

**APPROVE APPLICATIONS FOR  
ISBE SCHOOL CODE WAIVERS****THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING:**

That the Chicago Board of Education (the "Board") approve the applications for two waivers of state mandates. The two waivers are: (1) to allow the Board to provide services ordinarily provided by a Cook County Educational Service Center; and (2) to allow CPS more flexibility in procuring food services.

Upon approval of this Board Report, the waiver applications described below will be forwarded to the Illinois State Board of Education ("ISBE").

**PUBLIC HEARING AND NOTICES:** A Public Hearing on the renewal and new applications will be held on December 16, 2009, in accordance with Section 2-3.25g of the Illinois School Code. Notice was published at in a Chicago newspaper and provided to Illinois state legislators who represent Chicago and collective bargaining agents as required by Section 2-3.25g of the Illinois School Code.

**DESCRIPTION OF WAIVER APPLICATIONS:** In 2005, the State Board of Education granted the Board's renewal application for the waiver of School Code mandate which will expire at the end of the 2009-2010 school year. In order to renew this waiver, an application must be submitted to ISBE. In addition, a new waiver is requested to allow CPS more flexibility in procuring food services. The Chief Executive Officer has prepared applications for the following two waivers:

**1. Cook County Education Service Center #6 ("ESC #6")**

Section 2-3.62 of the Illinois School Code directs Educational Service Centers to provide services to public school districts in Cook County. Those services are (a) computer technology education, and (b) in-service training and staff development in math, science and reading.

Prior to 1995, both the staff of ESC #6 and CPS staff provided services in these areas. ESC #6 maintained its own governing board and administrators. The duplication of effort by ESC #6 and CPS produced an inefficient use of resources. The waiver allows the activities listed above to remain under the direction of the Board.

**2. Food Service Procurement**

Section 34-21.3 of the Illinois School Code only allows for food services to be procured as a request for bid (RFB). The USDA federal regulations allow school districts to procure the expertise of a management or vended meal company using a request for bid (RFB) or request for proposal (RFP) process. The waiver will allow CPS to choose either an RFB or RFP to procure food services.

**AUTHORIZATION:** Authorize the Chief Executive Officer to execute the waiver applications described above and submit them to ISBE in accordance with Section 2-3.25g of the School Code.

**LSC REVIEW:** Not applicable.

**FINANCIAL:** Not applicable.

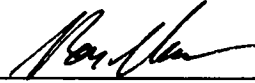
Approved for Consideration:



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Barbara Eason-Watkins  
Chief Education Officer

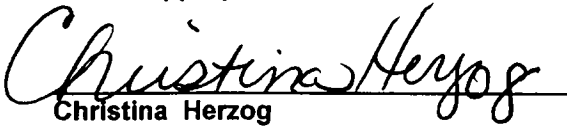
Respectfully Submitted:



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Ron Huberman  
Chief Executive Officer

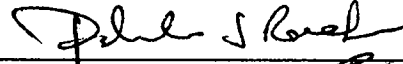
Within Appropriation:



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Christina Herzog  
Acting Chief Financial Officer

Approved as to Legal Form: *MM*



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Patrick J. Rocks  
General Counsel