

**AUTHORIZE THE THIRD AND FINAL RENEWAL AGREEMENT WITH E-BUILDER, INC. FOR
CONSTRUCTION MANAGEMENT SOFTWARE AND RELATED SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the third and final renewal agreement with E-Builder, Inc. to provide construction management software and related services to the Department of Capital Planning and Construction at an estimated annual cost set forth in the Compensation Section of this report. A written document exercising this option is currently being negotiated. No payment shall be made to the Vendor 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 : 16-350042

Contract Administrator : Gonzalez, Cristina / 773-553-2280

VENDOR:

- 1) Vendor # 17301
e-Builder, Inc.
13450 W. Sunrise, Suite 600
Sunrise, FL 33323
David Massengill
956 556-6728

Ownership: Trimble, Inc. - 100%

USER INFORMATION :

Project
Manager: 11860 - Facility Operations & Maintenance

42 West Madison Street

Chicago, IL 60602

Hansen, Ivan

773-553-2960

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 17-0125-PR7) in the amount of \$1,450,000 is for a term commencing June 14, 2017 and ending June 13, 2020 with the Board having three (3) options to renew for one (1) year terms. The Agreement was amended (authorized by Board Report 18-0926-PR5) to increase the spend authority to \$2,450,000. The First and Second Agreement was renewed (authorized by Board report 20-0422-PR6) for two (2) years June 14, 2020 thru June 13, 2022. The original agreement was awarded on a competitive basis pursuant to former Board Rule 7-2.

OPTION PERIOD:

The term of this agreement is being renewed for one (1) year commencing June 14, 2022 and ending June 13, 2023.

OPTION PERIODS REMAINING:

There are no option periods remaining.

SCOPE OF SERVICES:

Vendor will continue to provide their Commercial Off the Shelf (COTS) Capital Construction Management System, e-Builder system, for the Capital Construction Improvement Program (CIP). Vendor's software system will provide document management and automated workflow systems. Configuration, implementation, and migration of new web-based program management system will be accessible from the field.

DELIVERABLES:

Vendor will continue to provide a complete software application that houses capital planning, cost management and controls, process automation, report and dashboards, scheduling, document management, and bid management in one integrated suite.

OUTCOMES:

Vendor's services will continue to enable the Board to be on a standard construction management system allowing better project cost comparison with the CTA, CHA, PBC and the Chicago Water Reclamation District, enabling the sister agencies to share best practices.

COMPENSATION:

Vendor shall be paid during this option period as follows:
Estimated annual costs for this option period are set forth below:
\$565,000, FY23

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 Executive Director of Capital Planning and Construction to execute all ancillary documents required to administer or effectuate this option agreement.

AFFIRMATIVE ACTION:

Pursuant to the Remedial Program for Minority and Women Owned Business Participation in Goods and Services contracts, (M/WBE Program), this contract is exempt as this agreement is for proprietary software.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Various Capital Funds; Department of Capital Planning and Construction, Unit 11860
\$565,000, FY23
Not to exceed \$565,000 for the one (1) year term. Future year funding is contingent upon budget appropriation and approval.

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:




CHARLES E. MAYFIELD
Chief Procurement Officer

Approved:



PEDRO MARTINEZ
Chief Executive Officer

Approved as to Legal Form: 



JOSEPH T. MORIARTY
General Counsel