

BROKEN ARROW PUBLIC SCHOOLS

Educating Today

Leading Tomorrow



Contract Committee Review Request
MUST BE COMPLETED IN FULL

Date: 6/6/2022

Contract/Agreement Vendor: **MSC TECHNOLOGIES INC - GARY GAGNON**

Name of Vendor & Contact Person

gary@msctech.net

Vendor Email Address

ANNUAL APC UPS AND COOLING UNIT PREVENTATIVE MAINTENANCE SERVICE FOR THE DATA CENTER UNIT AT THE PAC

Describe Contract (Technology, program, consultant-prof Development, etc.)

Please use Summary below to fully explain the contract purchase, any titles, and details for the Board of Education to review.

RENEWAL/PAC

Reason/Audience to benefit

6/6/2022

BOE Date

\$ 9,240.00

Amount of agreement

Person Submitting Contract/Agreement for Review: **ROGER SHEPHERD**

PLEASE SEND THROUGH APPROPRIATE APPROVAL ROUTING BEFORE SENDING TO BOARD CLERK

Principal &/or Director or Administrator: *[Signature]*

Does this Contract/Agreement utilize technology? YES NO
If yes, Technology Admin: _____

Leadership Team Member: _____

Funding Source: **BUILDING FUND** **041-2620-438-000-0000-000-041**
Fund/Project OCAS Coding

Consent

Action

THE RENEWAL AGREEMENT BETWEEN BROKEN ARROW PUBLIC SCHOOLS AND MSC TECHNOLOGIES, INC. IS FOR ANNUAL APC UPS AND COOLING UNIT PREVENTATIVE MAINTENANCE SERVICE FOR THE DATA CENTER UNIT AT THE PERFORMING ARTS CENTER FOR THE PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2023. TOTAL COST TO THE DISTRICT IS \$9240.00

Summary *This area must be complete with full explanation of contract*

The Contract/Agreement should be received at least 2 weeks prior to a Board Meeting to ensure placement on the Agenda. The Contract Committee meets most Tuesdays at 8:00a.m. All Contracts/Agreements, regardless the amount, must be first approved by the Contract Committee and then presented to the Board of Education for approval and signature. The item will be placed on Electronic School Board for the board agenda by Janet Brown. By following this process, the liability of entering into an agreement is placed with the district rather than an individual.



MSC Technologies, Inc.

Broken Arrow Public Schools
Attn: Marilyn Salley
701 S. Main
Broken Arrow, OK 74012

May 11, 2022

QUOTATION: APC Preventative Maintenance IT Dept
Ms. Salley:

The annual service agreement on the APC UPS and Cooling Unit expires soon. We recommend you renew the APC by Schneider Electric "Advantage Ultra" factory service agreement with us to keep your systems in top operating condition.

The APC Schneider Electric "Advantage Ultra" package provides-

*Parts, labor, and travel expenses for emergency repairs with upgrade of 7x24 next day basis.

Battery replacement not included. Field engineers located in OK, AR, TX.

*Thirty minute maximum callback time.

*Access to factory technical support during normal business hours.

*Call Management including record keeping of reported site events.

*Free firmware upgrades.

**Semi-annual* full module Preventative Maintenance visits, M-F, 8a-5p, by APC Schneider Electric Field Engineer on the Model ACSC Cooling unit.

**Annual* Preventative Maintenance visit, M-F, 8a-5p, by APC Schneider Electric Field Engineer for the Symmetra PX UPS.

*DISCLAIMER: The Customer acknowledges that the products or part thereof are produced in, or otherwise sourced from, or will be installed areas already affected by, or that may be affected in the future by, the prevailing COVID-19 epidemics/pandemic and that the situation may trigger stoppage, hindrance or delays in Vendor's (or its subcontractors) capacity to produce, deliver, install or service the products, irrespective of whether such stoppage, hindrance or delays are due to measures imposed by authorities or deliberately implemented by the Vendor (or its subcontractors) as preventive or curative measures to avoid harmful contamination exposure of Vendor's (or its subcontractors) employees. The Customer therefore recognizes that such circumstances shall be considered as a cause for **excusable delay** not exposing the Vendor to contractual sanctions including without limitation delay penalties, liquidated or other damages or termination for default.*

The cost of the Schneider Electric APC "Advantage Ultra" annual factory service agreement for the period of 7/1/22 to 6/30/23 is: \$9,240.00

If you would like to renew this agreement, please *sign* the equipment schedule, issue a purchase order to MSC Technologies, Inc., and return both to my attention at the address below. If preferred you may fax to us at 405-721-8085, or email to gary@msctech.net. Thank you for considering this important service. Quote valid 90 days. Payment terms net 30 days.

Gary Gagnon, Pres.

5909 NW Expressway, #200 • Oklahoma City, OK 73132 • 405/721-5577



APC SERVICES ENTITLEMENT SUMMARY

Opportunity ID# MSC

INVOICE TO: (CUSTOMER) Please Advise

Company Name: Broken Arrow Public Schools
 Street: 701 S. Main
 City: Broken Arrow
 State: OK Zip: 74012
 Contact: Marilyn Salley
 PH: 918-259-4530 x 3700
 FAX / EMAIL: msalley@baschools.org
 PO# / _____

EQUIPMENT LOCATION:

Company Name: Same
 Street: _____
 City: _____
 State: _____
 Contact: _____
 PH: _____
 FAX / EMAIL: _____

Tax Exempt Certification Attached Federal Tax ID:

EQUIPMENT & SERVICE DESCRIPTION

QTY	Product Line	S/N#	Description of Services	Price
1	ACSC 100 Cooling	JK1312002485	Advantage Ultra Service Agreement, WADVULTRA-AX-14 w/ two PM's, M-F, 8a-5p	
1	Above	above	7x24 emergency response adder, WUPG8HR7X24-AX-00	
1	Symmetra PX UPS	PD1234350075 PH1237160062	Advantage Ultra Service Agreement, WADVULTRA-PX-41w/ one PM, M-F, 8a-5p	
1	Above	Above	7x24 emergency response adder, WUPG8HR7X24-UG-02	
Effective dates: 7/1/22 to 6/30/23				
TOTAL SERVICES				\$9,240.00

This Services Entitlement Summary, together with the Terms and Conditions located at <http://www.apc.com/support/service/termsandconditions.pdf> (the "APC Terms"), will constitute the entire agreement between the parties. Customer acknowledges and accepts that by referencing the aforementioned url, APC Sales and Services Corporation ("APC") has officially fulfilled its obligation under any applicable law to inform Customer of the APC Terms. All references to substitution or addition of any other terms and conditions on this or any other document are hereby specifically and unequivocally rejected. The pricing above does not include taxes. Proposal is valid for ninety (90) days. By signing below, Customer acknowledges that Customer has read, understands, and agrees to be bound by the APC Terms. Customer hereby authorizes APC to commence performance under this contract and approves payment to APC by the method listed above. If any legal action is initiated to collect past due amounts, APC shall be entitled to recover, in addition to all said past due amounts, any damages, legal interest, collection costs and a reasonable attorney's fee.

APC Sales and Services Corporation

CUSTOMER

Company Name: _____
 Signature: _____
 Date: _____
 Printed Name: _____

Address: _____
 Phone: _____
 Fax: _____

INTERNAL ONLY

Entitlement Number: _____
 Customer Bill To #: _____
 Customer Site #: _____