

**APPROVE ENTERING INTO AN AGREEMENT WITH NEXTEL COMMUNICATIONS, INC. FOR  
CELLULAR AND RADIO WIRELESS TELECOMMUNICATION SERVICES AND EQUIPMENT**

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

Approve entering into an agreement with Nextel Communications, Inc. ("Consultant" or "Vendor") to provide cellular and radio wireless telecommunication services and equipment for the Office of Technology Services ("OTS") at a cost not to exceed \$205,020.00, of which \$165,997.20 is eligible for, but not contingent upon, discounts in accordance with the guidelines and requirements of the Federal Government's Universal Services Program ("E-Rate"), at a cost to the Board not to exceed \$39,022.80. Vendor was selected pursuant to a duly advertised Request for Proposals (Specification No. 02-250221). A written agreement for Vendor's services is currently being negotiated. No equipment or services shall be provided and 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.:** 02-250221

**VENDOR:** Nextel Communications, Inc.  
2001 Edmund Halley Drive  
Reston, Virginia 20191  
Contact: Mr. Frank Gatto  
Telephone No. (703) 856-0165  
Vendor No. 26443

**USER:** Office of Technology Services  
125 South Clark Street, 3rd Floor  
Chicago, Illinois 60603  
Contact: Elaine L. Williams, Chief Technology Officer  
Telephone No. (773) 553-1300

**TERM:** This agreement is for a term commencing on July 1, 2003 and ending on June 30, 2004. This term is necessary to coincide with, and allow for the Board's participation in, Year 6 of the E-Rate program. This agreement shall have two (2) options to renew for periods of one (1) year each at a cost to be negotiated upon renewal.

**EARLY TERMINATION RIGHT:** The Board has the right to terminate this agreement upon thirty (30) days written notice.

**SCOPE OF SERVICES:** Vendor will provide the Board with digital cellular and radio wireless telecommunication services, including cellular and wireless telephone equipment and accessories for approximately 60 current users and 190 future users. The Board currently averages approximately 18,000 minutes of local and national usage.

**DELIVERABLES:** Vendor will provide the Board with cellular and wireless telecommunication services and telephone equipment through the end of fiscal year 2004.

**OUTCOMES:** Vendor's services will result in the Board having continuous cellular and radio wireless telecommunication services and equipment through the end of fiscal year 2004.

**COMPENSATION:** Vendor shall be paid as follows: Upon monthly invoicing, \$53.99 monthly access fee per activated telephone for 300 cellular minutes (including long distance and roaming); monthly variable charges (\$0.35 per minute overage charge; other wireless services (such as mobile e-mail, analog minutes, and new or additional equipment); total cost not to exceed \$205,020.00, of which \$165,997.20 is eligible for, but not contingent upon, E-Rate discounts, at a cost to the Board not to exceed \$39,022.80.

**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:** This contract is in full compliance with the goals required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan). The M/WBE participation goals for the contract include: 35% total MBE, 22% total African American, 10% total Hispanic, 2% total Asian and 5% total WBE.

The vendor has identified and scheduled the following firms and percentages:

Total 35% MBE:

Total 22% African American:

<b>Advantage</b>	\$45,104.00
8260 Elmwood Ave.,	Reapplied the last week of 12/02
Skokie, IL 60077	

Total 11% Hispanic:

<b>Real Tech</b>	\$22,552.00
10411 S. Ewing Ave.,	Applied 12/27/02
Chicago., Illinois 60617	

Total 2% Asian:

<b>World Richman</b>	\$4,100.00
350 Crossen Ave.,	Certified through 7/31/03
Elk Grove Village, Illinois 60007	

Total WBE 5%

<b>Chicago Communications</b>	\$10,250.00
200 Spangler Ave.,	Certified through 10/31/03
Elmhurst, Illinois 60126	

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

**FINANCIAL:** Charge to the Office of Technology Services: \$205,020.00  
Budget Classification: 0960-552-000-1614-5430 \$205,020.00 FY04

**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.

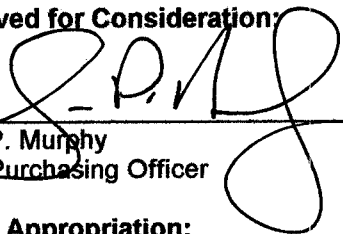
**Conflicts** – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of or the letting of contracts to, former Board members during the one-year period following expiration or other termination of their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

  
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Sean P. Murphy  
Chief Purchasing Officer

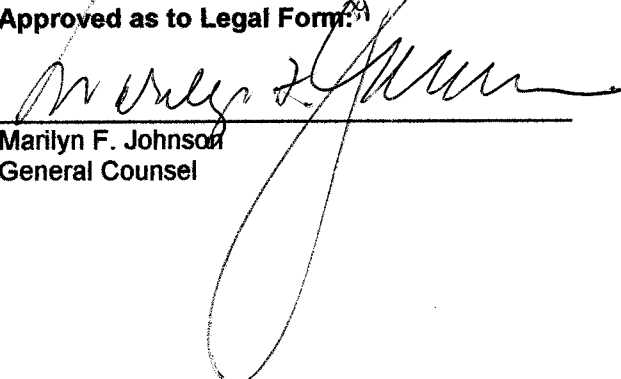
**Approved:**

  
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Arne Duncan  
Chief Executive Officer *by AD*

**Within Appropriation:**

  
\_\_\_\_\_  
Kenneth C. Gotsch  
Chief Fiscal Officer

**Approved as to Legal Form:**

  
\_\_\_\_\_  
Marilyn F. Johnson  
General Counsel