

**APPROVE PAYMENT AND RATIFY ENTERING INTO A SOFTWARE LICENSE AGREEMENT
WITH INNOVATIVE ARCHITECTS**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve payment to Innovative Architects, LLC in the amount of \$74,000 for a software license and services rendered without prior Board approval and ratify entering into a software license agreement to be used by Office Human Capital Teacher Advancement Program (TAP). The software is a comprehensive on-line data entry system which will track the TAP documentation required for the Chicago TAP schools at a cost not to exceed \$74,000. Software licensor was selected on a non-competitive basis and approved by Non-Competitive Procurement Review Committee. A written license agreement for such software products is currently being negotiated. 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.

VENDOR:

- 1) Vendor # 76789
INNOVATIVE ARCHITECTS, LLC
3122 HILL STREET.
DULUTH, GA 30096
Scott McMichael
770-623-5734

USER:

Office of Human Capital
125 S Clark St - 2nd Floor
Chicago, IL 60603

Contact : Victoria Van-Nyugen
Phone: 773-553-1084

TERM:

The term of this software license agreement shall commence on October 1, 2010 and shall end December 30, 2011. The Board shall have no options to renew this agreement.

USE OF SOFTWARE:

Innovative Architects has developed a web-based software solution uniquely designed for schools participating in the nationwide TAP initiative that provides real-time evaluation information, online tracking of goals, meetings and action plans, and a forum for sharing information with other schools in the state. Innovative Architects is the sole source provider of this web-based software solution.

OUTCOMES:

With the use of the system, program administrators will be able to monitor the school's fidelity of implementation and daily records of school level activities.

LICENSE FEE:

Software Licensor shall be paid a license fee in the amount of \$74,000.

MAINTENANCE FEE:

Not applicable

AUTHORIZATION:

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

AFFIRMATIVE ACTION:

A review of Minority and Women Business Enterprise participation was precluded due to completed contract performance.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Charge to the Office of Human Capital: \$74,000
Budget Classification: 11070-324-54125-221245-542126
Source of Funds: Teacher Incentive Fund

CFDA#: Not Applicable

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:


TERRY MAZANY
Chief Executive Officer

Within Appropriation:


DIANA S. FERGUSON
Chief Financial Officer

Approved as to Legal Form:


PATRICK J. ROCKS
General Counsel