

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 26% total MBE, 16% total African American, 7.5% total Hispanic, 2% total Asian and 5% total WBE.

However, the Waiver Review Committee recommends that a partial waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be waived because the contract scope is

The vendor has, however, identified and scheduled the following firms and percentages

Total MBE% - 23.5%

African American – 16% S & M Limited 1838 N. Elston Ave. Chicago, IL 60622

Hispanic – 7.5% Cabo Construction – 3.75% 419 W. 38th Street Chicago, IL 60609 \$ 75,000

certified through 01/31/06

Bravo's Paving, Inc. – 3.75% 17055 S. Westview Ave. Chicago, IL 60473 \$ 75,000

certified through 04/30/06

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

FINANCIAL: Charge to Operations: \$1,000,000 Fiscal Year: FY04

Budget Classification: 0944-552-000-4453-5470

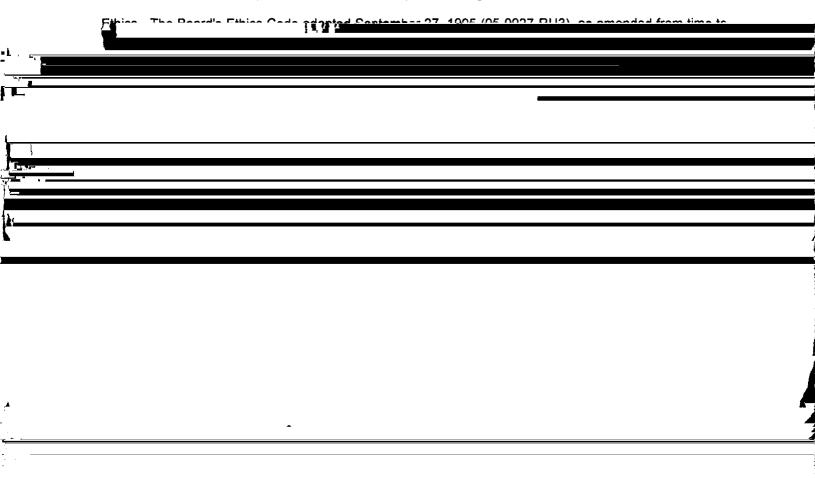
Source of Funds: O&M Funds

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 July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.



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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 Crossley
Chief Purchasing Officers

Arne Duncan
Chief Executive Officer

Within Appropriation:

Why Majorca