

**APPROVE ENTERING INTO A SOFTWARE LICENSE AND MAINTENANCE AGREEMENT WITH
EDUCATIONAL TECHNOLOGY CONSULTANTS, INC.**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into a software license and maintenance agreement with Educational Technology Consultants, Inc. for software products to be used by Technology Innovation Challenge Grant – Region 3 at a cost not to exceed \$87,000. Software licensor was selected on a non-competitive basis due to their successful development of a similar web-based professional development software program for the Chicago Public School's Teacher's Academy. A written license agreement for such software products is currently being negotiated. Software upgrades and "bug fixes" will be provided free of charge for 365 days from date the written license agreement is signed. Thereafter, the Board must pay an annual maintenance fee for such upgrades and bug fixes not to exceed \$15,666 annually. No use of the software shall begin and no payment shall be made to software Licensor prior to the execution of the written license agreement. 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.

SPECIFICATION NO.: 02-250110

SOFTWARE LICENSOR: Educational Technology Consultants, Inc.
609 Martin Lane, Deerfield, Illinois
Contact Person: Susanne Andresen
847-253-2453
Vendor # 28596

USER: Technology Innovation Challenge Grant – Region3
231 North Pine Avenue
Chicago, Illinois 60644-2333
Lydia C. Nantwi, Project Director
534-9668

TERM: The term of this software license agreement shall commence on the date the agreement is signed and shall end two years thereafter.

EARLY TERMINATION RIGHT: 30 days prior written notice by the Board

USE OF SOFTWARE: Professional Development Administration System that will establish on-line communications between learning partners (teachers, principals, administrators and parents) by facilitating the distribution of information. All courses taught by the teacher-trainers trained by the Technology Innovation Challenge Grant in all Region 3 schools will be part of a database. Classroom teachers will be able to take a preliminary assessment quiz to determine level of technology skills, they will be able to register online for courses taught in any of the Region 3 schools and complete course evaluations online. The trainers will be able to view the assessment responses to develop a course of study for each teacher, obtain the names of those teachers registered for their classes. They will be able to view the evaluations submitted and trainers will be able to submit their timesheets online. The Professional Development Administration System will assist the TICG office in tracking courses offered, obtain data of the teachers registered and query the database by course title, instructor name or location of class which will significantly improve the efficacy of grant implementation.

DELIVERABLES: Software Licensor, Educational Technology Consultants, Inc. will develop a web-enabled software system that provides the following capabilities:

- ❖ Data base management (demographics, course, instructor, etc.)
- ❖ Registration processing
- ❖ Attendance tracking and analysis
- ❖ Historical data tracking and analysis (grades, certifications of achievement, TICG classes evaluations, etc.)

OUTCOMES: The use of this software will provide accountability to the educational process, bridge

communication gaps between learning partners, monitor student achievement and ease the administrative burdens of Technology Innovation Challenge Grant Staff.

LICENSE FEE: Software Licensor shall be paid in two installments. The first payment in the amount of \$29,000 will be payable upon execution of the agreement and the second payment in the amount of \$58,000 will be payable once the product is online and useable.

MAINTENANCE FEE: Upgrades and bug fixes will be provided free of charge during two year agreement. There will be an annual maintenance fee of \$15,666 thereafter.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written license agreement. Authorize the President and Secretary to execute the license agreement.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 35% total MBE, 22% total African American, 10% total Hispanic, 2% total Asian and 5% total WBE.

However, the Waiver Review Committee recommends that a partial waiver of the participation goals for this contract as required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan) be waived because the contract is not further divisible.

The vendor has, however, identified and scheduled the following firms and percentages.

TOTAL WBE – 100%

Educational Technology Consultants, Inc.
609 Martin Lane
Deerfield, IL 60015
\$ 87,000 Certified until 01/31/07

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

FINANCIAL: Charge to Technology Innovation Challenge Grant – Region 3: \$87,000 Fiscal Year: 2002
Budget Classification: 0903-239-872-8923-5311
Source of Funds: United States Department of Education
Technology Innovation Challenge Grant Program

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.

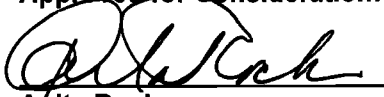
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

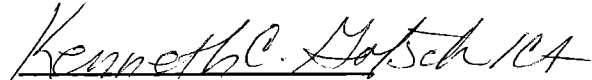
Approved for Consideration:


Anita Rocha
Acting Chief Purchasing Officer

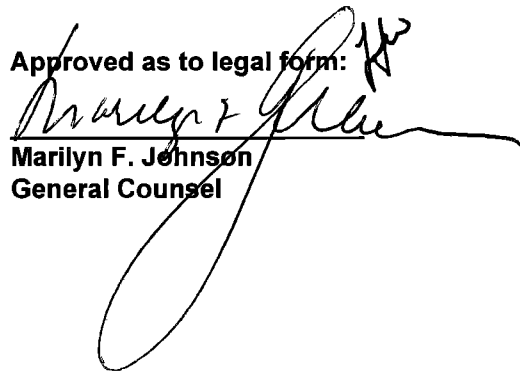
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to legal form:


Marilyn F. Johnson
General Counsel