

**AMEND BOARD REPORT 10-0428-PR7
APPROVE EXERCISING THE FIRST OPTION TO RENEW THE AGREEMENT WITH C AND M JV1**

[REDACTED]

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to extend the agreement with C&M JV1 Company, Ltd. to provide milk supply and delivery to Chicago Public Schools at cost for the option period not to exceed \$21,000,000. 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 expire in the event a written document is not executed within 90 days of the

DELIVERABLES:

Vendor will continue to supply and deliver milk as set forth in the agreement.

OUTCOMES:

Vendor's services shall continue to result in the delivery of quality milk products for consumption by

Chicago Public Schools students.

COMPENSATION:

Vendor shall be paid during this option period in accordance with the terms and rates set forth in the original agreement; total cost for the option period not to exceed \$21,000,000.

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 goals for this contract include: 10% MBE and 15% WBE. However, pursuant to section 9.5

of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Good and Services Contracts, the Waiver Review Committee recommends that a partial waiver of the MBE goal be

~~granted as the vendor has demonstrated reasonable good faith efforts in achieving participation~~

FINANCIAL:

Charge to Food Services: \$21,000,000

Source of Funds: Lunchroom Funds

<u>12050-331-53405-256009-430104-2011</u>	<u>\$145,000.00</u>
<u>12050-312-53205-256009-000000-2011</u>	<u>\$21,000,000.00</u>
<u>12050-312-53205-256009-000000-2011</u>	<u>\$20,855,000.00</u>

CFDA# : Not Applicable

GENERAL CONDITIONS:

1. The Contractor shall be responsible for obtaining all necessary permits and licenses for the performance of the work under this contract. The Contractor shall be responsible for the cost of all such permits and licenses. The Contractor shall be responsible for the cost of all materials and labor required for the performance of the work under this contract. The Contractor shall be responsible for the cost of all transportation and storage of materials and equipment. The Contractor shall be responsible for the cost of all insurance and bonding required for the performance of the work under this contract. The Contractor shall be responsible for the cost of all other expenses incurred in the performance of the work under this contract.