

RESOLUTION NO. _____

A RESOLUTION AWARDED THE PROPOSAL FOR CUSTOMIZED BENCHMARK ASSESSMENT PROGRAM TO INSTRUCTURE, INC., AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

WHEREAS, on March 20, 2024 the Procurement Manager accepted three proposals for a customized benchmark assessment program for Kingsport City Schools; and

WHEREAS, upon review of the proposals, the board finds the proposal of Instructure, Inc., meets the specifications for the particular grade or class of material, work or service desired and is in the best interest and advantage to the city, and the City of Kingsport desires to enter into a contract with Instructure, Inc. for a customized benchmark assessment program for a cost not to exceed \$94,971.00 ; and

WHEREAS, funding is identified in FY25 School GP account 141-7250-773.03-22; and

WHEREAS, the Board of Education approved this award on April 9, 2024.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That the purchase of the Customized Benchmark Assessment Program from Instructure, Inc., is approved.

SECTION II. That the mayor, or in his absence, incapacity, or failure to act, the vice-mayor, is authorized and directed to execute, in a form approved by the city attorney and subject to the requirements of Article X, Section 10 of the Charter of the City of Kingsport, the Agreement with Customized Benchmark Assessment Program from Instructure, Inc., to deliver the agreement and take any and all action as may be required on the part of the city to carry out, give effect to, and consummate the transactions contemplated by the agreement and this resolution.

SECTION III. That the mayor is further authorized to make such changes approved by the mayor and the city attorney to the agreement that do not substantially alter the material provisions of the agreement, and the execution thereof by the mayor and the city attorney is conclusive evidence of the approval of such changes.

SECTION IV. That the board finds that the actions authorized by this resolution are for a public purpose and will promote the health, comfort and prosperity of the citizens of the city.

ADOPTED this the 16th day of April, 2024.

PATRICK W. SHULL, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY