

BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES
ITEMS FOR DISCUSSION AND ACTION\FISCAL, FACILITIES AND AUDIT

ACTION: **Approve Extension and Amendment of Peru State College Bookstore Contract for FY23**

Board Policy 9020 addresses bookstore contracts. Contracts are to be solicited every five years and approved by the Board. The current structure of the bookstore contracts is an initial three-year period with options for two one-year extensions. The Board approves the initial three-year contract, any amendments to the contract, and the one-year extensions and any changes contained within those extensions.

PSC's initial three-year contract ran from FY20-FY22. PSC is requesting approval of a one-year extension and amendments to the original contract with their provider. This would be for the first year of the two one-year extension options.

The current contract contains the following financial terms:

- A commission of 6% for new, used and rental book sales
- 10% of book buybacks
- 5% of market place purchases
- 2.5% of digital book sales
- Commission guarantee of an amount equal to 90% of the calculated commission on net revenue of the immediately preceding year.
- Up to \$3,000 in course material scholarship as in-store credit per year
- \$10,000 annual accounts receivable account
- Investment of up to \$50,000 to improve the store over the term of the contract.

The one-year extension includes the following changes:

- Up to \$5,000 in course material scholarships as in-store credit per year (an increase of \$2,000 for the year)
- Excludes open-source materials from the exclusive bookstore contract

The System Office and Peru State College recommend approval of the Extension and Amendment of FY23 Bookstore Contract for Peru State College.

Note: Contracts for Services are public records which are generally subject to statutory public disclosure and public website posting requirements.

AMENDMENT FOR SERVICES

Board of Trustees of the Nebraska State Colleges
Chadron State, Peru State, and Wayne State Colleges

The Board of Trustees of the Nebraska State Colleges doing business as Peru State College ("College") and A Book Company, LLC d/b/a eCampus.com ("eCampus.com") hereby amend their original Contract (Original Contract) dated July 1, 2019 for the sale of course materials to College students and staff.

This Amendment shall take effect on July 1, 2022 and shall remain in effect for the duration of the contractual term of the Original Contract consistent with Section VIII of the Original Contract.

Amendment Changes consist of the following changes:

Section I.A. Language from the Original Contract is deleted and replaced with the following:

During the Term of this Agreement, eCampus.com shall be the exclusive provider of course materials, including, but not limited to, textbooks, digital content, access cards, and required non-textbook related items to Peru State College with the exception of open-source materials.

Section III. I. Language from the Original Contract is deleted and replaced with the following:

eCampus.com will provide five thousand dollars (\$5,000) in course material scholarships as in-store credit per year consisting of two thousand five hundred (\$2,500.00) per each fall and spring semester to be awarded at the College's discretion. eCampus.com will work with the College to distribute the credit in a way that is deemed best by the College. (Credit can be managed by the Director of Business Services and the Executive Director of Budget at the College.) Unused credit will expire at conclusion of semester when loaded and has no cash value.

Signatures:

CONTRACTOR	COLLEGE	SYSTEM OFFICE
_____ Signature	_____ Signature	_____ Signature
_____ Printed Name	_____ Printed Name	_____ Printed Name
_____ Title	_____ Title	_____ Title
_____ Date	_____ Date	_____ Date