

APPROVE EXERCISING THE FIRST OPTION TO EXTEND THE AGREEMENT WITH FRAN'S CONSTRUCTION SERVICES, INC. FOR THE PURCHASE OF LUNCHROOM COOKING EQUIPMENT

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to extend the agreement with Fran's Construction Services, Inc, for the purchase of lunchroom cooking equipment for Chicago Public Schools at a cost for the option period not to exceed \$375,000.00. 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: Fran's Construction Services, Inc.
1140 Hillside Ave
Antioch, IL 60002
Attention: Fran Singer
(847) 838-3330
(847) 838-3331 (fax)
Vendor # 12104

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

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report 06-0628-PR13) is for a term commencing August 1, 2006 and ending July 31, 2007, with the Board having one (1) option to renew for a twelve (12) month period. The original agreement was awarded on a competitive basis pursuant to duly advertised Bid Solicitation (Specification No.: 06-250001).

OPTION PERIOD: The term of this agreement is being extended for, twelve (12) months commencing August 1, 2007 and ending July 31, 2008.

OPTION PERIODS REMAINING: There are no option periods remaining.

DESCRIPTION OF PURCHASE:

Goods: various lunchroom cooking equipment
Quantity: to be ordered as need
Unit Price: as indicated in contract
Total Cost Not to Exceed: \$375,000.00

COMPENSATION: Vendor shall be paid in accordance with the unit prices contained in the agreement; not to exceed the sum of \$375,000.00.

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 (M/WBE Plan). The M/WBE participation goals for the contract include: 26% total MBE and 5% total WBE.

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

Total MBE – 26%
Arrow Lumber (AA)
5820 South Ashland Ave.
Chicago, Illinois 60636
Contact: Donald Beal

certified through 07/01/2007

Total WBE – 74%
Fran's Construction Services, Inc
1140 Hillside Avenue
Antioch, Illinois 60002
Contact: Fran Singer

certified through 11/01/2007

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

FINANCIAL: Charge to Food Services: 375,000 Fiscal Year: FY08
Budget Classification: 0941-270-000-7050-5730
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:



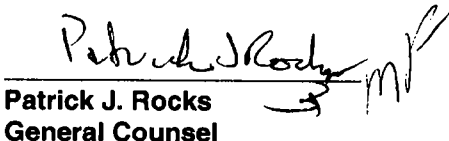
Arne Duncan
Chief Executive Officer

Within Appropriation:



John Malorca
Chief Financial Officer

Approved as to legal form:



Patrick J. Rocks
General Counsel