION PERIODS REMAINING: There is one (1) option period for 12 months remaining.

SCOPE OF SERVICES: Vendor will continue to provide and deliver frozen preplated meals to the Chicago Public Schools and deliver heated meals to receiving schools pursuant to the terms and conditions of the written agreement. Sites may be added or deleted at a later date to accommodate the Board.

DELIVERABLES: Vendor will continue to provide preplated frozen breakfasts, lunches and after school meals and snacks.

OUTCOMES: Vendor's services will continue to result in the delivery of quality meal services for the Chicago Public Schools.

COMPENSATION: Vendor shall be paid in accordance with the rates set forth in the written agreement; not to exceed the sum of \$17,876,084.37 during the second option period.

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 Chief Operating 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). The MWBE participation goals for this contract are 35% MBE and 5% WBE. The vendor has identified and scheduled the following companies:

Total MBE: 35%

African American

T&T Foodservice
2046 W. Lake Street
Chicago, IL 60612

CP Professional Services

644 East 87th Street
Chicago, IL 60619

Revere Consulting Co., Inc.

4942 Bay View Drive
Richton Park, IL 60471

Balton, Inc.

8008 South Chicago Avenue
Chicago, IL 60617

Hispanic

Baja Foods
636 W. Root Street
Chicago, IL 60609

WBE: 5%

Open Kitchens, Inc.
1161 W. 21st Street
Chicago, IL 60608

Best Choice, Inc.

41 S. Water Market
Chicago, IL 60608

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

FINANCIAL: Charge to Food Services: \$17,876,084.37 Fiscal Year: FY07
Budget Classification: 0941-270-000-7050-5340
Source of Funds: Lunchroom Fund

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 June 26, 1996 (96-0626-PO3), as amended from time to time shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted June 23, 2004 (04-0623-PO4), 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: 


Patrick J. Rocks
General Counsel