

**APPROVE EXERCISING THE OPTION TO RENEW THE AGREEMENT WITH BANK OF AMERICA  
FOR BANKING SERVICES**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve exercising the option to renew the agreement with Bank of America ("BofA") to provide banking services to the Office of School Financial Services, Bureau of Treasury at a total cost for the option period not to exceed \$120,000.00 per fiscal year. A written document exercising this option and a reduction in certain unit pricing, is currently being negotiated. This option period allows for additional electronic vendor payments and increase in revenue from lockbox volume, should they occur. No payment shall be made to BofA during the option period prior to 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.

Specification Number : 08-250023

Contract Administrator : Flores, Miss Nanzi / 773-553-2280

**VENDOR:**

- 1) Vendor # 44055  
BANK OF AMERICA, N.A.  
231 SOUTH LASALLE STREET  
CHICAGO, IL 60604  
Kimberly Feeney  
312 828-7886

**USER INFORMATION :**

Contact: 12440 - Treasury  
125 South Clark Street  
Chicago, IL 60603  
Jopak Shaker, Ms. Melanie A.  
773-553-2595

**ORIGINAL AGREEMENT:**

The original Agreement (authorized by Board Report 09-0225-PR11 as amended by 12-0328-PR22), not to exceed \$78,000 per year for FY10 and FY11 and not to exceed \$100,000 for FY12, is for a term commencing August 1, 2009 and ending July 31, 2012, with the Board having one option to renew the agreement for one additional 24-month period. The original agreement was awarded on a competitive basis pursuant to Board Rule 7-2.

**OPTION PERIOD:**

The term of this agreement is being renewed for 23 months commencing August 1, 2012 and ending June 30, 2014.

**OPTION PERIODS REMAINING:**

There are no option periods remaining.

**SCOPE OF SERVICES:**

Bank of America will continue to provide electronic data interchange (EDI) payment services, lockbox services, and other specific services at the request of the Chief Financial Officer, as detailed in the written agreement.

**DELIVERABLES:**

Vendor will continue to provide activity statements, reconciliation reports, return items, electronic information, electronic access to information, and other written and electronic reports as requested, all as detailed in the written agreement.

**OUTCOMES:**

Vendor's services will result in streamlining of receipts and payments, cost and time savings in payment process, increased interest income due to more efficient cash management, operational efficiencies, and process reconciliation.

**COMPENSATION:**

During this option period Bank of America shall be paid according to the specific rates identified in the written renewal agreement; total not to exceed the sum of \$120,000.00 per fiscal year, inclusive of any reimbursable expenses.

**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 Financial Officer to execute all ancillary documents required to administer or effectuate this option agreement.

**AFFIRMATIVE ACTION:**

This agreement is in full compliance with the goals required by the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts. The M/WBE requirements for this agreement include: 35% total MBE and 5% total WBE participation.

The Vendor has identified and scheduled the following firms and percentages:

**Total MBE - 35%**

Creative Printing Services  
1701 Birchwood Avenue  
Des Plaines, IL 60018

**Total WBE - 5%**

Cheevers and Co.  
440 South LaSalle Street  
Chicago, IL 60605

**LSC REVIEW:**

Local School Council approval is not applicable to this report.

**FINANCIAL:**

FY2013 and FY2014 funding is contingent upon budget appropriation and approval.

12440-115-54125-252302-000000-2013	\$120,000.00
12440-115-54125-252302-000000-2014	\$120,000.00

**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 May 25, 2011 (11-0525-PO2), 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:



SÉBASTIEN de LONGEAUX  
Chief Procurement Officer

Approved:



JEAN-CLAUDE BRIZARD  
Chief Executive Officer

Within Appropriation:



DAVID G. WATKINS  
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS  
General Counsel