

**AMEND BOARD REPORT 05-1116-PR1
AMEND BOARD REPORT 05-0727- PR10**

**APPROVE ENTERING INTO AGREEMENTS WITH VARIOUS VENDORS FOR THE PURCHASE AND/OR
LEASE OF OUTPUT DEVICE EQUIPMENT AND ASSOCIATED SUPPLIES AND SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into agreements with various Vendors for the purchase and/or lease of output device equipment, associated accessories, supplies, maintenance, repair services and training for use by all Area Instruction offices, central office departments and schools at an aggregate cost not to exceed \$16,000,000.00. These contracts are subject to the Board's Strategic Sourcing Policy. Vendors were selected on a competitive basis pursuant to a duly advertised Request for Proposal (Specification 04-250169). Written agreements with the vendors are currently being negotiated. No services or equipment may be rendered or received and no payment shall be made to vendors prior to the execution of the written agreements. The authority granted herein shall automatically rescind as to each vendor in the event a written agreement is not executed by such vendor within 90 days of the date of this Board Report. Information pertinent to these agreements is stated below.

This Amended Board report is necessary to authorize Chicago Global Capital, a joint venture, to have the ability to sell and/or lease faxes and scanners in addition to digital duplicators.

This second amended Board report is necessary to i) amend Exhibit B of the written agreement with Konica Minolta Business Solutions' (Konica) for MFD equipment in order to reflect changed product numbers and MFD speeds and ii) to correct language inadvertently changed when Board Report was amended previously. An amendment to the Konica agreement is required. The authority granted herein shall automatically rescind in the event a written amendment is not executed by Konica within 90 days of this amended Board Report.

SPECIFICATION NO.: 04-250169

- VENDOR:**
- | | |
|---|---|
| <p>1. Hallagan Business Machines
6854 W. North Ave.
Chicago, IL. 60603
Contact Person: Joan Hallagan
(773) 637-0368
Vendor No. 19766
Equipment: Digital duplicators
User Groups: Schools and Area Instruction Offices</p> | <p>2. Chicago Global Capital, a joint venture
4 Territorial Court
Bollingbrook, IL. 60440
Contact Person: Julie Neubert
(630) 771-8525
Equipment: Digital duplicators,
faxes and scanners
Equipment: Digital duplicators, faxes
and scanners
User Groups: Schools and Area
Instruction Offices
Vendor No. 60601</p> |
| <p>3. Konica-Minolta Business Solutions
150 S. Wacker Dr. Suite 2300
Chicago, IL. 60606
Contact: Mr. Brian Gasteier
(312) 726-9100
Vendor No. 22594
Equipment: MFDs and Copiers
User Groups: Central Office, Schools
Area Instruction Offices</p> | <p>4. Ikon Office Solutions, Inc.**
101 N. Wacker Dr. – Suite 1700
Chicago, IL. 60606
Contact: Mr. Victor Smith
(312) 252-4462
Vendor No. 39653
Equipment: MFDs and Copiers
User Group: Schools
**Must comply w/affirmative action prior to
execution of contract.</p> |
| <p>5. Canon Business Solutions – Central, Inc.
425 N. Martingale Rd.
Schaumburg, IL. 60173
Contact: Mr. Paul Murphy
(847) 706-3411
Vendor No. 39190
Equipment: MFDs and Copiers
User Group: Schools</p> | |

USER: All Area Instruction Offices, central office departments and Schools - specific user group for each vendor is specified above.
Contact Person: Linda Newcomb Kelly, ~~Commodity Manager~~ Manager of Purchasing, (773) 553-2278

TERM: Each agreement shall commence on the date the agreement is signed and shall end twenty-four (24) months thereafter. Each agreement shall have two (2) one year renewal options. The cost of the renewal agreements will be negotiated at the time of such renewal.

EARLY TERMINATION RIGHT: Thirty days written notice by the Board of Education.

DELIVERABLES: The Vendors will provide the output device equipment specified above for each Vendor and associated supplies, maintenance, repair services and training to schools, central office departments and Area Instruction offices. Schools, central office departments and Area Instruction offices may purchase or lease equipment at their option via requisition to Procurement and Contracts who will mail a purchase order to the vendor. Principals have the authority to enter into lease agreements for up to a four (4) year term. Any lease agreement which extends beyond a principal's contract with the Board or exceeds ~~\$10,000~~ \$25,000 must be signed by the AIO. Purchases that exceed the ~~\$10,000~~ \$25,000 Principal authority must be approved by the AIO. Purchases made by any central office department, ~~regardless of amount~~ that exceed \$25,000 must be approved by the pertinent Chief.

PRICES: The prices for the purchase and/or lease of the equipment shall be as specified in the agreements.

COMPENSATION: Vendors shall be paid as periodic invoices are submitted and verified; the total amount for all vendors not to exceed \$16,000,000.00 in the aggregate.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions, ~~including indemnification~~ in the written agreements. Authorize the President and Secretary to execute the agreements. Authorize Principals to sign lease agreements up to \$10,000; authorize AIOs to sign lease agreements that exceed \$10,000 on behalf of schools; authorize the Chief Information Officer or his designee to execute all lease agreements for central office departments regardless of amount. Authorize the Chief Purchasing Officer or her designee to execute all ancillary documents required to administer or effectuate these agreements.

AFFIRMATIVE ACTION: ~~Pursuant to Section 6.2 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), the Per Contract and Category Goals method for M/WBE participation will be utilized. Thus, contracts for subsequent vendors from the pool created by this contract will be subject to compliance reviews on a contract-by-contract basis. Aggregated compliance of the vendors in the pool will be reported on a quarterly basis.~~

Pursuant to Section 6.2 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan), the Per Contract and Category Goals method for M/WBE participation will be utilized. Thus, contracts for subsequent vendors from the pool created by this contract will be subject to compliance reviews on a contract-by-contract basis. Aggregated compliance of the vendors in the pool will be reported on a quarterly basis. ***However, the Office of Business Diversity recommends that IKON's contract not be signed until they provide an M/WBE plan that satisfies the Revised Remedial Plan for Economic Participation.***

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

FINANCIAL: Charge to Various Departments
Fiscal Year: 2005, 2006
Source of Funds: Various

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.

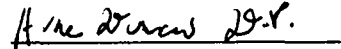
Ethics – The Board's Ethics Code adopted ~~September 27, 1995 (95-0927-RU3)~~ June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:


Heather A. Obora
Chief Purchasing Officer

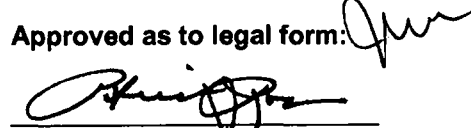
Approved:


Arne Duncan
Chief Executive Officer

Within Appropriation:


John Maiorca
Chief Financial Officer

Approved as to legal form:


Patrick Rocks
General Counsel