

**RATIFY AN AGREEMENT WITH THE LEARNING TECHNOLOGY PURCHASE PROGRAM FOR THE  
PURCHASE OF DISCOUNTED EDUCATIONAL SOFTWARE**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Ratify an agreement with the Illinois Learning Technology Purchase Program (ILTPP) at a cost not to exceed \$2,500,000.00, in the aggregate, to purchase discounted educational software from pre-approved software vendors. Purchases have been made without prior Board approval. ILTPP was jointly developed by the Learning Technology Hubs (sponsored by the Illinois State Board of Education), the Illinois State Board Regional Offices of Education, and the Intermediate Service Centers, in response to a needs assessment provided by school district personnel from around the State. A written agreement for this purchase is currently being negotiated. No payment shall be made to ILTPP 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 60 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Specifications No.: 02-250207

**VENDOR:** Illinois Learning Technology Purchase Program  
200 South Frederick, Suite 305  
Rantoul, Illinois 61866  
Attn: Karen Pacunas  
Phone: 217-892-2844  
Fax 217-892-4637  
35519

**USER:** All Departments & Schools of the Board of Education of the City of Chicago  
C/O Department of Procurement and Contracts  
125 South Clark Street  
Chicago, Illinois 60603  
Contact: Shirley Berry  
Phone: 773-553-6260  
Fax: 773-553-6261

**TERM:** This agreement shall commence September 1, 2002 and shall end August 31, 2003, with the Board having two (2) options to renew for periods of 1-year each.

**DESCRIPTION OF PURCHASE:** Schools, regions, and central office departments shall be allowed to purchase off the shelf academic software from a list of pre-approved vendors, at their option, via a requisition to Procurement and Contracts who will mail a purchase order to the ILTPP. The list of available products will be updated periodically and all schools, regions, areas, and central office departments will be notified of updates pertaining to available products and their costs. Purchase of all academic software products for schools shall be consistent with the school's technology plan and the implementation of the school improvement plan.

**ILTPP Obligations:**

1. Review pre-approved suppliers on an on-going basis
2. Maintain up-to-date catalog pricing and other pertinent information.
3. Secure best discounts available.

**COMPENSATION:** Total purchases shall not exceed \$2,500,000.00, in the aggregate.

**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 Education Officer to execute all ancillary documents required to administer or effectuate the Agreement and any amendments thereto.

**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 *full* waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the contract scope is not further divisible.

As a condition of the approved waiver, the vendor has agreed to enter into the External Partnership/Resource Program.

**LSC REVIEW:** LSC approval shall be required prior to a school purchase under this agreement.

**FINANCIAL:**

Charge to:	Various schools and departments
Fiscal Year:	2002-2003
Budget Classification:	5311 Software

**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.

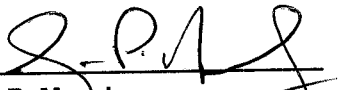
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

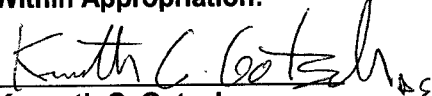
**Approved for Consideration:**

  
 Sean P. Murphy  
 Chief Purchasing Officer

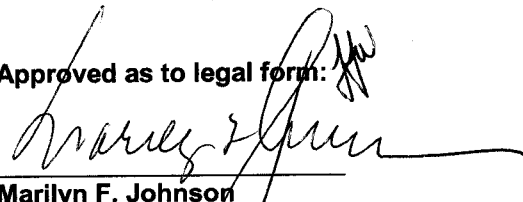
**Approved:**

  
 Arne Duncan  
 Chief Executive Officer

**Within Appropriation:**

  
 Kenneth C. Gotsch  
 Chief Fiscal Officer

**Approved as to legal form:**

  
 Marilyn F. Johnson  
 General Counsel