

(ATTACHMENT 7) ACTION ON THE AWARD OF PROFESSIONAL SERVICES CONTRACTS

Purchase Requisition Number: CR012490
Contract Number: CS005246
Vendor Number: V022797

**MILWAUKEE BOARD OF SCHOOL DIRECTORS
PROFESSIONAL SERVICES CONTRACT SECOND EXTENSION & MODIFICATION**

On February 1, 2015, the Milwaukee Board of School Directors and Hubbard, Wilson & Zelenkova, LLC entered into Professional Services Contract number CS005246 with a term of February 1, 2015 through January 31, 2016. The Contract, (¶ 2), provided for two additional one-year extensions. The parties mutually agreed to extend the Contract for the first additional one-year period and an Extension & Modification (“the First Extension”) was executed for a period of February 1, 2016 through January 31, 2017. The parties now mutually agree to extend the Contract for the second additional one-year period.

As such, the Contract will be extended for an additional one-year term, from February 1, 2017 through January 31, 2018, under the same terms and conditions as set forth in the original Contract and the First Extension, except for those specifically modified below.

In accordance with ¶ 19 of the Contract, the parties modify those terms and conditions identified below.

MODIFIED TERMS:

1. Paragraph 3 of the Contract and Paragraph 1 of the First Extension are modified as follows: “Total compensation under this Contract for Year 2 shall not exceed \$80,000” is replaced with “Total compensation for the period from February 1, 2017 through January 31, 2018 shall not exceed \$80,000.”
2. Paragraph 8 of the Contract is deleted in its entirety and replaced with the following:
“Contractor understands and agrees that financial responsibility for claims or damages to any person, or to Contractor’s employees and agents, shall rest with the Contractor. Contractor and its subcontractors shall effect and maintain any insurance coverage, including, but not limited to, Workers’ Compensation, Employers’ Liability, General Liability, Contractual Liability, Automobile Liability and Umbrella Liability to support such financial obligations. The indemnification obligation, however, shall not be reduced in any way by existence or non-existence, limitation, amount or type of damages, compensation, or benefits payable under Workers’ Compensation laws or other insurance provisions.

The minimum limits of insurance required of the Contractor by MPS shall be:

Workers’ Compensation	Statutory Limits
Employers’ Liability	\$100,000 per occurrence
General Liability	\$1,000,000 per occurrence/\$2,000,000 aggregate
Auto Liability	\$1,000,000 per occurrence
Umbrella (excess) Liability	\$1,000,000 per occurrence

The Milwaukee Board of School Directors shall be named as an additional insured under Contractor’s and subcontractors’ general liability insurance and umbrella liability insurance. Evidence of all required insurances of Contractor shall be submitted electronically to MPS via its third party vendor, EXIGIS Risk Management Services. Waivers and exceptions to the above limits will be in the sole discretion of MPS and shall be recorded in the EXIGIS system,

which records are incorporated into this Contract by reference. The certificate of insurance or policies of insurance evidencing all coverages shall include a statement that MPS shall be afforded a thirty (30) day written notice of cancellation, non-renewal or material change by any of Contractor's insurers providing the coverages required by MPS for the duration of this Contract."

CONTRACTOR

MILWAUKEE BOARD OF SCHOOL DIRECTORS

By: _____

By: _____

*Kristen DeCato Director
Procurement & Risk Management*

Date: _____

Date: _____

Hubbard, Wilson & Zelenkova, LLC
44 East Mifflin Street, Suite 605
Madison, WI 53703

By: _____

*Darienne B. Driver, Ed.D.
Superintendent of Schools*

Tax ID: _____

Date: _____

By: _____

*Mark A. Sain, President
Milwaukee Board of School Directors*

Date: _____

Board Approval Date: _____

Reviewed By: _____

Risk Management

Date: _____