APPROVE ENTERING INTO AN AGREEMENT WITH DELL FINANCIAL SERVICES L.P. FOR THE LEASE OF LAPTOP COMPUTERS

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into an agreement with Dell Financial Services L.P. for the lease of laptop computers for use of CPS Staff in reporting Medicaid reimbursable services rendered to students with disabilities at an annual cost not to exceed \$761,405.60 for a total of \$2,284,216.80 over a three-year term. At the end of the three (3) year lease, employees to whom a laptop was assigned will have the option to purchase the laptop for \$289.33 at their own expense. Laptops not purchased by employees will be returned to the vendor. Vendor was selected on a non-competitive basis because of its ability to meet and/or exceed minimum specifications provided by the Office of Specialized Services in a timely fashion. A written agreement for the vendor is currently being negotiated. No goods may be ordered or received, and no payment shall be made to the vendor prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed with 90 days of the date of the Board Report. Information pertinent to this agreement is stated below.

Specification No.: 02-250182

VENDOR: Dell Financial Services, L.P.

One Dell Way RR Box 34

Round Rock, Texas 78682

Mr. Brett Felten (773) 755-1130 Vendor No.: 44646

USER: Office of Specialized Services

125 S. Clark St 8th FI. Chicago, Illinois 60603

Contact Person: Ann Herrick (773) 553-3400

TERM: The term of the Dell Financial Service L.P. agreement shall commence on the date the agreement is signed and shall end thirty-six (36) months thereafter.

SCOPE OF SERVICES: In addition to the laptops, Dell Financial Services, L.P. will provide disk preparation, asset management assistance, technical support to users, and full warrantee and repair services, at no additional cost to the Board.

DELIVERABLES: Vendor will provide within sixty days of the signed agreement:

- 1600 laptop computers:
- a three (3) year, next day, on-site warranty;
- · asset tagging and reporting;
- installation of an Office of Specialized Services imaged disk on each laptop prior to delivery;
- shipment to six regional sites and a central office location;
- · setup of basic training classes if necessary for staff;
- · a single account manager as a dedicated service representative;
- and twelve (12) months of service to assist in the rollout, education, and replacement of laptops on-site.

PRICES: Total leased price per unit for a three year period is \$1,427.64 which includes all deliverables. Employees may exercise the option to purchase the laptop at their own expense for \$289.33 at the end of the three year lease term.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written agreement. Authorize the President and the Secretary to execute the agreement. Authorize the Chief Specialized Services Officer to execute all ancillary documents required to administer or effectuate this 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 MBE% - 6%

KBS Computer Services (AA) – 1% 4749 Lincoln Mall Dr., Suite 503 Matteson, Illinois 60443

certification expires 01/31/07

Lansoft (AA) – 1% 811 W. Evergreen, Suite 103 Chicago, Illinois 60822

certification expires 01/31/07

Interface Computer Communications (H) – 2%
633 S. Plymouth Court, Suite 1A
Chicago, Illinois 60605 certification expires 07/31/06

Shivtech Imaging (A) – 2% 211 E. Ohio Street, Suite 2411 Chicago, Illinois 60611

certification expires 02/28/07

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.

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

FINANCIAL:

Charge to the Office of Specialized Services \$\$761,405.60 - FY 2003

Budget Classification: 0450-210-681-2822-5440 \$761,405.60

Sources of Funds: General Fund

GENERAL CONDITIONS:

Inspector General – Each party to the agreement shall acknowledge that, in accordance with 105 ILSCS 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 violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or letting of contracts to, former Board member 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

Within Appropriation:

Kenneth C. Gotsch Chief Fiscal Officer

Approved as to legal form:

General Counsel

Approved:

Arne Duncan

Chief Executive Office