

**AUTHORIZE A NEW 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 a new 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 Education at an estimated annual cost set forth in the Compensation Section of this report. Vendor was selected on a competitive basis pursuant to an Invitation to Bid issued by Sourcewell, a government purchasing cooperative. Subsequently, Strategic Equipment, LLC, a wholly owned subsidiary of Trimark USA, LLC (the parent company of Trimark Marlinn, LLC) and Sourcewell entered into a Vendor Agreement (091918-TMK). Board Rule 7-4(e) authorizes the purchase of biddable and non-biddable items through government purchasing cooperative contracts. A written agreement is currently being negotiated. No goods may be ordered or received and no payment shall be made to Vendor prior to the execution of the written agreement. The authority granted herein shall automatically rescind in the event a written agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this agreement is stated below.

Sourcewell Bid Number 091918  
Sourcewell Contract Number 091918-TMK

Contract Administrator Barnes, Miss Allison V / 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 (100%)

**USER INFORMATION :**

Contact  
12010 - Nutrition Support Services  
42 West Madison Street  
Chicago, IL 60602  
Brown, Ms Chemica  
773-553-2830

**TERM:**

The term of this agreement shall commence on July 1, 2019 and shall end June 30, 2021. This agreement shall have two (2) options to renew for a one (1) year period each.

**EARLY TERMINATION RIGHT:**

The Board shall have the right to terminate this agreement with 30 days written notice

**DESCRIPTION OF PURCHASE:**

Vendor will provide food service and culinary lab equipment on an as-needed basis at the unit prices specified in the agreement 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

**OUTCOMES:**

This purchase will result in standardization across the District and have the potential to realize volume discounts

**COMPENSATION:**

Vendor shall be paid in accordance with the unit prices contained in the agreement The total cost is not to exceed \$8,640,000 for the two (2) year term Estimated annual costs are set forth below

FY20 \$4,320,000

FY21 \$4,320,000

**AUTHORIZATION:**

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

**AFFIRMATIVE ACTION:**

Pursuant to the Remedial Program for Minority and Women-Owned Business Enterprise Participation in Goods and Services Contracts (M/WBE Program), the goals for this contract are 30% MBE and 7% WBE The Office of Business Diversity has granted a partial waiver and the Prime vendor has committed to the participation goals of 30% MBE and 7% WBE of applicable spend

**Total MBE: 30%**

Capital Refrigeration & Equipment Specialists, LLC  
1748 N Elmhurst Road  
Elk Grove Village, IL 60007  
Ownership Anthony Bellamy

**Total WBE: 7%**

DunWell Supply and Services, LLC  
2201 S Halsted St Unit 2-4-N  
Chicago, IL 60608  
Ownership Catherine Talifer

**LSC REVIEW:**

Local School Council approval is not applicable to this report

**FINANCIAL**

Fund 312, 314

Unit 12010, Nutrition Support Services, 13727, Early College and Career Education

FY20 \$4,320,000

FY21 \$4,320,000

Not to exceed \$8,640,000 for the two (2) 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

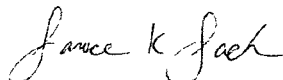
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s)

Approved for Consideration



JONATHAN MAPLES  
Chief Procurement Officer

Approved



JANICE K JACKSON  
Chief Executive Officer

Approved as to Legal Form. 

JOSEPH T MORIARTY  
General Counsel