

**APPROVE EXERCISING THE SECOND OPTION TO RENEW THE AGREEMENT  
WITH METAL MAINTENANCE, INC. FOR METAL MAINTENANCE SERVICES**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve exercising the second option to renew the agreement with Metal Maintenance, Inc. to provide metal maintenance services for the 125 South Clark Street Building at a cost not to exceed \$19,294.00. A written renewal agreement for Vendor's services is currently being negotiated. The authority granted herein shall automatically rescind in the event a written renewal agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this renewal agreement is stated below.

**Specification No.:** 04-250013

**VENDOR:** Metal Maintenance, Inc.  
723 North Ogden Avenue  
Chicago, IL 60622  
Michelle Mata  
(312) 432-9700  
Vendor #45592

**USER:** Department of Real Estate  
125 South Clark - 16<sup>th</sup> Floor  
Chicago, IL 60603  
Lori J. Woodman  
773-553-2922

**ORIGINAL AGREEMENT:** The original agreement (authorized by Board Report No. 04-0825-PR7) is for a term commencing September 1, 2004 and ending August 31, 2006 with the Board having two (2) options to renew for one-year periods. The original agreement was renewed for a term commencing September 1, 2006 and ending August 31, 2007 (authorized by Board Report 06-0823-PR3). The original agreement was awarded pursuant to a duly advertised Bid Solicitation (Specification No. 04-250013).

**RENEWAL TERM:** This agreement shall be renewed for a term commencing September 1, 2007 and ending August 31, 2008.

**OPTIONS REMAINING:** There are no options to renew remaining.

**SCOPE OF SERVICES:** Vendor will continue to provide metal maintenance services for the 125 South Clark, Street Building.

**DELIVERABLES:** Vendor shall continue to provide metal maintenance services.

**OUTCOMES:** Vendor's services shall result in quality metal maintenance services.

**COMPENSATION:** Vendor shall be paid in accordance with the prices set forth in the original agreement; not to exceed the sum of \$19,294.00 for the renewal term.

**AUTHORIZATION:** Authorize the General Counsel to include other relevant terms and conditions in the written renewal agreement. Authorize the President and Secretary to execute the renewal agreement. Authorize the 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 and 5% total WBE.

However, the Waiver Review Committee recommends that a full waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because this contract is limited in scope and not further divisible.

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

**FINANCIAL:** Charge to Operations: \$19,294.00 FY08  
Budget Classification: 0643-210-000-4462-5400

**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.

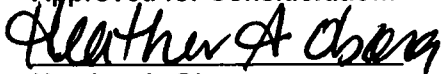
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

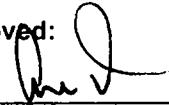
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



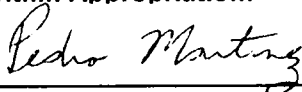
Heather A. Obora  
Chief Purchasing Officer

Approved:



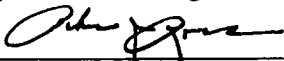
Arne Duncan  
Chief Executive Officer

Within Appropriation:



Pedro Martinez  
Chief Financial Officer

Approved as to legal form:



Patrick J. Rocks  
General Counsel