

PARTICIPATING ADDENDUM
NASPO ValuePoint
Public Safety Communication Equipment 06913
Lead by the State of Washington (hereinafter "Lead State")

MASTER AGREEMENT

Pyramid Communications
(hereinafter "Contractor")

And

WEST WEBSTER FIRE DISTRICT
(hereinafter "Participating State")

Page 1 of 3

1. Scope: This addendum covers the purchase of public safety communication equipment and is for use by state agencies and other entities located in the Participating **State/Entity** authorized by that state's statutes to utilize **state/entity** contracts with the prior approval of the state's chief procurement official.

Contractor has been awarded the following categories:

In-Vehicle Repeaters

2. Participation: Use of specific NASPO ValuePoint cooperative contracts by agencies, political subdivisions and other entities (including cooperatives) authorized by an individual state's statutes to use **state/entity** contracts are subject to the prior approval of the respective State Chief Procurement Official. Issues of interpretation and eligibility for participation are solely within the authority of the State Chief Procurement Official.

3. Participating State Modifications or Additions to Master Agreement:
(These modifications or additions apply only to actions and relationships within the Participating Entity.)

No Changes Are Required

4. Primary Contacts: The primary contact individuals for this participating addendum are as follows (or their named successors):

Contractor

Name	Seth Chandler
Address	37 Shield Irving, CA 92618
Telephone	(714) 901-5462
Fax	(701) 901-5472
E-mail	seth@pyramidcomm.com

Participating Entity

Name	West Webster Fire District
Address	1051 Gravel Road, Webster, NY 14580
Telephone	585.671.3211
Fax	585.671.4685
E-mail	treasurer@westwebsterfire.org

5. Subcontractors:

All [contactor] dealers/resellers/distributers authorized in the State of xxxxxxxxxx, as shown on the WSCA ValuePoint website, are approved to provide sales and service support to participants in the NASPO Master Agreement. The [contractors] dealer's/resellers/distributers participation will be in accordance with the terms and conditions set forth in the aforementioned Master Agreement.

6. Purchase Order Instructions:

All orders should contain the following (1) Mandatory Language "PO is subject to WSCA ValuePoint Contract # 06913 (2) Your Name, Address, Contact, & Phone-Number (3) Purchase order amount. Please channel your PO through one of our authorized dealers/resellers/distributers so they can arrange for proper ordering and installation of your equipment. During Contract performance, Contractor shall identify and make available to Purchasers upon request a list of subcontractors, dealers, and distributers who will supply products or perform services in fulfillment of Contract requirements. Information shall include their name, the nature of services to be performed or products to be sold by product category/subcategory, address, telephone, facsimile, email, and federal tax identification number (TIN) (if the company is authorized to sell and invoice for products and services).

7. Price Agreement Number:

All purchase orders issued by purchasing entities within the jurisdiction of this participating addendum shall include the Participating State contract number: **[insert appropriate number]** and the Lead State master price agreement number: 06913.

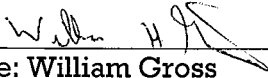

8. Individual Customer:

Each State agency and political subdivision, as a Participating Entity, that purchases products/services will be treated as if they were Individual Customers. Except to the extent modified by a Participating Addendum, each agency and political subdivision will be responsible to follow the terms and conditions of the Master Agreement; and they will have the same rights and responsibilities for their purchases as the Lead State has in the Master Agreement. Each agency and political subdivision will be responsible for their own charges, fees, and liabilities. Each agency and political subdivision will have the same rights to any indemnity or to recover any costs allowed in the contract for their purchases. The Contractor will apply the charges to each Participating Entity individually.

This Participating Addendum and the Master Agreement number 06913 (administered by the State of Washington) together with its exhibits, set forth the entire agreement between the parties with respect to the subject matter of all previous communications, representations or agreements, whether oral or written, with respect to the subject matter hereof. Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Master Agreement, together with its exhibits, shall not be added to or incorporated into this Addendum or the Master Agreement and its exhibits, by any subsequent purchase order or otherwise, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of this Addendum and the Master Agreement and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms within the Participating State.

IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by both parties below.

Participating State:	Contractor: Pyramid Communications
By:	By:

By: 	By: 
Name: William Gross	Name: Seth Chandler
Title: Chairman, Board of Fire Commissioners	Title: North East Regional Sales Manager
Date: May 3, 2016	Date: April 29, 2016

[Additional signatures as required by Participating State]

If you have questions about this Participating Addendum or the participation process, please contact:

NASPO ValuePoint Cooperative Purchasing Organization

Name	Tim Hay, Cooperative Development Coordinator
Telephone	503-428-5705
E-mail	thay@naspovalupoint.org

[Fully executed PDF copy of this document should be emailed to PA@NASPO.org to support documentation of participation and posting in appropriate data bases]

Michael Wenzel

From: Filburn, Susan M (OGS) <Susan.Filburn@ogs.ny.gov>
Sent: Thursday, April 28, 2016 5:07 PM
To: Michael Wenzel; julie_antal@westwebsterfire.org
Cc: gary@pyramidcomm.com; Greene, Donald R (OGS); Hallenbeck, Bruce A (OGS); Malone, James E (OGS)
Subject: RE: West Webster Fire District, NASPO ValuePoint Public Safety Communications Equipment, Lead State Master Agreement # 06913 Pyramid Communications

Ms. Julie Antal,

My staff has been in contact with you regarding your need to act quickly to acquire in-vehicle repeaters under your FEMA grant. As discussed with you, our office is in the process of awarding contracts for a full range of radio equipment and accessories. Those contracts are still 3-4 weeks away from being awarded. Since there is not a NYS centralized contract available – we have no issue with your request to piggyback the NASPO ValuePoint contract in accordance with the rules and regulations your jurisdiction is obligated to follow. If you are not already aware of it, the NYS OSC document titled “Seeking Competition in Procurement” provides good guidance when using cooperatives or piggybacking contracts: <https://www.osc.state.ny.us/localgov/pubs/lgmg/seekingcompetition.pdf>.

Mike Wenzel can assist you with the NASPO ValuePoint process.

In addition, please feel free to contact Mr. Joe Better - Better, Joseph W (OGS) Joseph.Better@ogs.ny.gov (518-474-7101) for information and questions you may have regarding the pending contracts. Joe is one of the designated contacts for this area.

If you have any questions at all regarding NYS centralized contracts, please feel free to reach out to Jim Malone, our head of Customer Services and we can assist as needed. He is CC'd on this note.

Thank you!

Regards,
Sue

From: Michael Wenzel [mailto:MWenzel@NASPOValuePoint.org]
Sent: Wednesday, April 27, 2016 1:39 PM
To: julie_antal@westwebsterfire.org
Cc: gary@pyramidcomm.com; Filburn, Susan M (OGS) <Susan.Filburn@ogs.ny.gov>; Greene, Donald R (OGS) <Donald.Greene@ogs.ny.gov>; Hallenbeck, Bruce A (OGS) <Bruce.Hallenbeck@ogs.ny.gov>
Subject: West Webster Fire District, NASPO ValuePoint Public Safety Communications Equipment, Lead State Master Agreement # 06913 Pyramid Communications

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Hi Julie,

Your inquiry has been directed to me. Thank you for your interest in NASPO ValuePoint formerly WSCA-NASPO. We are happy to hear that the West Webster Fire District is interested in executing a NASPO ValuePoint agreement with Pyramid Communications. Please let us offer you some background information. NASPO (National Association of State Procurement Officials) is a non-profit professional, educational association of state Chief Procurement Officers (CPOs) dedicated to elevating the performance of state public procurement through education, research, collaboration, and cooperation among the states. Chief Procurement Officials in all 50 states, the District of Columbia, and U.S. territories are members of NASPO.

Since CPOs are members they have the ability to use or allow use of NASPO ValuePoint cooperative contracts. NASPO ValuePoint has a Management Board consisting of a volunteer group of 21 state CPOs representing all regions of the country. Solicitations are processed and awarded by a lead state under direction of its Chief Procurement Officer in accordance with its state procurement statutes. Procedurally volunteer state procurement officers engage as sourcing team members to build solicitations, evaluate proposals, and recommend awards.

In order for political sub-divisions such as the West Webster Fire District to have access to a NASPO ValuePoint cooperative contracts the State's chief procurement official (CPO) must have no objection. The New York State Chief Procurement Officer is Sue Filburn and I am including Sue and her procurement team in this email.

Once we ensure that the State of New York has no objection then Gary Hoff from Pyramid Communications will assist you with the completion of the participating addendum. A copy of any executed participating addendum should be emailed to pa@naspovaluepoint.org so we can post to our website. Thank you

Best wishes

Mike

Michael Wenzel, CPPO
Education and Outreach
Coordinator



mwenzel@naspovaluepoint.org
207 -313-8244
www.naspovaluepoint.org

From: Julie Antal [mailto:julie_antal@westwebsterfire.org]

Sent: Tuesday, April 26, 2016 7:55 AM

To: Tim Hay <THay@NASPOValuePoint.org>

Subject: Application questions

Good Morning Tim,

It was good to talk to you yesterday. Thank you the information on how to utilize NASPO contracts.

I've attached a partially filled out application in hopes that you can walk me through the modifications I need to make in order to submit it for approval.

Thank you.

Julie Antal

District Secretary

West Webster Fire District

1051 Gravel Road

Webster, NY 14580

Office: 585.671.3211

Fax: 585.671.4685

Please note that our email addresses have recently changed. Please update your records accordingly.

