

**APPROVE EXERCISING THE FINAL OPTION TO RENEW THE AGREEMENT WITH
OFFICE DEPOT, INC. FOR THE PURCHASE OF OFFICE SUPPLIES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the option to renew the agreement with Office Depot, Inc. (Specification # 05-250001) for the purchase of office supplies for use by all schools and departments at a cost for the option period not to exceed \$27,000,000. This contract is subject to the Board's Strategic Sourcing Policy. A written extension agreement exercising this final option is currently being negotiated. No payment shall be made to Office Depot, Inc. during the option period prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

VENDOR:

1)
Office Depot
515 Kehoe Blvd.
Carol Stream, IL 60188
Robert Peluso
800-651-4624

Vendor # 14360

USER:

Office of Contracts and Procurement
125 South Clark Street 10th Floor
Chicago, IL 60603
Felicia D. Carwell, Commodity Manager
773 553-2289

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report #05-0727-PR7) in the amount of \$25,146,800 is for a term commencing July 27, 2005 and ending July 26, 2007, with the Board having two (2) options to renew for two (2) year terms. The agreement was renewed (authorized by Board Report #07-0627-PR3) for a term commencing July 27, 2007 and ending July 26, 2009. The original agreement was awarded on a competitive basis pursuant to Board Rule 5-4.1.

OPTION PERIOD:

The term of this agreement is being extended for two (2) years commencing July 27, 2009 and ending July 26, 2011.

OPTION PERIODS REMAINING:

There are no option periods remaining.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices and discount percentages contained in the original agreement; not to exceed the sum of \$13,500,000 per year.

AUTHORIZATION:

Authorize the General Counsel to include other relevant terms and conditions in the written option document. Authorize the President and Secretary to execute the option document. Authorize Chief Purchasing Officer to execute all ancillary documents required to administer or effectuate this option agreement.

AFFIRMATIVE ACTION:

The M/WBE Goals for this contract include 26% total MBE and 5% total WBE. The vendor has identified the following firms:

Total MBE - 26%

American Products Distributors
8350 Arrowhead Blvd.
Charlotte, NC. 28273

Chicago Shred Authority
2416 S. Archer
Chicago, IL 60610

Total WBE - 5%

Pointe Writing
880 Remington Road
Schaumburg, IL 60173

VAB Enterprises
4070 W. 188th Street
Country Club Hills, 60478

B & L Distributors
7808 College Drive
Palos Heights, IL 60463

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charges to various schools and departments
Fiscal Years 2009-2010
Budget Classification: 5730-Equipment, 5320-Supplies, 5731-Furniture, 5310-Instructional Supplies
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.

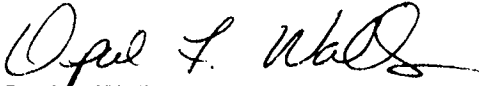
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness - The Board's Indebtedness Policy adopted 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:


Opal L. Walls
Chief Purchasing Officer


Within Appropriation:


PEDRO MARTINEZ
Chief Financial Officer

Approved:


Ron Huberman
Chief Executive Officer

Approved as to Legal Form:


PATRICK J. ROCKS
General Counsel