Escalation Clause Example OCPS

1.         **Secondary Quoting:**OCPS will request quotes for each order or project anticipated to exceed $5,000 from all awarded Contractors through a secondary quote as defined in OCPS School Board policy DJB, Purchasing Procedures. OCPS reserves the right to request additional itemized supporting documentation for materials, labor, equipment rental, and subcontracting as deemed necessary.

or

2.             **Secondary Quoting:**OCPS reserves the right to obtain quotes from all awarded Contractors as defined in OCPS School Board policy DJB, Purchasing Procedures. OCPS reserves the right to request additional itemized supporting documentation for materials, labor, equipment rental, and subcontracting as deemed necessary.

3.         **Price Reduction:**If, from the date of the Bid due date, the Contractor bids the same products at a lower price than offered to OCPS or reduces the bid price of the product, the lowest of these reduced prices will be extended to OCPS. If during the course of the contract, the manufacturer or distributor reduces the price on the awarded item(s), OCPS reserves the right to receive the lowest price offered on the open market.

4.         **Price Adjustments:**  In the event of unforeseen circumstances that directly impact the pricing and/or servicing of this Bid, OCPS will consider a price adjustment requested in writing by the Contractor.

Upon receipt of a Contractor’s written request for a price adjustment, OCPS will consider pricing adjustment based on the following conditions:

A.    There is a verifiable price increase of the goods or services to the Contractor.

B.    The price increase is reasonable and supported by third-party documentation such as manufacturers’ or distributors’ price changes or changes in industry-related indices.

C.    The Contractor shall submit the above information to OCPS Procurement Services thirty (30) calendar days before the effective date of the price increase. Approval of a pricing increase is at the sole discretion of OCPS.

D.    Any purchase orders issued by OCPS before the approval of the price increase will not be modified.

E.    Contractor shall not be entitled to an automatic increase in labor rates due to the minimum wage increase without providing a request for adjustment at a minimum of 30 days before the effective change.

The Senior Director of Procurement Services will review the information to determine if it is in the best interest of OCPS to adjust the pricing in conjunction with the Contractor’s effective date of the price increase. OCPS reserves the right to deny any requests for price increases.