

**CITY OF ROCHESTER HILLS
ACTING AS LEAD AGENCY
AWARD OF PROPOSAL RFP-RH-23-034
JOB ORDER CONTRACTING**

This agreement made this 5th day of January 2023⁴, by and between the City of Rochester Hills, 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309, hereinafter called the CITY and The Brewer-Garrett Company, 6800 Eastland Road, Middleburg Heights, OH 44130, hereinafter called the CONTRACTOR.

ADMINISTRATIVE SUMMARY

Request for Proposals were posted July 18, 2023 on the MITN e-procurement system and opened on September 12, 2023. The City, acting as the Principal Procurement Agency on behalf of themselves and OMNIA Partners issued a Request for Proposal for job order contracting. The proposal was developed with the intent of establishing a group of Job Order Contracting Contracts for the City of Rochester Hills to complete construction, repair, alteration, modernization, rehabilitation, and construction of infrastructure buildings, structures, or other real property at competitively solicited prices. Awarded Contractors will perform an ongoing series of individual projects for the city at various locations. Further, the RFP including options to establish a statewide cooperative for other governmental agencies to utilize the best value awards.

Notification was sent to over seven hundred (700) vendors with six (6) proposal responses received of which one was found to be non-responsible and non-responsive. The remaining five (5) proposals were evaluated.

Proposals were evaluated by the City of Rochester Hills Facilities personnel.

Scoring was conducted and The Brewer-Garrett Company was selected as providing a best value for the Mechanical, Electrical and Plumbing category. By partnering with OMNIA Partners, the agreement receives the most competitive pricing available in the local market for these services and would be beneficial to provide a solution to meet agencies needs statewide in Michigan.

The City of Rochester Hills with execution of this agreement hereby awards Job Order Contracting to The Brewer-Garrett Company for a period of three years commencing January 1, 2024 with an option to renew for two (2) additional one-year periods under the same terms and conditions upon mutual consent by the City and Contractor.

NOW THEREFORE, the CONTRACTOR and the CITY, for the consideration hereinafter named, agree as follows:

WHEREAS, The CONTRACTOR agrees to provide all labor, materials, and the means of transportation to provide Job Order Contracting services, as indicated in Request for Proposal (RFP-RH-23-034 for Job Order Contracting) dated July 18, 2023. Products and compensation shall be based on the Contractor's proposal dated September 12, 2023, and the RFP Documents (RFP-RH-23-034 for Job Order Contracting), Addendums and attachments included as part of this Agreement.

**CITY OF ROCHESTER HILLS
ACTING AS LEAD AGENCY
AWARD OF PROPOSAL RFP-RH-23-034
JOB ORDER CONTRATING**

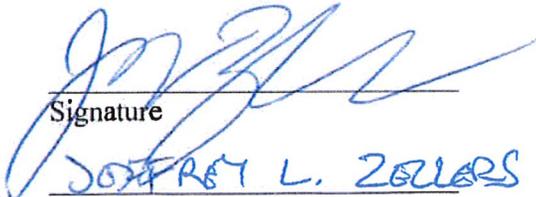
CONTRACT GENERAL CONDITIONS

With respect to any purchases by any Participating Public Agency pursuant to the Master Agreement, the City of Rochester Hills (i) shall not be construed as a dealer, re-marketer, representative, partner or agent of any type of the Supplier, or such Participating Public Agency; (ii) shall not be obligated, liable or responsible for any order made by any Participating Public Agency or any employee thereof under the Master Agreement or for any payment required to be made with respect to such order; and (iii) shall not be obligated, liable or responsible for any failure by any Participating Public Agency to comply with procedures or requirements of applicable law or the Master Agreement or to obtain the due authorization and approval necessary to purchase under the Master Agreement. The City of Rochester Hills makes no representation or guaranty with respect to any minimum purchases, or purchase(s) by the City or any Participating Public Agency or any employee thereof under this Agreement or the Master Agreement.

The City based on Purchasing Ordinance does not require authorization to execute this contract from its legislative body and hereby executes this agreement to allow utilization by other participating entities under the Joint Exercise of Powers Legislation as granted by the State of Michigan Urban Cooperation Act of 1967 124.505.

In witness whereof, the Parties hereto have executed this Agreement the day and year written above.

THE BREWER-GARRETT COMPANY



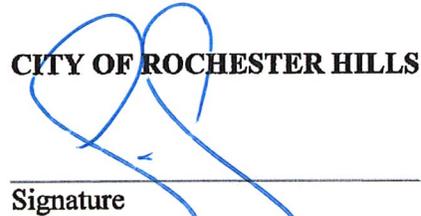
Signature

JEFFREY L. ZELLERS
Name

VICE PRESIDENT
Title

1-4-2024
Date

CITY OF ROCHESTER HILLS



Signature

Bryan Barnett
Name

Mayor
Title

1-5-24
Date