

**APPROVE THE RENEWAL OF THE AGREEMENT WITH STORAGE TECHNOLOGY FOR
HARDWARE AND SOFTWARE MAINTENANCE**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve the renewal of the agreement with Storage Technology Corporation ("Storage Tek") to provide hardware and software maintenance for the Silo hardware, Tape Drive hardware and interface software to the Office of Technology Services ("OTS") including remote and "as needed" on-site maintenance, performance tuning, system audits and troubleshooting, at a cost not to exceed \$155,130.72. Storage Tek was selected on a non-competitive basis because of its proprietary software and technical expertise in providing maintenance services for Storage Tek. A written agreement for Storage Tek's services and software is currently being negotiated. No payment shall be made to Storage Tek prior to the execution of the written agreement. 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.

SPECIFICATION No.: 00-250104

CONSULTANT: Storage Technology Corporation
10 South Wacker Drive, Suite 2000
Chicago, Illinois 60606
Contact: Phil Johanset
Telephone No. 312-930-5942
Vendor Number: 18593

USERS: Office of Technology Services
125 South Clark Street, 3rd Floor
Chicago, Illinois 60603
Contacts: Elaine L. Williams, Chief Technology Officer
Arlene Love, Deputy CTO -- Operations
Telephone No. 773-553-1300

ORIGINAL AGREEMENT: The original Consulting Agreement in the amount of \$225,378.25 (authorized by Board Report 02-0123-PR19) is for a term commencing January 1, 1999 and ending June 30, 2002.

RENEWAL PERIOD: The term of this agreement is being renewed for a twelve (12) month period commencing July 1, 2002 and ending June 30, 2003. This agreement shall have two (2) options to renew for a twelve (12) month periods.

SCOPE OF SERVICES: Storage Tek will provide maintenance for the Tape Silo hardware, Tape Cartridge hardware and interface software on a 24 x 7 basis with a four (4) hour on-site performance.

DELIVERABLES: Storage Tek will provide hardware and software support to insure the proper operation of the Silo Hardware, Tape Drive Hardware and IBM Interface. Storage Tek will provide software support to ensure the storage system's interface is functioning properly.

OUTCOMES: The maintenance will allow technical and user support to the Office of Technology Services. OTS will have the necessary hardware and software support to ensure the proper functioning of the storage system.

COMPENSATION: Vendor shall be paid, the monthly sum of \$12,927.56; total cost not to exceed \$155,130.72.

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 written renewal agreement. Authorize the Chief Technology Officer to execute all ancillary documents required to administer or effectuate the renewal 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 full 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 contract scope is not further divisible.

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

FINANCIAL: Charge to the Office of Technology Services: \$155,130.72
Budget Classifications: 0960-210-000-1116-5470 \$155,130.72 FY: 03

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).

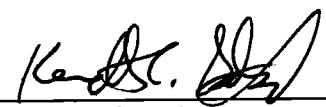
Approved for Consideration:


Anita Rocha
Acting Chief Purchasing Officer

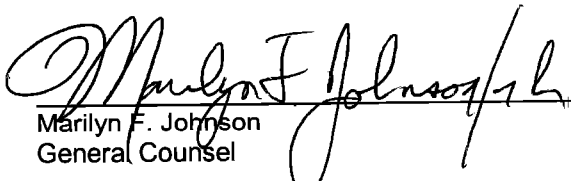
Approved:


Arne Duncan
Chief Executive Officer *by PAT*

Within Appropriation:


Kenneth C. Gotsch
Chief Fiscal Officer

Approved as to Legal Form: *JW*


Marilyn F. Johnson
General Counsel