

May 25, 2016

AMEND BOARD REPORT 15-1028-PR17
**AUTHORIZE THE FIRST RENEWAL AGREEMENT WITH TRIMARK MARLINN, LLC FOR
 THE PURCHASE OF FOOD SERVICE EQUIPMENT AND RELATED INSTALLATION SERVICES**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Authorize the first renewal agreement with Trimark Marlinn, LLC for the purchase of food service equipment and related installation services to Nutrition Support Services and Early College and Career at an estimated annual cost set forth in the Compensation Section of this report. A written document exercising this option is currently being negotiated. No payment shall be made to Trimark Marlinn, LLC during the option period prior to execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

This May 2016 amendment is necessary to increase the not to exceed amount to fund the purchase and installation of food service equipment for additional schools. A written amendment to the agreement is required. The authority granted herein shall automatically rescind in the event the amendment is not executed within 90 days of the date of this Board Report.

Contract Administrator : Knowles, Mr. Jonathan / 773-553-2280

VENDOR:

- 1) Vendor # 94592
 TRIMARK MARLINN, LLC
 6100 WEST 73RD STREET
 BEDFORD PARK, IL 60638
 Debbie Moutry
 708 496-5772

Ownership: Trimark Usa, Llc - Majority, For
 Profit Company - No Shareholder Has More
 Than 10% Interest

USER INFORMATION :

Project 12010 - Nutrition Support Services
 Manager: 42 West Madison Street
 Chicago, IL 60602
 Fowler, Mrs. Leslie A.
 773-553-2830

ORIGINAL AGREEMENT:

The original Agreement (authorized by Board Report 13-0925-PR11) in the amount of \$7,300,000 is for a term commencing December 3, 2013 and ending December 2, 2015 with the Board having 3 options to renew for 1 year terms. The original agreement was awarded on a competitive basis pursuant to Board Rule 7-2.

OPTION PERIOD:

The term of this agreement is being renewed for 1 year commencing December 3, 2015 and ending December 2, 2016.

OPTION PERIODS REMAINING:

There are 2 option periods for 1 year terms remaining.

SCOPE OF SERVICES:

Vendor will continue to provide food service and culinary lab equipment on an as-needed basis. Goods are as follows: Category 1 - Refrigeration Equipment, Category 2 - Heating and Serving Equipment, Category 3 - Cooking Preparation Equipment, Category 4 - Oven and Holding Equipment, Category 5- Steamers and Pans, Category 6 - Shelving, and Category 7 - Culinary Lab Equipment.

DELIVERABLES:

Vendor will continue to provide food service equipment and related installation services.

OUTCOMES:

These purchases will result in standardization across the district and have the potential to realize volume discounts.

COMPENSATION:

Vendor shall be paid during this option period as specified in the agreement; total cost not to exceed ~~\$1,500,000~~ \$3,000,000. Estimated annual costs for this option period are set forth below:

FY15: \$750,000.00

FY16: ~~\$750,000.00~~ \$2,250,000

AUTHORIZATION:

Authorize the General Counsel to include other relevant terms and conditions in the written option document and amendment. Authorize the President and Secretary to execute the option document and amendment. Authorize the Chief Procurement Officer to execute all ancillary documents required to administer or effectuate this option agreement.

AFFIRMATIVE ACTION:

This agreement is in full compliance with the goals required by the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts. The MBE/WBE goals for this agreement include 25% total MBE and 5% total WBE participation.

LSC REVIEW:

Local School Council approval is not applicable to this report.

FINANCIAL:

Fund 312 - Nutrition Support Services - City Wide, Unit 12050:

FY15: \$650,000

FY16: ~~\$650,000~~ \$2,150,000

Not to exceed ~~\$1,300,000~~ \$2,800,000 for the two year term.

Fund 312 - Early College and Career Education - City Wide, Unit 13727:

FY15: \$100,000

FY16: \$100,000

Not to exceed \$200,000 for the two year term.

Future year funding is contingent upon budget appropriation and approval.

CFDA#: Not Applicable

GENERAL CONDITIONS:

Inspector General - Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their terms of office.

Indebtedness - The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted May 25, 2011 (11-0525-PO2), as amended from time to time, shall be incorporated into and made a part of the agreement.

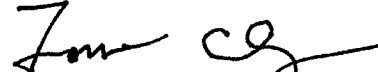
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:




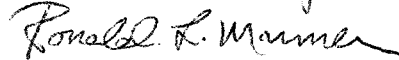
SÉBASTIEN de LONGEAUX
Chief Procurement Officer

Approved:



FORREST CLAYPOOL
Chief Executive Officer

Approved as to Legal Form: 



RONALD L. MARMER
General Counsel