

December 20, 2006

APPROVE EXERCISING THE SECOND RENEWAL OF EXISTING AGREEMENTS WITH APPLE COMPUTER

**INC. AND DELL MARKETING LLP FOR THE PURCHASE AND LEASE OF DESKTOP AND LAPTOP
COMPUTERS AND WARRANTY SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the second renewal of existing agreements with Apple Computer, Inc. and Dell Marketing LLP for the purchase and lease of desktop and laptop computers and warranty services for all schools including charter

configuration extended warranty and maintenance services.

PRICES: The prices for the purchase and/or leasing of the equipment shall be in accordance with the price lists included in each vendor's original agreement.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written option agreements. Authorize the President and Secretary to execute the option agreements. Authorize the Chief Purchasing Officer and Chief Information Officer or their designee to execute leasing schedules, acceptance certificates, and all ancillary documents required to administer or effectuate these agreements.

AFFIRMATIVE ACTION: The M/WBE goals for this contract include: 4% MBE and 1% WBE participation. However, the Waiver Review Committee recommends that a partial waiver of the M/WBE participation goals for this contract as required by the Revised Remedial Plan be granted because the contract scope is not further divisible.

Dell Marketing, LLP has identified and schedules the following firm and percentage:

Interface	4%
A.A. Rosales & Associates	1%

Apple Computer	
KPS	5%

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)