FINAL 07-1114-PR4 November 14, 2007

RATIFY AND APPROVE EXERCISING THE FIRST OPTION TO RENEW THIS AGREEMENT WITH VARIOUS VENDORS FOR THE PURCHASE AND/OR LEASE OF OUTPUT DEVICE EQUIPMENT AND ASSOCIATED SUPPLIES AND SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify exercising the first option to renew the agreement with two vendors and approve exercising the first option to renew with one vendor for the purchase and/or lease of output device equipment, associated accessories, supplies, maintenance, repair services and training for use by all Area Instruction offices, central office departments and schools at an aggregate cost not to exceed \$4,000,000.00. These contracts are subject to the Board's Strategic Sourcing Policy. Vendors were selected on a competitive basis pursuant to a duly advertised Request for Proposal (Specification 04-250169). Written agreements with the vendors are currently being negotiated. No services or equipment may be rendered or received and no payment shall be made to vendors prior to the execution of the written agreements. The authority granted herein shall automatically rescind as to each vendor in the event a written agreement is not executed by such vendor within 90 days of the date of this Board Report. Information pertinent to these agreements is stated below.

SPECIFICATION NO.: 04-250169

VENDOR: 1. Hallagan Business Machines

6850-6854 W. North Ave. Chicago, JL. 60607

Contact Person: Joan Hallagan

(773) 637-0368 Vendor No. 19766

Equipment: Digital Duplicators
User Groups: Schools and Area
Instruction Offices

2. Konica-Minolta Business Solutions

150 S. Wacker Dr. Suite 2300 Chicago, IL. 60606

Contact: Mr. Brian Gasteier

(312) 726-9100 Vendor No. 22594 Equipment: Copiers User Groups: Schools Area Instruction Offices

Business Service Centers and other

Remote/Satellite offices

3. Canon Business Solutions – Central, Inc.

425 N. Martingale Rd. Schaumburg, IL. 60173 Contact: Mr. Paul Murphy

(847) 706-3411 Vendor No. 39190

Equipment: MFDs and Copiers, MFD/Copier/Duplicator Accessories, Faxes and Scanners User Group: Central Office, Schools, Area Instruction Offices, Business Service Centers and

other remote/satellite offices

USER: All Area Instruction Offices, central office departments and Schools - specific user group for each vendor is specified above. Contact Person: Jacqueline Daly, Assistant Director (773) 553-2274

ORIGINAL AGREEMENT: The original agreements (authorized by Board Report 05-0727-PR10) are for terms commencing upon execution of each agreement and ending twenty-four (24) months thereafter, with the Board having two (2) options to renew for 12-month periods. The Board Report was amended on November 16, 2005 (Board Report 05-1116-PR1) authorizing Chicago Global Capital to expand the type of equipment sold to the Board. The Board Report was further amended on January 25, 2006, (Board Report 06-0125-PR1) to amend a pricing exhibit of the written agreement with Konica Minolta and to correct language inadvertently changed in a previous amendment. The Board Report was further amended on October 25, 2006 (Board Report 06-1025-PR1) to i) rescind the authority to enter into a written agreement with Ikon Office Solutions, Inc., ii) expand the User Groups with Konica Minolta, iii) expand the User Groups for Canon Business Solutions-Central and iv) revise Exhibit B of the written agreement with Canon Business Solution- Central, to allow for an expansion of the MFD equipment products and add the sale and lease of faxes and scanners. The Board Report was further amended on June 27, 2007 (Board Report 07-0627-PR1) to authorize revising the User groups for Konica Minolta Business Solutions by deleting the Central Office category and ii) to authorize revising Exhibit B of the written agreement with Konica Minolta Business Solutions by deleting MFD equipment products and accessories.

TERM: The term of each agreement for the vendors listed above is being extended for one year commencing upon execution of each vendor's agreement. The renewal terms will be as follows: a) Konica Minolta Business Solutions, October 3, 2007 to October 2, 2008; b) Hallagan Business Machines, October 12, 2007 to October 11, 2008; and c) Canon Business Solutions-Central, Inc. March 20, 2008 to March 19, 2009. The written agreement with Chicago Global Capital is not being renewed.

OPTION PERIODS REMAINING: There is one (1) twelve (12) month option period remaining for each written agreement being renewed..

DELIVERABLES: The Vendors will provide the output device equipment specified above for each Vendor and associated supplies, maintenance, repair services and training to schools, central office departments and Area Instruction offices. Schools, central office departments and Area Instruction offices may purchase or lease equipment at their option via requisition to Procurement and Contracts who will mail a purchase order to the vendor. Principals have the authority to enter into lease agreements for up to a four (4) year term. Any lease agreement which extends beyond a principal's contract with the Board or exceeds \$10,000 must be signed by the AIO. Purchases that exceed the \$10,000 Principal authority must be approved by the AIO. Purchases made by any central office department that exceed \$25,000 must be approved by the pertinent Chief.

COMPENSATION: Vendors shall be paid as periodic invoices are submitted and verified; the total amount for all vendors not to exceed \$4,000,000.00 in the aggregate.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions; in the written agreements and amendments thereto. Authorize the President and Secretary to execute the agreements and amendments thereto. Authorize Principals to sign lease agreements up to \$10,000; authorize AlOs to sign lease agreements that exceed \$10,000 on behalf of schools; authorize the Chief Information Officer or his designee to execute all lease agreements for central office departments regardless of amount. Authorize the Chief Purchasing Officer or her designee to execute all ancillary documents required to administer or effectuate these agreements.

AFFIRMATIVE ACTION: Pursuant to Section 6.2 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), the Per Contract and Category Goals method for M/WBE participation will be utilized. Thus, contracts for subsequent vendors from the pool created by this contract will be subject to compliance reviews on a contract-by-contract basis. Aggregated compliance of the vendors in the pool will be reported on a quarterly basis.

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

FINANCIAL: Charge to Various Departments

Fiscal Year: 2007, 2008 Source of Funds: Various

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.

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).

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Approved for Consideration:

Heather A. Obora Chief Purchasing Officer

Within Appropriation:

Pedro Martinez

Chief Financial Officer

Approved:

Arne Duncan

Chief Executive Officer

Approved as to legal form:

Patrick Rocks

General Counsel