

Board Office Use: Legislative File Info.	
File ID Number	13-1593
Introduction Date	June 26, 2013
Enactment Number	13-1380
Enactment Date	6/26/13 O.D.




OAKLAND UNIFIED
SCHOOL DISTRICT

Community Schools, Thriving Students

Memo

To Board of Education

From Jacqueline Minor, General Counsel 

Board Meeting Date June 26, 2013

Subject **Adoption of Amendment To Resolution No. 1213-0041 to authorize, as provided in sections 20118 and 20652 of the California Public Contract Code, other public school districts or public agencies in the State of California, to piggyback on the contract awarded to Office Max under Bid RFP# 12-13/09 for Office, Classroom, Health, Athletic Technology and Furniture Supplies ("E-marketplace")**

Action Requested **Adoption of Amendment To Resolution No. 1213-0041 to authorize, as provided in sections 20118 and 20652 of the California Public Contract Code, other public school districts or public agencies in the State of California, to piggyback on the contract awarded to Office Max under Bid RFP# 12-13/09 for Office, Classroom, Health, Athletic Technology and Furniture Supplies ("E-marketplace")**

Background By Resolution No. 1213-0041, adopted by the Board on March 27, 2013, the Board awarded to Office Max, Inc. the contract under Bid RFP# 12-13/09 for Office, Classroom, Health, Athletic Technology and Furniture Supplies (also known as "E-marketplace") for the term from July 1, 2013 to June 30, 2016. Letters of Intent have been received from other school districts that have an interest in utilizing the award resulting from Bid RFP# 12-13/09 pursuant to the "Cooperative Purchasing/Other Agencies."

Discussion The amendment to the Resolution will permit, as provided in sections 20118 and 20652 of the California Public Contract Code, other public school districts or public agencies in the State of California, to utilize purchase identical items at the same prices and same terms and conditions as the District's contract with Office Max.

Recommendation Adoption of Amendment To Resolution No. 1213-0041 to authorize, as provided in sections 20118 and 20652 of the



California Public Contract Code, other public school districts or public agencies in the State of California, to piggyback on the contract awarded to Office Max under Bid RFP# 12-13/09 for Office, Classroom, Health, Athletic Technology and Furniture Supplies ("E-marketplace")

Fiscal Impact

None

Attachment

Amendment to Resolution
Resolution 1213-0041

**AMENDMENT TO RESOLUTION
OF THE
BOARD OF EDUCATION OF
OAKLAND UNIFIED SCHOOL DISTRICT
NO. 1213-0041**

WHEREAS, by Resolution No. 1213-0041, adopted by the governing board of the Oakland Unified School District on March 27, 2013, the Board awarded to Office Max, Inc. the contract under Bid RFP# 12-13/09 for Office, Classroom, Health, Athletic Technology and Furniture Supplies (also known as "E-marketplace") for the term from July 1, 2013 to June 30, 2016;

WHEREAS, Letters of Intent have been received from other school districts in the State of California who have an interest in utilizing the award resulting from Bid RFP# 12-13/09 pursuant to the "Cooperative Purchasing/Other Agencies" if it is deemed to be in their best interest;

WHEREAS, as provided in sections 20118 and 20652 of the California Public Contract Code, other public school districts or public agencies in the State of California, may wish to utilize any resultant contract and purchase identical items at the same prices and same terms and conditions;

WHEREAS, the successful bidder, Office Max, is requested to make these items and prices available to these public agencies; however, the estimated quantities in the District's bid do not reflect or guarantee any quantities or usage by these agencies, and if Office Max elects to supply these agencies, it shall supply any or all items to them over and above the quantities estimated by the District; and

WHEREAS, the District requires that each school district or other public agency work directly with the successful bidder and the District assumes no responsibility for any contractual relationship established by another public agency, and under no circumstances shall the District be considered a dealer, agent, sponsor, or any other representative of the bidder and is not responsible for the certification of any participating district or public agency;

NOW THEREFORE, the Board of Education of the Oakland Unified School District hereby amends Resolution No. 1213-0041, adopted on March 27, 2013 to authorize, as provided in sections 20118 and 20652 of the California Public Contract Code, other public school districts or public agencies in the State of California, to piggyback on the contract awarded to Office Max under Bid RFP# 12-13/09 for Office, Classroom, Health, Athletic Technology and Furniture Supplies ("E-marketplace").

PASSED AND ADOPTED by the Board of Education of the Oakland Unified School District this 26th day of June, 2013, by the following vote, to wit:

AYES: James Harris, Roseann Torres, Jody London, Christopher Dobbins, Anne Campbell Washington, Vice President Jumoke Hinton Hodge, President David Kakishiba

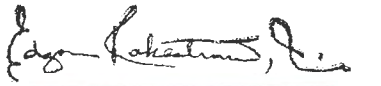
NOES: None

ABSTAINED: None

ABSENT: None

CERTIFICATION

I, Edgar Rakestraw, Secretary of the Board of Education of the Oakland Unified School District, Alameda County, State of California, do hereby certify that the foregoing Resolution was duly approved and adopted by the Board of Education of said district at a meeting thereof held on the 26th day of June, 2013 with a copy of such Resolution being on file in the Administrative Office of said district.



Edgar Rakestraw, Jr.

File ID Number: 13-1593
Introduction Date: 6/26/13
Enactment Number: 13-1380
Enactment Date: 6/26/13
By: ED

RESOLUTION
OF THE
BOARD OF EDUCATION OF
OAKLAND UNIFIED SCHOOL DISTRICT
NO. 1213-0041

**Award of Bid - OfficeMax for Office, Classroom, Health, Athletic, Technology and Furniture
Supplies - Bid No. 12-13/09**

WHEREAS, the District has heretofore requested a bid for Office, Classroom, Health, Athletic, Technology and Furniture Supplies, for the Oakland Unified School District of Alameda County, California; and

WHEREAS, there were 3 bids received on February 22, 2012 by the Procurement and Distribution Office in response to said request as follows:

OfficeMax	\$2,536,877.75
Office Depot	Pricing not in accordance with bid specification
School Specialty	Pricing not in accordance with bid specification

NOW THEREFORE, BE IT RESOLVED, the Board of Education of the Oakland Unified School District accepts the bid of Office Max stated here herein, as the responsive, responsible lowest bidder, rejecting all other bids; and

BE IT FURTHER RESOLVED that a Contract is awarded to Office Max, Inc. for the aforementioned bid amount for the period of July 1 2013 – June 30 2016, not to exceed \$3,000,000 annually, subject to vendor's compliance with conditions for execution of the Agreement.

PASSED AND ADOPTED on March 27, 2013, by the Governing Board of the Oakland Unified School District by the following vote:

AYES: Jody London, Gary Yee, Christopher Dobbins, James Harris, Vice
President Jumoke Hinton Hodge, President David Kakishiba

NOES: None

ABSTENTIONS: None

ABSENCES: Roseann Torres

I declare under penalty of perjury that the foregoing resolution was duly passed and adopted at a Regular Meeting of the Governing Board on the date and by the vote stated.

File ID Number: 13-0488
Introduction Date: 3/27/13
Enactment Number: 13-0580
Enactment Date: 3/27/13
By: o.k.


Edgar Rakestraw, Jr.
Secretary of the Governing Board