

AMEND BOARD REPORT 01-0725-PR12
**RATIFY AN AGREEMENT WITH COMPUTER ASSOCIATES INTERNATIONAL, INC. FOR A
SOFTWARE LICENSE AND MAINTENANCE**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify a software license agreement with Computer Associates International, Inc. (CA) over a four-year term for a software license and maintenance of software required for the IBM Mainframe to be used by the Office of Technology Services at a cost not to exceed ~~\$508,877.00~~ \$516,118.00. These services were obtained without prior Board approval. Vendor was selected on a non-competitive basis because this software and maintenance is proprietary to CA. A written license agreement for such software product is currently being negotiated. Software upgrades and fixes will be provided for an annual maintenance fee included in the contract price. No payment shall be made to software licensor prior to the execution of the software license. The authority granted herein shall automatically rescind in the event a written agreement is not executed within ninety (90) days of the date of this Board Report. Information pertinent to this agreement is stated below.

This amendment is necessary to increase the dollar amount of the written agreement by \$7,241.00 for the purchase of two additional software products. A written amendment to the agreement is currently being negotiated. No payment for the additional two software products shall be made to software licensor prior to the execution of the amendment. The authority granted herein shall automatically rescind in the event a written amendment is not executed within ninety (90) days of the date of this Board Report.

SPECIFICATION NO.: 01-250029

SOFTWARE LICENSOR: Computer Associates International, Inc.
101 North Wacker Drive, Suite 150
Chicago, Illinois, 60606
Contact Person: Fidel Mercado, Regional Vice President
Telephone No. (312) 201-8557, ext. 6129
Vendor No. 35509

USER: Office of Technology Services
125 South Clark
Chicago, Illinois 60603
Elaine L. Williams, Chief Technology Officer
Telephone No. (773) 553-1300

TERM: The software license and maintenance agreement shall be for a term commencing March 01, 2000 and ending February 29, 2004.

USE OF SOFTWARE: CA will provide a license to the Board to use the software products listed below on the IBM mainframe computers. CA will also provide maintenance on these licensed software products which maintenance shall consist of program corrections and enhancements that CA may develop during the term of the agreement. CA shall also provide the following services.

- Star Total Client Care – a web based support service
- Total License Care – license keys or authorization codes to validate hardware configurations
- Technical Support

DELIVERABLES: CA will deliver the software, program corrections, and enhancements developed during the term of the agreement on magnetic tape. The other services will be provided by telephone during the term of the agreement. The software products being delivered are as follows:

- CA ACF2: a component that protects information assets.
- CA ACF2 VIEWPOINT: a user mainframe interface that enhances the integration of CA systems solutions.

- CA ACF2 DB2 OPTION: provides comprehensive access control for critical DB2 database resources.
- CA EASYTRIVE PLUS: a generalized information retrieval, report writing and application development tool.
- CA GENER/OL: a development tool for CICS that helps decrease the growing application backlog.
- CA ONE: an automated tape volume and tape data set management system.
- CA ONE/COPYCAT: provides advanced software to assist the user with tape media conversions.
- CA ONE/VIEWPOINT: a user interface for the mainframe that is built for tape services.
- CA SEVEN: a scheduling and workload management system.
- CA SEVEN/NOTEPAD: a component of CA-7 that allows the user to enter notes in a database.
- CA SEVEN/REPORT BALANCE: allows CA-7 users to automate the manual tasks of report balancing.
- CA SEVEN/REPORTS PLUS: provides presentation quality graphic reporting capabilities.
- CA SEVEN/SMART CONSOLE: extends CA-7 by providing basic automation functionality.
- CA SEVEN/VIEWPOINT: a user interface for mainframe that is built for job scheduling.
- CA DETECTOR: allows continuous monitoring of static and dynamic SQL statements in DB2.
- CA RC/COMPARE: a companion product to RC/Migrator which compares and synchronizes DB2 structures.
- CA RC/MIGRATOR: automates the movement of data among and between subsystems in DB2.
- CA DATABASE ANALYZER: performs "light out" analysis of DB2 for databases.
- CA PLAN ANALYZER: an SQL analysis, management, and monitoring tool for the DB2.
- CA THREAD TERMINATOR
- CA RECOVERY ANALYZER

OUTCOME: These products and services will provide the Board with the ability to continue with its current environment and manage its resources more effectively. In the security area, CA products will prevent unauthorized access to critical confidential data. Only authorized Board personnel will have access to private and sensitive data.

LICENSING FEE: Computer Associates shall be paid as follows: (i) A lump sum upon signing the software license and maintenance agreement, not to exceed the amount of \$142,877.00 for the period that began March 1, 2000 and will end July 31, 2001; and (ii) Three (3) equal payments of \$122,000.00 commencing July 31, 2001, July 31, 2002 and November 30, 2003; additional payments of \$4,522.00 in FY02 and \$2,719.00 in February 2003; the total not to exceed ~~\$508,877.00~~ \$516,118.00.

MAINTENANCE FEE: The maintenance fee for the term of this agreement is included in the licensing fees stated above.

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 Technology Officer to execute all ancillary documents required to administer or effectuate this license agreement.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include:

35% total MBE, 22% total African American, 10% total Hispanic, 2% total Asian and 5% total WBE.

However, the Waiver Review Committee recommends that a partial waiver of the participation goals for this contract as required by the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan) be waived because the contract is not further divisible.

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

Total WBE% - 4.5%
 All American Paper Co. 4.5%
 14 Plaza Drive
 Westmont, IL 60559 certified until 07/31/07

The city of Chicago Department of Procurement Services certifies each identified firm. The identified firms are subject to change upon approval from the Procurement and Contract's Division of Compliance and Vendor Services without further Board approval.

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

FINANCIAL: Charge to Office of Technology Services: $\$508,877.00 + \$7,241.00 = \$516,118.00$

Budget Classification: 0960-210-000-1116-5470	\$142,877	FY01 #5021725
Budget Classification: 0960-210-000-1110-5470	\$122,000	FY01 #5022021
Budget Classification: 0960-210-000-1116-5470	\$122,000	FY03
Budget Classification: 0960-210-000-1116-5470	\$122,000	FY04
<u>Budget Classification: 0960-210-000-7536-5470</u>	<u>\$4,522</u>	<u>FY02</u>
<u>Budget Classification: 0960-210-000-1116-5470</u>	<u>\$2,719</u>	<u>FY03</u>

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.

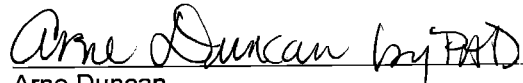
Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

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).

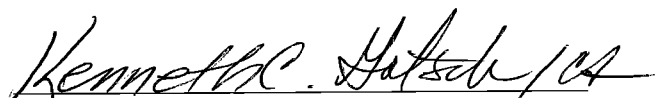
Approved for Consideration:


 Anita Rocha
 Acting Chief Purchasing Officer


Approved:


 Arne Duncan
 Chief Executive Officer

Within Appropriation:


 Kenneth C. Gotsch
 Chief Fiscal Officer

Approved as to Legal Form:


 Marilyn F. Johnson
 General Counsel