

**APPROVE ENTERING INTO AN AGREEMENT WITH LIPPERT, INC. FOR THE PURCHASE OF
KITCHEN WARES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Lippert, Inc. ("Lippert" or "Vendor") for the purchase of kitchen wares for Chicago Public Schools and Nutrition Support Services at a cost not to exceed \$1,000,000.00. Vendor was selected on a competitive basis pursuant to Board Rule 7.2. 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.

Specification Number : 09-250024
Contract Administrator : Carol Scaggs / 773-553-2290

VENDOR:

Vendor # 44636
Lippert, Inc.
600 W. 172nd Street
South Holland, IL 60473
David Wax
708-333-6900

708-333-3888

USER:

Citywide Food Services
125 South Clark Street 16th Floor
Chicago, IL 60603

Contact : Louise Esaian

Phone: 773-553-2859

TERM:

The term of this agreement shall commence on the date the agreement is signed and shall end 12 months thereafter. This agreement shall have two options to renew for periods of one year each. The costs for the option periods shall be as set forth in the pricing submitted with Vendor's bid for each renewal term.

EARLY TERMINATION RIGHT:

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

DESCRIPTION OF PURCHASE:

Vendor shall provide kitchen ware products such as pots, pans, knives and other utensils, bowls, storage containers, cutting boards, thermometers, steam table pans, and other various kitchen-related items.

OUTCOMES:

These purchases will allow schools to meet the nutritional and other kitchen-related needs of their students and allow new schools to be equipped with the necessary supplies.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices contained in the agreement; total not to exceed the sum of \$1,000,000.00.

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 Administrative Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION:

Pursuant to Section 8 of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services contracts, this agreement is compliant with the goals required by the Office of Business Diversity. The M/WBE goals for this agreement are 30% total MBE and 7% WBE participation.

The Vendor has scheduled the following:

Total MBE - 30%
Arrow Lumber
5820 South Ashland Ave.
Chicago, Illinois 60636
Contact: Donald Beal

Total WBE - 7%
Fran Singer (Independent Admin. Consultant)
1140 Hillside Ave.
Antioch, Illinois 60002
Contact: Fran Singer

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to Nutrition Support Services: \$1,000,000

12050-312-53405-256009-000000-2010 \$1,000,000.00

CFDA# : Not Applicable

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.

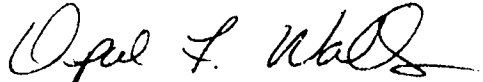
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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


Opal L. Walls
Chief Purchasing Officer

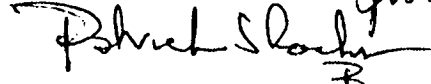
Approved:


Ron Huberman
Chief Executive Officer

Within Appropriation:


CHRISTINA HERZOG
ACTING CHIEF FINANCIAL OFFICER

Approved as to Legal Form:


PATRICK J. ROCKS
General Counsel