

APPROVE EXERCISING THE FIRST OPTION TO RENEW THE AGREEMENT WITH STAPLES BUSINESS ADVANTAGE, A DIVISION OF STAPLES CONTRACT AND COMMERCIAL, INC. FOR THE PURCHASE OF REMANUFACTURED INKJET AND LASER TONER CARTRIDGES AND COMPATIBLE INKJET AND LASER TONER CARTRIDGES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to renew the agreement with Staples Business Advantage, a division of Staples Contract & Commercial, Inc. for the purchase of Remanufactured Inkjet and Laser Toner Cartridges and Compatible Inkjet and Laser Toner Cartridges for use by all departments and schools at a cost for the option period not to exceed \$125,000. A written document exercising this option is currently being negotiated. No payment shall be made to Vendor 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)
Staples Business Advantage
400 S. Jefferson Street., Ste 302
Chicago, IL 60607
Denise Nyhan
312-930-6470x246

Vendor # 31975

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 07-0822-PR2) in the amount of \$250,000 is for a term commencing September 1, 2007 and ending August 31, 2009, with the Board having 2 options to renew for 12 months each. The original agreement was awarded on a competitive basis (Specification No. 06-250041) pursuant to Board Rule 5-4.1.

OPTION PERIOD:

The term of this agreement is being extended for 12 months commencing September 1, 2009 and ending August 31, 2010.

OPTION PERIODS REMAINING:

There is (1) one option period for 12 months remaining.

SCOPE OF SERVICES:

Goods: Remanufactured Inkjet and Laser Toner Cartridges and Compatible Inkjet and Laser Toner Cartridges
Quantity: As needed
Unit Price: Various

Total Cost Not to Exceed: \$125,000.00

DELIVERABLES:

Vendor will continue to provide Remanufactured Inkjet and Laser Toner Cartridges and Compatible Inkjet and Laser Toner Cartridges to all departments and schools.

OUTCOMES:

This purchase will result in the availability of various remanufactured and compatible Inkjet and Toner Cartridges for instructional and administrative use and optional participation in one or both vendor managed Inkjet and Toner Recycling/Rebate Programs.

COMPENSATION:

Vendor shall be paid in accordance with the unit prices and discounts percentages contained in the written agreement; total not to exceed the sum of \$125,000.00.

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 the President and Secretary to execute all ancillary documents required to administer or effectuate this option agreement.

AFFIRMATIVE ACTION:

This agreement is in full compliance pursuant to the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts. The M/WBE goals for this contract include: 26% total MBE and 5% total WBE participation.

The Vendor has identified the following firms:

Total MBE - 26%

Roxbury Technology Corporation
3368 Washington Street
Jamaica Plain, Massachusetts 02130
Contact: Elizabeth Williams

Total WBE - 5%

Rico Computer Enterprises, Inc.
7022 West 73rd Place
Chicago, Illinois 60638
Contact: Guadalupe Rico

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to various schools and departments
Fiscal Year 2009-2010
Budget Classification: 5320-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.

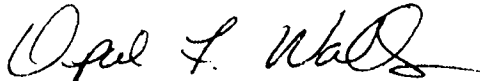
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Approved:



Ron Huberman
Chief Executive Officer

Within Appropriation:



PEDRO MARTINEZ
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS
General Counsel