

**APPROVE THE RENEWAL OF THE AGREEMENT WITH SBC DATACOMM
(f/k/a SBC GLOBAL SERVICES, INC.) FOR
LOCAL AREA NETWORK (LAN) CONSTRUCTION SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve the renewal of the agreement with SBC Datacomm (f/k/a SBC Global Services, Inc.) to provide LAN construction services to the Department of Operations at a cost not to exceed \$46,997,000 during the renewal term. Vendor was selected pursuant to a request for proposals solicited in accordance with the guidelines and requirements issued by the Federal Government's Universal Services Program. Because vendor currently has a contract for these services, a new contract is not necessary and the parties have agreed to renew the current contract. A written renewal agreement is currently being negotiated. No payment shall be made to the vendor prior to the execution of the written renewal agreement. The authority granted herein shall automatically rescind in the event a written document is not executed with ninety (90) days of the date of this Board Report. Information pertinent to this renewal is stated below:

VENDOR: SBC Datacomm (f/k/a SBC Global Services, Inc.)
225 West Randolph, Floor 23C
Chicago, Illinois 60606
Contact: Kaneese McNamer
Telephone No. (312) 364-2982
Vendor No. 73289

USERS: Department of Operations
125 South Clark Street, 16th Floor
Chicago, Illinois 60603
Contact: Timothy Martin, Chief Operating Officer
Telephone No. (773) 553-2900

Office of Technology Services
125 South Clark Street, 3rd Floor
Chicago, Illinois 60603
Contacts: Elaine L. Williams, Chief Technology Officer
Arlene Love, Deputy Chief Technology Officer -- Operations
Telephone: (773) 553-1300

ORIGINAL AGREEMENT: The original Local Area Network agreement (authorized by Board Report 99-0324-PR20) is for a term commencing May 1, 1999 and ending June 30, 2001, with the Board having the option to renew for one additional year. The first extension to the agreement (authorized by Board Report 00-1220-PR11) is for a term commencing July 1, 2001 and ending June 30, 2002.

RENEWAL PERIOD: By mutual consent of the parties, the agreement is being renewed for a period commencing July 1, 2002 and ending June 30, 2003. This renewal term is necessary to coincide with and allow for the Board's participation in Year 5 of the E-Rate Program.

SCOPE OF SERVICES: SBC Datacomm will continue to provide construction and administrative services regarding the installation of the LAN infrastructure and pertinent network equipment and services at the individual schools. SBC Datacomm will also continue to provide the Board with working capital up to \$6,000,000 at no cost to the Board to fund project costs pending E-Rate reimbursement.

DELIVERABLES: SBC Datacomm will continue to provide all deliverables detailed in the Local Area Network Agreement.

OUTCOMES: The individual schools will have a local area network and classroom internet access.

COMPENSATION: SBC Datacomm shall be paid as follows: 9.5% of program management for administration, plus LAN installations, 8.5% for LAN design services and 8.5% for power design services, all not to exceed \$46,997,000. The Board shall be responsible, as part of the required match, to pay \$5,633,355 for the LAN wiring installations. The power design cost is a non E-Rate eligible items, the estimated cost of this service is \$3,663,500. (This figure is estimated based on previous discount percentages.) All compensation other than power design is contingent on E-Rate reimbursements and availability of FY 2003 capital funds. These services are eligible for, but not contingent upon, E-Rate discounts under the Federal Government's Universal Services Program.

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

AFFIRMATIVE ACTION: This contract is compliant with the goals of the Revised Remedial Plan for Minority and Women Business Enterprise Economic Participation (M/WBE Plan). M/WBE participation: 27% Black, 10.2% Hispanic, 23% Asian and 6.7% WBE.

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

FINANCIAL: Charge to the Department of Operations: \$46,997,000 Fiscal Year: 2003
Source of Funds: FY 2003 Capital Improvement Fund

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.

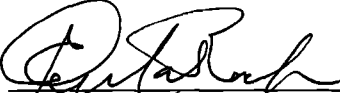
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their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

Indebtedness – The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), 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:




Anita Rocha
Acting Chief Purchasing Officer

Approved:



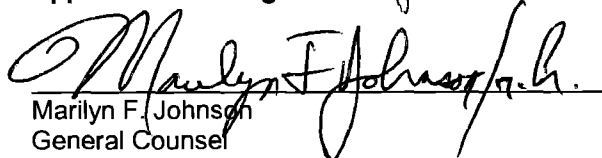
Arne Duncan
Chief Executive Officer *by PAD*

Within Appropriation:



Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to Legal Form: *HW*



Marilyn F. Johnson
General Counsel