

(ATTACHMENT 7) ACTION ON THE AWARD OF EXCEPTION-TO-BID REQUESTS

Purchase Requisition Number: R303032

Contract Number: C025286

Vendor Number: V023428

MILWAUKEE BOARD OF SCHOOL DIRECTORS PROFESSIONAL SERVICES CONTRACT FIRST EXTENSION & MODIFICATION

On July 1, 2016, the Milwaukee Board of School Directors (“MPS”) and Cooperative Educational Service Agency #1 (“Contractor”) entered into Professional Services Contract number C025286 (“Contract”) with a term of July 1, 2016 through June 30, 2017. The parties now mutually agree to extend the Contract for an additional term.

As such, the Contract will be extended, from July 1, 2017 through June 30, 2018 (“Year 2”), under the same terms and conditions as set forth in the Contract, except as specifically set forth below.

In accordance with ¶ 20 of the Contract, the parties also modify those terms and conditions identified below.

MODIFIED TERMS:

1. Paragraph 1 of the Contract is deleted in its entirety and replaced with: “Contractor shall facilitate and support the implementation of personalized learning at ten MPS schools: 81st Street School; Lowell P. Goodrich School; Hi-Mount Community School; Lincoln Center of the Arts; Milwaukee High School of the Arts; James Madison Academic Campus; Riverside University High School; Rufus King IB High School; Ronald Wilson Reagan College Preparatory High School; and Bay View High School. Contractor will provide project management, coordination and consulting services, and provide information, professional development and training for personalized learning educators in a variety of formats (webinars, workshops, annual conference, newsletters, coaching/mentoring, virtual meetings, etc.). Contractor will provide mid-year and year-end reports on the type and frequency of activities and services provided based on the program goals and objectives. Contractor shall provide, at its own expense, all personnel required to perform the services under this Contract.”
2. Paragraph 2 of the Contract is modified as follows: “This Contract shall be in effect for a second one-year term (Year 2) from July 1, 2017 through June 30, 2018.” is added.
3. Paragraph 3 of the Contract is modified as follows: “Total compensation under this Contract in Year 2 shall not exceed \$79,190.00.” is added.
4. 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

By: Mary J. Sawyer

Date: 10/12/17
Cooperative Educational Service Agency #1
N25W23131 Paul Road, Suite 100
Pewaukee, WI 53072

Tax ID: [REDACTED]

Budget code(s): GEN-0-I-1V8-OI-ECTS

Reviewed by Risk Management:

By: Ashlean Clayton

MILWAUKEE BOARD OF SCHOOL DIRECTORS

By: Kari H. Race
*Kari H. Race, J.D., Acting Director
Procurement & Risk Management*

Date: 10/16/17

By: Darlene B. Driver
*Darlene B. Driver, Ed.D.
Superintendent of Schools*

Date: 10/25/17

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

Date: 10-26-17

Date: 10/13/17