

RATIFY THE ANNUAL OPTION TO RENEW TECHNICAL SUPPORT WITH ORACLE AMERICA, INC**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Ratify the annual option to renew technical support for licenses purchased under the original agreement with Oracle, USA, Inc. ("Oracle or Software Licensor") at a cost not to exceed \$2,399,545.00. This purchase was obtained without prior Board approval. Vendor was selected on a non-competitive basis due to its proprietary software license and maintenance. No payment shall be made to Vendor prior to the execution of the written agreement. A written agreement for this purchase is currently being negotiated. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

VENDOR:

- 1) Vendor # 89823
ORACLE AMERICA, INC (FKA SUN
MICROSYSTEMS, INC)
500 ORACLE PARKWAY
REDWOOD SHORES, CA 94065
Reem Daly
703-478-9000

USER:

Information & Technology Services
125 South Clark Street - 3rd Floor
Chicago, IL 60603

Contact : Arshele Stevens
Phone: 773-553-1300

TERM:

The term of this agreement is being renewed for technical support for one year, commencing on July 1, 2010 and ending June 30, 2011.

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report #05-1026-PR6 as amended by Board Report #06-0222-PR7), in the amount of \$1,828,610.66 is for a term commencing October 1, 2005 and ending June 30, 2006, with the Board having two options to renew for periods of one year each. The Agreement was subsequently renewed through June 30, 2007, with unlimited options to renew (authorized by Board Report #06-0628-PR22 as amended by #07-0425-PR9) and further extended through June 30, 2008 (authorized by Board Report #07-0627-PR15). The Agreement was further extended through June 30, 2009 (authorized by Board Report 08-0625-PR20) and further extended through June 30, 2010 (authorized by Board Report 09-0624-PR20). The original Agreement was awarded on a non-competitive basis because the Oracle software is the only software that provides the functionality required by the Board's integrated financial systems.

DESCRIPTION OF PURCHASE:

The software will continue to allow the Board to operate an integrated financial and HR systems connecting the accounts receivables, cash management, treasury, general ledger, budget, payroll, position control and procurement processes.

OUTCOMES:

The software program products will further secure the Board's critical data through June 30, 2011.

COMPENSATION:

The total compensation to be paid to the Software Licensor shall not exceed \$2,399,545.00.

AUTHORIZATION:

Authorize the General Counsel to include other relevant terms and conditions in the written agreement. Authorize the President and Secretary to execute the agreement. Authorize the President and Secretary to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION:

The M/WBE goals for this contract include 10% MBE and 5% WBE participation. The Office of Business Diversity (OBD) recommends that Oracle be given credit for supplier diversity by adhering to the CPS Business Diversity Program for Goods and Service "Non-Restrictive Affirmative Action Measures" (Programs for Public School Students) thru Oracle's commitment to implement a CPS student IT internship during FY 2011 and through its continued support of the Chicago United Negro College Fund. OBD also recommends that in FY 2012 this contract be subject to a competitive (RFQ, RFP or Bid) process.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to the Information & Technology Services \$ 2,399,545.00

12540-230-53306-266407-000000-2011	\$2,399,545.00
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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.

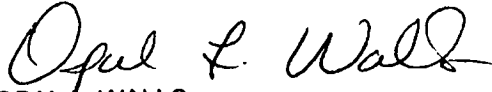
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their 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:



OPAL L. WALLS
Chief Purchasing Officer

Approved:



RON HUBERMAN
Chief Executive Officer

Within Appropriation:



DIANA S. FERGUSON
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS
General Counsel