

**RATIFY AN AGREEMENT WITH
IRON MOUNTAIN OFF-SITE DATA PROTECTION FOR DATA STORAGE SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify an agreement with Iron Mountain Off-Site Data Protection ("Iron Mountain") to provide data storage and disaster recovery services to the Office of Technology Services at a cost not to exceed \$31,603.81. These services were obtained without prior Board approval. Vendor was selected on a non-competitive basis because of its experience, skill level and previous services provided to the Board. A written agreement for Vendor's services is currently being negotiated. No payment shall be made to Vendor prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed within ninety (90) days of the date of this Board Report. Information pertinent to this agreement is stated below.

SPECIFICATION NO.: 01-250303

VENDOR: Iron Mountain Off-Site Data Protection
745 Atlantic Avenue
Boston, Massachusetts 02111
Contact: Larry Grant
Telephone No. (630) 595-0044
Vendor No. 26679

USER: Office of Technology Services
125 South Clark, 3rd Floor
Chicago, Illinois 60603
Contacts: Elaine L. Williams, Chief Technology Officer
Arlene Love, Deputy CTO -- Operations
Telephone No. (773) 553-1300

TERM: The term of this agreement commenced on January 1, 2000 and shall end June 30, 2002.

EARLY TERMINATION RIGHT: Either party shall have the right to terminate this Agreement upon sixty (60) days' written notice.

SCOPE OF SERVICES: Iron Mountain will provide the following services:

- Pick-up and transportation of data records
- Offsite data storage
- Disaster recovery services of data

DELIVERABLES: Iron Mountain will provide offsite data storage and disaster recovery services.

OUTCOMES: Vendor's services shall result in the Board having offsite data storage and disaster recovery services.

COMPENSATION: Vendor shall be paid in one lump sum at the time the agreement is signed in the amount of \$31,603.81.

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 Chief Technology Officer to execute all ancillary documents required to administer or effectuate this agreement.

AFFIRMATIVE ACTION: Pursuant to Section 3.7 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), this Contract is exempt from review.

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

FINANCIAL: Charge to the Office of Technology Services: \$31,603.81
Budget Classification: 0960-210-000-1116-5400 \$31,603.81 Fiscal Year: 2002

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 September 27, 1995 (95-0927-RU3), 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).

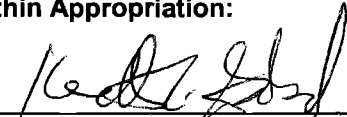
Approved for Consideration:


Anita Rocha
Acting Chief Purchasing Officer

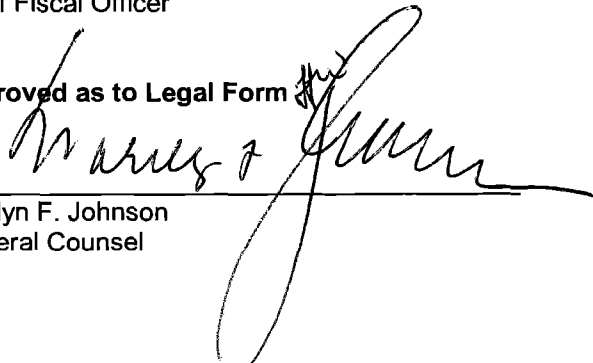
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to Legal Form


Marilyn F. Johnson
General Counsel