

**AMEND BOARD REPORT 05-1116-PR12  
APPROVE ENTERING INTO A NEW AGREEMENT WITH  
AT&T FOR LONG DISTANCE SERVICES, TELECONFERENCING, DIGITAL LINK LOCAL SERVICE  
AUTHORIZATION AND TOLL-FREE 800 SERVICES**

**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve entering into an agreement with AT&T ("AT&T") to provide long distance, teleconferencing, digital link local service authorization and toll-free 800 services for the Office of Technology Services

("OTS") at a cost not to exceed \$386,433.45 for a three (3) year term, of which approximately \$336,197.10 ~~\$386,433.45~~ is eligible for, but not contingent upon, discounts in accordance with the guidelines and requirements of the Federal Government's Universal Services Program ("E-Rate"), at a total cost to the Board not to exceed \$50,236.25. AT&T was selected pursuant to a duly advertised

Request for Proposals (Specification No. 05-250030). An agreement is currently being negotiated. No payment shall be made to AT&T prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written document is not executed within ninety (90) days of the date of this Board Report.

This amendment is necessary in order to i) authorize the Board's General Counsel to include an indemnity from the Board to AT&T in the agreement; ii) to delete language from the compensation section

**COMPENSATION:** AT&T shall be paid as follows: Upon monthly invoicing, at a cost not to exceed \$386,433.45 for the Contract term, of which approximately \$336,197.10, \$386,433.45 is eligible for, but

denies funding for all or any portion of the eligible E-Rate services and products, the Board shall have the option of discontinuing the receipt of any such services and products for which funding was denied as specified in the agreement; and the Board shall not be responsible for the non-discounted portion of E

**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*

Heather A. Obora  
Chief Purchasing Officer

*Arne Duncan D.F.*

Arne Duncan  
Chief Executive Officer

**Within Appropriation:**

*John Maiorca*

John Maiorca