

AUTHORIZE THE SECOND AND FINAL RENEWAL OF THE CHARTER SCHOOL CONSORTIUM AGREEMENT WITH VARIOUS CHARTER SCHOOLS TO ALLOW ITS TO APPLY FOR SUBSIDIZED E-RATE ELIGIBLE SERVICES AND/OR PRODUCTS ON THEIR BEHALF

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the second and final renewal agreement with various Charter schools to allow the Board to apply for certain subsidized E-Rate Eligible Services and/or Products such as Telecommunications, Internet Access, Internal Connections Projects and Basic Maintenance Services on behalf of the participating charter schools ("Participants"), in accordance with the guidelines and requirements of the Federal Government's Universal Services Program ("E-Rate"). A written renewal agreement for all Participants is available for signature. The authority granted herein shall automatically rescind as to each participant in the event the written agreement is not executed by such participant within ninety (90) days of the date of this Board Report. Information pertinent to the consortium agreement is stated below.

DEPARTMENT: Information & Technology Services
42 W. Madison Street, 2nd floor
Chicago, Illinois 60602
Contact: Philip B DiBartolo, Acting Chief Information Officer
Telephone No.: (773) 553-2641

ORIGINAL AGREEMENT: The original agreement (authorized by Board Report #11-1214-FN1) was for a term commencing July 1, 2012 through June 30, 2015, with the Board having two (2) options to renew for one (1) year term each. The first renewal term (authorized by Board Report #15-0225-EX3) was for a term commencing July 1, 2015 through June 30, 2016.

RENEWAL TERM: The consortium agreement shall be renewed for a term commencing July 1, 2016 and ending June 30, 2017.

OPTIONS TO RENEW: There are no options to renew remaining.

PURPOSE OF CONSORTIUM: The purpose of the consortium is to allow the Board to apply to the School and Library Division/Universal Service Administrative Company ("SLD/USAC") on behalf of its Participants for E-Rate subsidized services and/or products to be provided to Participants during E-Rate Funding Year 2019 (July 1, 2016 through June 30, 2017).

PARTICIPANTS: Participants in the Consortium will be charter schools who share facilities with existing CPS schools and/or operate in buildings owned by CPS. Participants will be part of CPS's telecommunication and data networks.

RESPONSIBILITIES OF THE BOARD: The Department of Information & Technology Services, as the organizer and billed entity of the Consortium, will provide the following to the Participants:

- Oversight and management of the E-Rate application process that will include determination of eligibility of E-Rate Eligible Services and/or Products;
- Payment of invoices on behalf of the Participants for Eligible E-Rate Services and/or Products that may include telecommunications, internet access, internal connections and basic maintenance services; and
- Obtain the delivery, support and implementation of E-Rate Eligible Services and/or Products.

RESPONSIBILITIES OF CHARTER SCHOOL PARTICIPANTS: Each Participant shall be required to submit a copy of their technology plan, including all amendments thereto, for the duration of the Agreement and to execute a letter of agency. Each Participant shall provide written authorization and approval to the Board for the purchase of E-Rate Eligible Services and/or Products and Ineligible E-Rate Services and/or Products that will be applied for on behalf of the consortium participants. Each Participant

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shall be responsible for reimbursing the Board for its pro-rata share of the Non-Discounted Portion for E-Rate Eligible Services and/or Products and Ineligible E-Rate Services and/or Products as set forth in the consortium agreement and letter of agency. The Participants shall either reimburse the Board directly or shall authorize the Board in the consortium agreement to deduct the full amount of their prorata share of the Non-Discounted Portion of the E-Rate Eligible Services and/or Products and Ineligible E-Rate Services and/or Products from any payments to be made to the charter school by the Board under their Charter School Agreement.

AUTHORIZATION: Authorize the General Counsel to include all relevant terms and conditions in the written renewal agreement. Authorize the President and Secretary to execute the consortium renewal agreement. Authorize the Chief Information Officer to execute any and all other ancillary documents required to administer or effectuate the consortium renewal agreement.

AFFIRMATIVE ACTION: Not applicable.

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

FINANCIAL: As the consortium's billed entity, the Board will pay the full amount of the Non-Discounted Portion of the E-Rate Eligible Services and/or Products and Ineligible E-Rate Service and/or Products to the selected service provider in accordance with the terms of the Board's agreement with the selected service provider and the guidelines and requirements of the Federal Government's Universal Services Program ("E-Rate"). Participants shall be responsible for paying their pro-rata share of the Non Discounted Portion to the Board for E-Rate Eligible Services and/or Products and Ineligible E-Rate Services and/or Products as set forth in the consortium agreement and letter of agency. The Participants shall either reimburse the Board for their pro-rata share of the Non-Discounted Portion of the E-Rate Eligible Services and/or Products and Ineligible E-Rate Services and/or Products or the Board shall deduct their pro-rata share from any payments to be made to the charter school by the Board under their Charter School Agreement.

GENERAL CONDITIONS:

Inspector General- Each party to each 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 agreements 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-P03), as amended from time to time, shall be incorporated into and made a part of each agreement.

Ethics -The Board's Ethics Code adopted May 25, 2011 (11-0525-P02), as amended from time to time shall be incorporated into and made a part of each agreement.

Contingent Liability - Each 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:



PHILLIP DIBARTOLO
Acting Chief Information Officer

Approved:



FORREST CLAYPOOL
Chief Executive Officer

Approved as to Legal Form: *gmm*



RONALD L. MARMOR
General Counsel