

AMEND BOARD REPORT 12-0523-PR13**APPROVE EXERCISING THE FOURTH OPTION TO RENEW THE AGREEMENT WITH PREFERRED MEAL SYSTEMS FOR PREPARED MEALS-FROZEN PREPLATED AND DISTRIBUTION SERVICES****THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve exercising the fourth option to renew the agreement with Preferred Meal Systems and to provide preplated meals-frozen to the Board at a cost not to exceed ~~\$34,226,525~~ \$34,626,525. 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.

This April 2013 amendment is necessary to: 1) extend the term of the contract through August 2, 2013, and 2) increase the funding due to the term being extended. A written amendment to the renewal agreement is required. The authority granted herein shall automatically rescind in the event a written document is not executed within 60 days of the date of this amended Board Report.

Specification Number : 08-250016

Contract Administrator : Hernandez, Miss Patricia / 773-553-2280

VENDOR:

- 1) Vendor # 31236
PREFERRED MEAL SYSTEMS 3
5240 ST. CHARLES ROAD
BERKELEY, IL 60163
Arthur H. Bell
708-318-2520

USER INFORMATION :

Contact: 11860 - Facility Operations & Maintenance
125 South Clark Street 16th Floor
Chicago, IL 60603
Tyrrell, Mr. Tom L.
773-553-2960

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 08-0723-PR13) in the amount of \$24,027,653.00 was for a term commencing September 1, 2008 and ending June 13, 2009, with the Board having 4 options to renew for a one year period each. The agreement was renewed (authorized by Board Report 09-0422-PR4) in the amount of \$24,997,907.00 for a term commencing June 14, 2009 and ending June 13, 2010. The agreement was further renewed (authorized by Board Report 10-0428-PR7, amended by Board Reports 10-0922-PR7 and 10-1117-PR3) for a term commencing June 14, 2010 and ending June 13, 2011. The agreement was renewed (authorized by Board Report 11-0427-PR11 as amended in May 2012) for a term commencing June 14, 2011 and ending June 13, 2012. The original agreement was awarded on a competitive basis pursuant to Board Rule 7-2 through a duly advertised Bid Solicitation (Specification No. 08-250016).

OPTION PERIOD:

This agreement is being extended for a ~~one (1) year~~ term commencing June 14, 2012 and ending ~~June 13, 2013~~ August 2, 2013.

OPTION PERIODS REMAINING:

There are no option periods remaining.

SCOPE OF SERVICES:

Vendor will continue to provide and deliver preplated fresh and frozen meal components, supplies and rehydration water to schools pursuant to the terms and conditions of the written agreement. Sites may be added or deleted at a later date to accommodate the Board.

DELIVERABLES:

Vendor will continue to provide frozen preplated breakfasts, lunches and after school meals and snacks.

OUTCOMES:

Vendor's services will continue to result in the delivery of quality meal services for the Chicago Public Schools.

COMPENSATION:

Vendor shall be paid during the option period in accordance with the rates set forth in the written agreement; total cost during this option period shall not exceed ~~\$34,226,525~~ \$34,626,525.

AUTHORIZATION:

Authorize the General Counsel to include other relevant terms and conditions in the written option document and amendment. Authorize the President and Secretary to execute the option document and amendment. Authorize Chief Purchasing Officer to negotiate reduced pricing and 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 Remedial Program and Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts The M/WBE participation goals for this contract includes 35% total MBE and 7% total WBE. The vendor has identified the following firms:

Total MBE= 35%

Balton Corporation
8016 S. South Chicago
Chicago, IL 60617

T&T Food Services
2046 W. Lake St.
Chicago, IL 60612

Mil-Ray Food Company, Inc.
151 White Cedar Drive
Sicklerville, NJ 08081

Total WBE = 7%

White Glove
356 E. Irving Park Road
Wood Dale, IL 60191

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Parents unit: 12000 (Nutrition Support Services)

Charge to Food Services: \$34,226,525

Source of Funds: Lunchroom Fund 312 and 314

Fund 312: \$33,145,041: \$32,809,041 (FY 13) \$336,000 (FY14)

Fund 314: \$1,481,484: \$1,471,484 (FY 13) \$10,000 (FY14)

Future year funding is contingent upon budget appropriation and approval

12050-312-53205-256009-000000-2013	\$32,309,875.00
12050-312-53205-256212-000000-2013	\$309,494.00
12050-314-53205-256009-000000-2013	\$1,471,484.00
12050-312-54105-256009-000000-2013	\$189,672.00

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:



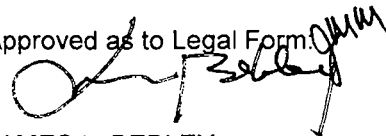
SÉBASTIEN de LONGEAUX
Chief Procurement Officer

Approved:



BARBARA BYRD-BENNETT
Chief Executive Officer

Approved as to Legal Form:



JAMES L. BEBLEY
General Counsel