

APPROVE ENTERING INTO AGREEMENTS WITH OFFICE DEPOT, INC. AND STAPLES, INC. FOR THE PURCHASE OF REMANUFACTURED INKJET AND LASER TONER CARTRIDGES AND COMPATIBLE INKJET AND LASER TONER CARTRIDGES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into agreements with Office Depot, Inc. and Staples, Inc. for the purchase of Remanufactured Inkjet and Laser Toner Cartridges and Compatible Inkjet and Laser Toner Cartridges for use by all departments and schools at a cost not to exceed \$250,000. Vendors were selected on a competitive basis pursuant to Board Rule 5-4.1. Written agreements for this purchase are available for signature. No goods may be ordered or received and no payment shall be made to either Vendor prior to the execution of the written agreements. The authority granted herein shall automatically rescind in the event written agreements are not executed within 90 days of the date of this Board Report. Information pertinent to these agreements is stated below.

SPECIFICATION # 06-250041

- VENDORS:**
1. Office Depot, Inc.
515 Kehoe Avenue
Carol Stream, Illinois 60188
Contact person: Robert Peluso, Account Manager
Telephone No.: 800 613-4624 Ext. 4450
Vendor No.: 14360
 2. Staples, Inc.
400 South Jefferson
Chicago, Illinois 60607
Contact person: Denise Ciepley, Business Development Manager
Telephone No.: 847 274-2799
Vendor No.: 31975

USER: All schools, areas, and Central Office Departments
c/o Department of Procurement and Contract
125 S. Clark – 10 Floor
Chicago, Illinois 60603
Contact Person: Felicia D. Carwell, Commodity Manager
Tel. No.: (773) 553-2289

TERM: The term of each agreement shall commence on September 1, 2007 and shall end August 31, 2009. Each agreement shall have 2 options to renew for periods of 12 months each. Compensation to Vendors during any renewal periods shall not exceed \$125,000 per year.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate these agreements with 30 days written notice.

DESCRIPTION OF PURCHASE:

Goods: Remanufactured Inkjet and Laser Toner Cartridges and Compatible Inkjet and Laser Toner Cartridges
Quantity: As needed
Unit Price: Various
Total cost Not to Exceed: \$250,000.00

OUTCOMES: This purchase will result in the availability of various remanufactured and compatible Inkjet and Toner Cartridges for instructional and administrative use.

COMPENSATION: Vendors shall be paid in accordance with the unit prices and discount percentages contained in the written agreements, not to exceed the sum of \$125,000 per year.

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

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 26% total MBE and 5% total WBE.

The vendors have identified and scheduled the following firms and percentages:

Office Depot

Total MBE – 26%

Pointe International (A)
880 Remington Blvd.
Schaumburg, Illinois 60173
Contact: Sheila Liao

certified through 09/01/2007

Total WBE – 5%

T.T.I. International
4200 West Diversey
Chicago, Illinois 60639
Contact: Jim Rausch

certified through 04/30/2008

Staples

Total MBE – 26%

Roxbury Technology Corporation (AA)
3368 Washington Street
Jamaica Plain, Massachusetts 02130
Contact: Elizabeth Williams

certified through 07/01/2008

Total WBE – 5%

Rico Computer Enterprises, Inc.
7022 West 73rd Place
Chicago, Illinois 60638
Contact: Guadalupe Rico

certified through 07/01/2008

In addition to the participation listed, Staples has agreed to enter into a Student Internship agreement through the Chicago Public Schools Education to Careers Program.

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

FINANCIAL: Charge to various schools and departments
Fiscal Year: 2007-2008
Budget Classification: 5320-Supplies
Source of Funds: Various

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.

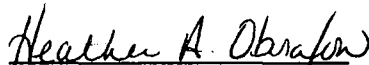
Indebtedness – The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

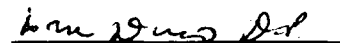
Ethics – The Board's Ethics Code adopted June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the agreement.

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:

Approved:



Heather A. Obora
Chief Purchasing Officer


Arne Duncan
Chief Executive Officer

Within Appropriation:


Pedro Martinez
Chief Financial Officer

Approved as to legal form: 


Patrick J. Rocks
General Counsel