

**APPROVE EXERCISING THE FIRST OPTION TO RENEW THE AGREEMENT WITH LIPPERT, INC
FOR THE PURCHASE OF FOOD SERVICES EQUIPMENT**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the option to renew the agreement with Lippert, Inc. for the purchase of food services equipment for various schools at a cost for the option period not to exceed \$3,000,000. 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.

Specification Number : 09-250031
Contract Administrator : 773-553-2290

VENDOR:

- 1) 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: 773-553-2830

ORIGINAL AGREEMENT:

The original agreement (authorized by Board Report 09-0624-PR4) in the amount of \$4,425,425 is for a term commencing June 30, 2009 and ending June 29, 2010, with the Board having one option to renew for one year. The original agreement was awarded on a competitive basis pursuant to a duly advertised Bid Solicitation (Specification No. 09-250031).

OPTION PERIOD:

The term of this agreement is being extended for one year commencing June 30, 2010 and ending June 29, 2011.

OPTION PERIODS REMAINING:

There are no option periods remaining.

SCOPE OF SERVICES:

Vendor shall continue to provide food services equipment in the categories of refrigeration, heating and serving equipment, cooking, preparation, oven and holding, and steamers.

DELIVERABLES:

Vendor will continue to provide quality food services equipment.

OUTCOMES:

This purchase will result in new and replacement equipment and replacement needs of the schools.

COMPENSATION:

Vendor shall be paid during this option period in accordance with unit prices contained in the agreement; total for the option period not to exceed the sum of \$3,000,000.

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

AFFIRMATIVE ACTION:

The M/WBE participation goals for this contract include 26% total MBE and 5% total WBE. This contract is in full compliance with the goals required by the Remedial Program for Minority and Women Owned Business Enterprise participation.

The vendor has identified the following firms:

Total MBE- 26%

Arrow Lumber
5820 S. Ashland
Chicago, IL 60636

Total WBE- 5%

Frandee Singer (Accounting)
1140 Hillside Ave.
Antioch, IL 60002

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to Nutrition Support Services: \$2,900,000

Charge to Career and Technical Education- various schools and various programs- \$100,000

12050-499-55005-256009-000000-2011 \$2,900,000.00

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.

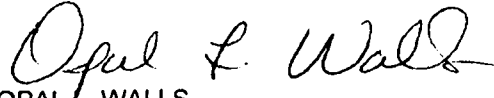
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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



DIANA S. FERGUSON
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS
General Counsel