



Executive Summary Finance Committee

DATE: June 21, 2018
TOPIC: 2018-2019 Schoology Learning Management System Renewal for Lincoln Hall
PREPARED BY: Courtney Adams

Recommended Action:

Action: X
Discussion: _____
Information: X

Purpose:

To recommend the annual renewal of the Schoology Learning Management System software for Lincoln Hall.

Background:

District 74 has subscribed to Schoology Learning Management System since 2015. It is the online tool that essentially manages the workflow between students and teachers at Lincoln Hall. The District's legal team drafted an amendment in 2017 that Schoology Learning Management System accepted. The District's legal team recommended and sent the same amendment for 2018. Schoology Learning Management System has indicated that agreement is acceptable. This attached amendment appears as a URL on page 5 of the 6-page agreement.

The District's legal team also provided five points to consider before accepting the Schoology Learning Management System agreement:

- 1) Fees paid by District are non-refundable, except when they become the remedy for a breach.
- 2) Schoology's limited warranty allows for only a refund in cases of failure.
- 3) Unless Schoology is found guilty of gross negligence, willful misconduct, or third party intellectual property claims, the only amount the District could recover in penalties would be \$3,700.
- 4) The District would be responsible for notifying Schoology if a FOIA request was received relative to the release of Schoology's "Confidential Information".
- 5) Schoology has agreed to maintain cyber-liability insurance but will not name the District as an additional insured under that policy.

Fiscal Impact:

\$3,700.

Recommendation:

It is the Administrative recommendation that the Finance Committee supports the renewal of the 2018-2019 Schoology Learning Management System contract for Lincoln Hall in the amount of \$3,700.