

AMEND BOARD REPORT 06-0628-PR22

APPROVE EXERCISING THE OPTION TO RENEW AN AGREEMENT WITH ORACLE USA, INC. (f/k/a ORACLE CORPORATION, INC.) FOR SOFTWARE LICENSES AND TECHNICAL SUPPORT

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the option to renew the agreement with Oracle USA, Inc. (f/k/a Oracle Corporation, Inc.) for software upgrades, support and usage of I-Procurement licenses, and the integrated financial software package provided to the Office of Technology Services ("OTS") at a cost not to exceed \$1,417,270.05. A written renewal agreement is currently being negotiated. No payment shall be made to

software licenses prior to the execution of the written renewal 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 option is stated below.

This amendment adds unlimited options to renew technical support for software purchased under the agreement with Oracle USA, Inc. No written amendment is required for this matter.

SOFTWARE LICENSE, TECHNICAL SUPPORT AND USAGE FEE: Software Licensor shall be paid a fee of \$1,442,379.95, which includes i) software upgrades, technical support and usage of 500,000 I-Procurement lines (300,000 I-Procurement Lines transferred from the City and the Board's existing 200,000 I-Procurement Lines) ii) software upgrades, technical support and usage of the integrated financial software package. The fees shall be payable upon invoicing at times specified in the agreement.

COMPENSATION: The total compensation to be paid to Software Licensor shall not exceed \$1,442,379.95.

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

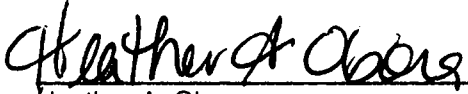
AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 35% total MBE, 22% total African American, 10% total Hispanic, 2% total Asian and 5% total WBE.

Oracle was originally granted a waiver of the M/WBE participation goals because the contract is not further divisible. Oracle, however has elected to demonstrate good faith efforts to participate in CPS's Diversity Program by complying with the Goals and Services Remedial Program Section 0.5.44, which

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:

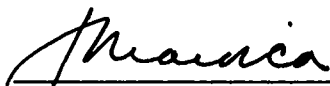


Heather A. Obora
Chief Executive Officer

Approved:




Arne Duncan
Chief Executive Officer



John Maiorca
Chief Financial Officer

Approved as to Legal Form:



Patrick J. Rocks
General Counsel