

AMEND BOARD REPORT 06-0426-PR5
APPROVE ENTERING INTO AN AGREEMENT WITH LOWERY MCDONNELL
FOR THE PURCHASE OF SPECIALTY CLASSROOM FURNITURE

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Lowery McDonnell for the purchase of specialty classroom furniture for the Department of Operations at a cost not to exceed \$1,400,000.00. Vendor was selected on a competitive basis pursuant to Board Rule 5-4.1 pursuant to a duly advertised competitive bid solicitation (Specification No. 05-250020). A written agreement for this purchase is available for signature. No goods may be ordered or received and no payment shall be made to Vendor prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

This amendment is necessary to extend the term of the agreement by three (3) months. A written amendment is required. The authority granted herein shall automatically rescind in the event the written amendment is not executed within 60 days of the date of this Board Report.

VENDOR: Lowery McDonnell
1280 Mark Street
Bensenville, IL 60106
Scott Mills
(630) 227-1010
Vendor #33924

USER: Department of Operations
125 South Clark-16th Floor
Ronald Lee
(773) 553-2164

TERM: The term of this agreement shall commence on May 1, 2006 and shall end ~~June 30, 2007~~ September 1, 2007. This agreement shall have two options to renew for periods of one-year each.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate this agreement with 30 days written notice.

DESCRIPTION OF PURCHASE:

Goods: various specialty classroom furniture and equipment
Quantity: as indicated in the contract
Unit Price: as indicated in the contract
Total Cost Not to Exceed: \$1,400,000.00

OUTCOMES: This purchase will result in quality specialty furniture.

COMPENSATION: Vendor shall be paid in accordance with the unit prices contained in the agreement; not to exceed the sum of \$1,400,000.00.

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

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 26% total MBE participation and 5% total WBE participation.

The vendor has identified and scheduled the following firms and percentages:

Total MBE% - 26%

Total African American – 16%

Leeway Technology, Inc.
439 E. 31st Street
Chicago, IL 60616 certified through 05/01/06

Total Hispanic – 10%

Midwest Moving & Storage, Inc.
1255 Tonne Road
Elk Grove Village, IL 60007 certified through 09/01/06

Total WBE% - 5%

El-Mar Office Supply
22 Congress Circle West
Roselle, Illinois 60172 certified through 05/01/06

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

FINANCIAL: Charge to Operation: \$1,400,000
\$700,000-FY06
\$700,000-FY07
Budget Classification: 0948-467-000-9546-5400
Source of Funds: Capital Funds

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.

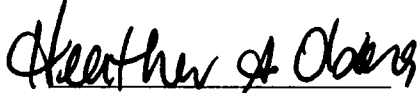
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness – The Board's Indebtedness Policy adopted 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.

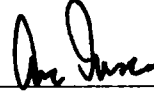
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Heather A. Obora
Chief Purchasing Officer

Approved:



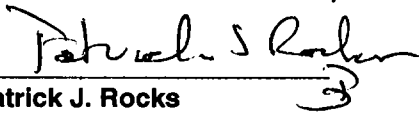
Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form 



Patrick J. Rocks
General Counsel