

PARTICIPATING ADDENDUM
WSCA/NASPO COOPERATIVE PURCHASING ORGANIZATION
Ground Maintenance Equipment
Administered by the Commonwealth of Virginia (hereinafter "Lead State")
MASTER AGREEMENT
Deere & Company
VA Contract Number: E194-1483
(hereinafter "Contractor")
And
The State of New Mexico
NM Price Agreement Number 30-805-13-00051 (AA)
(hereinafter "Participating State/Entity")

Page 1 of 6

1. Scope: This addendum covers the Ground Maintenance Equipment Contracts lead by the Commonwealth of Virginia for use by state agencies and other entities located in the Participating New Mexico authorized by that state's statutes to utilize New Mexico contracts with the prior approval of the state's chief procurement official.

2. Participation: Use of specific WSCA/NASPO cooperative contracts by agencies, political subdivisions and other entities (including cooperatives) authorized by an individual state's statutes to use New Mexico 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.)

The Successful vendor will remit to the State of New Mexico Contract Manager an Administrative Fee in the amount of one-half percent (0.5%) of all total sales for New Mexico State and Local Public Bodies from this contract. Checks should be made to the State of New Mexico.

The administrative fee is based upon:

- The sales of all equipment and software (including leases);
- Service and Supplies billings;
- Equipment short Term Rental revenue stream

In accordance with the following schedule:

<u>Period End</u>	<u>Report Due</u>
September 30	October 31
December 31	January 31
March 31	April 30
June 30	July 31

2012 JUN -5 PM 3:17
STATE OF NEW MEXICO
OFFICE OF THE ATTORNEY GENERAL

PARTICIPATING ADDENDUM
WSCA/NASPO COOPERATIVE PURCHASING ORGANIZATION
Ground Maintenance Equipment
 Administered by the Commonwealth of Virginia (hereinafter "Lead State")
MASTER AGREEMENT
 Deere & Company
 VA Contract Number: E194-1483
 (hereinafter "Contractor")
 And
 The State of New Mexico
 NM Price Agreement Number 30-805-13-00051 (AA)
 (hereinafter "Participating State/Entity")

Page 2 of 6

4. [Purposely left blank].

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

Lead State

Name	Mary Hicks-Coston, VCO, Division of Purchases and Supply
Address	1111 E. Broad Street, 6 th Floor PO Box 1199 Richmond, VA 23218-1199
Telephone	804-786-4068
Fax	804-786-5413
E-mail	mary.coston@dgs.virginia.gov

Contractor

Name	Tamara Hebert, Contract Administration, Government Sales
Address	2000 John Deere Run Cary, NC 27513
Telephone	800-358-5010, option 2
Fax	309-749-2313
E-mail	GNSBids@JohnDeere.com

Participating Entity

Name	Eric Sanchez
Address	PO Box 6850/110 St Francis Drive Room 2016 Santa Fe, NM 87502
Telephone	505-827-0554
Fax	505-827-2484
E-mail	eric.sanchez@state.nm.us

6. Subcontractors:

All [contractor] dealers authorized in the State of New Mexico, as shown on the dedicated [contractor] (cooperative contract) website, are approved to provide sales and service support to participants in the Master Agreement. The [contractors] dealer's participation will be in accordance with the terms and conditions set forth in the aforementioned Master Agreement.

7. Purchase Order Instructions:

All orders should contain the following (1) Mandatory Language "PO is subject to NASPO Contract # E194-1483" (2) Your Name, Address, Contact, & Phone-Number (3) Purchase order amount. Please channel your PO through one of our authorized dealers so they can arrange for proper ordering and installation of your unit.

Orders can be made out to the (a) [CONTRACTOR].

8. Price Agreement Number:

All purchase orders issued by purchasing entities within the jurisdiction of this participating addendum shall

PARTICIPATING ADDENDUM
WSCA/NASPO COOPERATIVE PURCHASING ORGANIZATION
Ground Maintenance Equipment
Administered by the Commonwealth of Virginia (hereinafter "Lead State")
MASTER AGREEMENT
Deere & Company
VA Contract Number: E194-1483
(hereinafter "Contractor")
And
The State of New Mexico
NM Price Agreement Number 30-805-13-00051 (AA)
(hereinafter "Participating State/Entity")

Page 3 of 6

include the Participating State contract number: 30-000-13-00051 (AA) and the Lead State price agreement number: E194-1483.

9. Individual Customer:


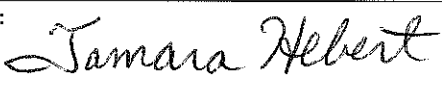
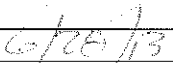
Each State agency and political subdivision, as a Participating Entity, that purchases products/services will be treated as if they were Individual Customers. Except to the extent modified by a Participating Addendum, each agency and political subdivision will be responsible to follow the terms and conditions 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 E194-1483 (administered by the Commonwealth of Virginia) 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.

Purposely Left Blank

PARTICIPATING ADDENDUM
WSCA/NASPO COOPERATIVE PURCHASING ORGANIZATION
Ground Maintenance Equipment
 Administered by the Commonwealth of Virginia (hereinafter "Lead State")
MASTER AGREEMENT
 Deere & Company
 VA Contract Number: E194-1483
 (hereinafter "Contractor")
 And
 The State of New Mexico
 NM Price Agreement Number 30-805-13-00051 (AA)
 (hereinafter "Participating State/Entity")

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

Participating State/Entity: The State of New Mexico	Contractor: Deere & Company
By: 	By: 
Name: Lawrence O. Maxwell	Name: Tamara Hebert
Title: State Purchasing Agent and Director	Title: Contract Administrator
Date: 	Date: June 4, 2013

[Additional signatures as required by Participating State]

PARTICIPATING ADDENDUM
WSCA/NASPO COOPERATIVE PURCHASING ORGANIZATION
Ground Maintenance Equipment
Administered by the Commonwealth of Virginia (hereinafter "Lead State")
MASTER AGREEMENT
Deere & Company
VA Contract Number: E194-1483
(hereinafter "Contractor")
And
The State of New Mexico
NM Price Agreement Number 30-805-13-00051 (AA)
(hereinafter "Participating State/Entity")

Page 5 of 6

Appendix A
CATEGORY AND CATALOG DISCOUNT INSTRUCTIONS
Contract: E194-1483 (JDC ONLY)

Attachment A, B and C that follows the Master Agreement includes the only approved equipment by Category and line item specifications. Each Category listed includes a completely configured unit to meet the specifications listed in Attachment A. Each Category in Attachment B includes a complete unit on line item one, to match the specification in Attachment A. The End Users may reconfigure this line item basic unit and/or all other basic units listed in each Category to meet their specification. Attachment B includes the manufacturer's model number, list price, less the firm percentage of discount for the basic unit. The basic unit(s) may be configured using the attachment/implements options per the published price listed with the firm percentage of discounts to meet the needs of the End Users. The Manufacturers' current published price, less the percentage of discount, unit price and the current published price list effective date by Category and by line item are on Attachment B.

TO USE THESE PRICE SHEETS PROCEED AS FOLLOWS:

ATTACHMENT A: APPROVED CONTRACT SPECIFICATIONS BY CATEGORY AND LINE ITEM FOR GROUND MAINTENANCE EQUIPMENT:

- 1) Identify the Commodity Category. Search the individual Category per line item listed in Attachment A for your required specification. Each Category listed in Attachment A includes specification for the basic unit, and may include additional order codes (attachments/implements or options) that meet or exceed the minimum specification in Attachment A.
- 2) Contact the "preferred dealer" or Contractor to determine if the item(s) needed is covered under this Contract. If model number is not listed on Attachment A and B, it is not covered under this Contract. Only the basic units listed by Category with the manufacturer's model number(s) are covered under this Contract. Contractor percentage(s) of discount will not apply to equipment not covered under this Contract.

ATTACHMENT B: Contract Pricing, Model Numbers, Delivery & Effective Published Price List by Category and Line Item for Ground Maintenance Equipment:

- 1) After you have identified equipment specifications in Attachment A, proceed to Attachment B for pricing information. The items that are listed in Attachment B, Pricing Information are based on the manufacturer's published price list per category and line item, less a firm percentage discount.
- 2) If the line items listed do not meet your required specification, the agency's End User must contact their "preferred local Deere & Company Dealer" to configure the listed basic unit with the additional attachment/implements to meet their desired specifications and to obtain a written quote. The written quotation must include the contract number, the manufacture's list price less the percentage of discount and the effective date of the price list.
- 3) Upon receipt of your written quotation from your "preferred dealer", and with the authorized approval at your agency, the agencies' End User should submit the purchase order.

PARTICIPATING ADDENDUM
WSCA/NASPO COOPERATIVE PURCHASING ORGANIZATION
Ground Maintenance Equipment
Administered by the Commonwealth of Virginia (hereinafter "Lead State")
MASTER AGREEMENT
Deere & Company
VA Contract Number: E194-1483
(hereinafter "Contractor")
And
The State of New Mexico
NM Price Agreement Number 30-805-13-00051 (AA)
(hereinafter "Participating State/Entity")

Page 6 of 6

- 4) Your "preferred local Deere & Company Dealer", which must be referenced on your order, will deliver and set-up your equipment F.O.B. Destination.

ATTACHMENT C: Commonwealth of Virginia Deere and Company's Authorized Dealers ---

- 1) Find Attachment C, which include all of Deere & Company's' authorized Dealers for the Commonwealth of Virginia. Any dealers that are not listed on Attachment C cannot offer a quotation on behalf of Deere & Company using the fixed firm percentage of discount under this Contract.
- 2) The Contractor's website and direct contact information is listed in Attachment B. Find a list of the Deere & Company's Dealers for the Commonwealth of Virginia in Attachment C.
- 3) End Users electing to use this "optional" use contract shall contract only with the Contractor or Dealer(s) listed herein, in order, to receive the firm percentage of discount offered through Deere and Company.

John Deere Dealer List for New Mexico May 28, 2013

	Dealer Name	Dir Phys Address 1	Dir Phys City	Dir Phys State	Dir Phys Zip	Dir Phone
1	AUSTIN TURF & TRACTOR	1429 S. CAMINO DEL PUEBLO	BERNALILLO	NM	87004	5057713671
2	DESERT GREENS EQUIPMENT INC.	4850 PAN AMERICAN FWY NE	ALBUQUERQUE	NM	871092220	5058220311
3	NEW MEXICO TRACTOR SALES	19660 HWY 314	BELEN	NM	87002	5058611500
4	PECOS VALLEY EQUIPMENT	1015 S. ATKINSON	ROSWELL	NM	88203	5756237400
5	PECOS VALLEY EQUIPMENT	312 W. RICHEY	ARTESIA	NM	88210	5757481400
6	RAY LEE EQUIPMENT COMPANY	5800 EAST MABRY DRIVE	CLOVIS	NM	881019232	5757635517
7	SOUTH PLAINS IMPLEMENT, LTD.	3850 COLUMBUS HWY SW	DEMING	NM	88030	5755462773
8	SOUTH PLAINS IMPLEMENT, LTD.	125 HIGHWAY 192	MESQUITE	NM	88048	5752330123
9	THE FARM CENTER	4218 US HWY 64	KIRTLAND	NM	87417	5055985845