

**APPROVE ENTERING INTO A SOFTWARE LICENSE AGREEMENT WITH
CITYSPAN TECHNOLOGIES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into a software license agreement with Cityspan Technologies. for after school attendance software to be used by the Office of Extended Learning Opportunities at a cost not to exceed \$130,000. Software licensor was selected on a non-competitive basis because of their unique services and as the sole source for Cityspan, a web-based software that meets the data collection, service management and program evaluation needs of the Office of Extended Learning Opportunities. A written license agreement for such software products is currently being negotiated. Software upgrades and "bug fixes" are included in the licensing and maintenance fee. Thereafter, the Board must pay an annual maintenance fee for such upgrades and bug fixes. 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.

SOFTWARE

LICENSOR: Cityspan Technologies
2437 Durant Ave., Suite 206
Berkeley, CA 94704
Contact: Mark Min
Phone: 510-665-1700
Vendor #97779

USER: Office of Extended Learning Opportunities
Chicago Public Schools
125 S. Clark St., 10th floor
Chicago, IL 60603
Contact: Erica L. Harris
Phone: 773-553-3680

TERM: The term of this software license agreement shall commence on October 24, 2007 and shall end 12 months thereafter.

USE OF SOFTWARE: Cityspan Technologies will provide site licenses and user support services to 400 CPS program sites for the use of Cityspan's after school attendance software. The software will collect student-level attendance data and generate summary reports that meet requirements of the various funding sources of the Chicago Out of School Time Project.

OUTCOMES: With Cityspan, Office of Extended Learning Opportunities program schools can manage participant information, track activities and evaluate outcomes with greater efficiency. Schools can also enroll participants in program activities and track their attendance via customized online forms. Cityspan reports will assist with analyzing service patterns and participant characteristics, which will allow central office and program staff the ability to identify details such as who is being served, what hours and activities are most in demand, and where intended outcomes are being met.

LICENSE FEE: Software Licensor shall be paid a lump sum in the amount of \$130,000.

MAINTENANCE FEE: The maintenance fee for the term of this agreement is included in the licensing fee stated above.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions, including any Board indemnities to be provided to Licensor, in the written license agreement. Authorize the President and Secretary to execute the license agreement. Authorize Chief Education Officer to execute all ancillary documents required to administer or effectuate this license agreement.

AFFIRMATIVE ACTION: N/A

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

FINANCIAL: Charge to Office of Extended Learning Opportunities: \$130,000
Budget Classification: 11390-332-54125-266209-430061

Fiscal Year: 2008
Source of Funds: SES

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.

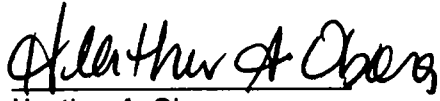
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness – The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement

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

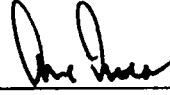
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



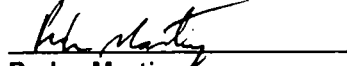
Heather A. Obora
Chief Purchasing Officer

Approved:



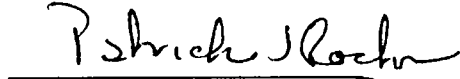
Arne Duncan
Chief Executive Officer

Within Appropriation:



Pedro Martinez
Chief Financial Officer

Approved as to legal form:



Patrick J. Rocks
General Counsel