

(ATTACHMENT 2) ACTION ON THE AWARD OF EXCEPTION-TO-BID REQUESTS



SUPPLEMENTAL AGREEMENT

COMMODITY OR SERVICE: Educational Supplies and Classroom Furniture

PERIOD OF CONTRACT: June 1, 2018 through May 31, 2021

This Supplemental Agreement is entered into by and between the Milwaukee Board of School Directors (“MPS”) and Lakeshore Equipment Company d/b/a Lakeshore Learning Materials (“Contractor”).

Whereby, MPS agrees to direct the purchase and Contractor agrees to supply such commodities cited above in accordance with The Cooperative Purchasing Network Contract Number R141604. This Supplemental Agreement is executed pursuant to § 4.8 of that Contract.

In addition to the terms contained in that Contract, Contractor agrees to provide the following to MPS:

1. A 2% merchandise certificate for all classroom orders. The merchandise certificate(s) will be issued upon receipt of payment, are tax exempt and will not expire.
2. Lakeshore will provide a 5% flat discount.
3. Lakeshore will provide free shipping.
4. Lakeshore will provide “white glove” service at no cost to MPS, which includes delivery, installation, supervised classroom set-up and debris removal for any full classroom or order of \$10,000 or more to any one MPS site.

This Supplemental Agreement, along with Contract R141604, constitutes the entire agreement between the parties relating to the subject matter of this contract. All prior understandings, agreements, correspondence and discussions of the parties are merged into and made a part of this Agreement. To the extent that the terms of the documents conflict, the terms of this Supplemental Agreement shall control.

Contractor acknowledges and agrees that the relationship with MPS is non-exclusive and MPS may contract with as many additional entities as MPS, in MPS’s sole discretion, sees fit.

In accordance with MPS Administrative Policy 3.10, which is hereby incorporated by reference, the following requirements have been assigned to this Agreement: the HUB requirement on this Agreement is 0%; the student engagement requirement of this Agreement is 900 hours per 36-month term; and the Career Education requirement for this Agreement is 36 hours per 36-month term. Failure to achieve these requirements may result in the application of some or all of the sanctions set forth in Policy 3.10.

Total compensation under this Agreement will not exceed \$5,000,000.00.

No amendment or modification of any provision of this Contract shall be effective unless the same shall be in writing and signed by authorized signatories of both parties.

LAKESHORE EQUIPMENT COMPANY D/B/A
LAKESHORE LEARNING MATERIALS

MILWAUKEE BOARD OF SCHOOL
DIRECTORS

By: _____

By: _____

Aaron A. Konkol, J.D.

Director, Department of Procurement & Risk Management

Date: _____

Date: _____

2695 East Dominguez Street

Carson, CA 90895

800-421-5354

Tax ID:

By: _____

Keith P. Posley, Ed.D.

Interim Superintendent of Schools

Date: _____

Budget Code: 000-0-0-000-BL-ECTS

By: _____

Mark A. Sain

President, Milwaukee Board of School Directors

Date: _____