

DEFERRED

04-0728-RU2

July 28, 2004

AMEND BOARD RULES 2-5, 2-5.1, 2-27, 5-4, 5-11

5-5, 5-6, 5-7, 5-8, 5-9, 5-13.1, 5-21, 5-22 AND 5-29
AND REPEAL BOARD RULES 5-10.2, 5-11, 5-14 AND 5-20

The General Counsel recommends amending the following Board Rules:

- 2-5.1 Required Contracts
- 2-27 Delegation of Board Authority
- 5-4 Bid Policy
- 5-4.1 Requests for Bids, Proposals, and/or Qualifications
- 5-5 Contract and Bond Method of Awarding Contracts
- 5-6 Deposits, Bid Bonds, Performance Bonds
- 5-7 Bid Procedure for Level One Solicitations
- 5-8 Schedule of Bids/Proposals for Level One Solicitations
- 5-9 Rejection of Bids/Proposals

Sec. 2.5. President and Secretary to Execute Leases and Contracts Except as otherwise

contracts duly authorized by order, resolution, or direction of the Board of Education and challenge and

- 8) Personnel actions outlined in Section 4-49 of these Board Rules; and
- 9) Dismissal of tenured teachers, principals and regularly appointed personnel whose appointments have become permanent, and teacher warning resolutions (Dismissals of tenured teachers and principals shall be made pursuant to Section 34-85 of the Illinois School Code.

Decisions made by the above stated officers shall be submitted to the Board. Decisions

3) The Chief Education Officer has the authority to authorize and execute any and

all educational and/or programmatic agreements, including payment of tuition, that have a financial impact on the Board between \$25,001 and \$75,000, subject to approval as to legal form by the General Counsel.

(4) The Chief Financial Officer has the authority to authorize and execute any and

i) contracts which by their nature are not adapted to award by competitive bidding

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

~~Sec. 5-4.1. Request for Bids, Proposals and/or Qualifications. All contracts in excess of \$20,000 for supplies, materials, non-personal services, personal and consulting services or other work;~~

~~\$20,000 for supplies, materials, non-personal services, personal and consulting services or other work;~~

~~Rule 5-4, except as to emergency expenditures described thereunder and purchases for which the Chief Purchasing Officer has determined only a sole supplier exists, are subject to public solicitation and award~~

Ineligibility under this section shall continue for three years following such conviction or admission. For purposes of this section, where an official, agent or employee of a business entity has committed such conduct described above on behalf of such an entity and pursuant to the direction or authorization of a responsible official thereof, the business entity shall be chargeable with the conduct.

Note: The following double redlined section is repealed.

~~[Double redlined section suspended 08-28-96]~~

~~Unless otherwise prohibited by law, in contracts involving \$10,000.00 or more, a 2% local business preference shall be applied in determining the successful bidder. The Chief Purchasing Officer shall, in the purchase of all supplies, materials or work by competitive sealed bidding, accept the lowest bid price~~

~~responsible non local business by more than two percent (2%). A "local" business is a business authorized to do and doing business under the laws of the City of Chicago, located within the corporate~~

~~limits of the City of Chicago, which has the majority of its regular, full-time work force located within the~~

less than \$10,000.00, and shall cover all bid proposals submitted by such bidder during the period of the bond. (Amended 11-18-87; 07-31-91; 01-24-96)

All bid bonds shall be signed by any responsible surety company licensed to do business in the State of Illinois.

~~No proposal requiring a bid deposit shall be considered unless it is accompanied by the proper~~

per cent less than \$10,000.00 and challenges all bids submitted by such bidder during the period of the

period. All bid bonds shall be signed by a responsible surety company licensed to do business in the State

Sec. 5-13.1. Purchase of Instructional Materials, Equipment and Supplies. To maximize autonomy and decision-making responsibility of local schools and their respective Local School Councils, local schools shall be authorized to recommend and direct the purchase for \$10,000 or less of instructional materials, equipment and supplies. The recommendation made by each Local School

Council shall be implemented. The proposed purchase must be in accordance with generally applicable requirements approved by the ~~General Superintendent and/or~~ the Chief Purchasing Officer.

All such purchases of instructional materials, equipment and supplies shall be made only pursuant to a purchase order approved by the ~~General Superintendent or~~ the Chief Purchasing Officer.

The Chief Purchasing Officer or his/her designee shall prepare and circulate to local schools a list of pre-qualified vendors offering volume discounts and shall encourage the use of such vendors. Nevertheless, each principal and local school council shall retain the authority to recommend the purchase of instructional materials, equipment and supplies from any vendor, except for such materials