

PARTICIPATING ADDENDUM
WESTERN STATES CONTRACTING ALLIANCE
FACILITIES MRO Contracts
Administered by the State of Nevada (hereinafter “Lead State”)
MASTER PRICE AGREEMENT
Fastenal Company
Nevada Contract Number: 1862
(hereinafter “Contractor”)
And
State of Ohio
(hereinafter “Participating State”)

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1. Scope: This addendum covers the WSCA Facilities MRO Contracts lead by the State of Nevada for use by state agencies and other entities located in the Participating State authorized by that state’s statutes to utilize state contracts.

The award to contractor in Master Price Agreement 1862 is for **all categories and for all states (entities)** authorized to use Master Price Agreement 1862.

2. Participation: Use of specific WSCA cooperative contracts by state agencies, political subdivisions and other entities (including cooperatives) authorized by an individual state’s statutes to use state contracts are subject to the 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 Price Agreement:
(These modifications or additions apply only to actions and relationships within the executing Participating State.)

State of Ohio Standard Contract Terms and Conditions shall apply to all sales under this Participating Addendum.

In accordance with section 4.10 of the WSCA RFP, Emerging Small Business (ESB), Minority Business Enterprises (MBE), Women Business Enterprises (WBE), and Disabled Veteran Owned Business. Each State will integrate this desirable into its participating addendum, if applicable.

In accordance with section 4.10.5 of the WSCA RFP, the State certified MBE may serve as an authorized reseller under the agreement. See Attachment B for the Authorized list of Resellers.

As the vendor of record to the State the MBE reseller is responsible for all demand generation and billing as outlined in the attachment A - *State of Ohio MBE Utilization Plan*.

At no time will the MBE reseller’s price exceed the State contract price.

The MBE reseller will report all sales under the State Contract to Fastenal for inclusion in reporting to WSCA and the State as applicable.

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4. Lease Agreements:

Lease Agreements Are NOT Authorized By This Contract

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

Lead State

Name: Gail Burchett
Address: Nevada Department of Administration, Purchasing Division,
515 E. Musser Street, Suite 300, Carson City, NV 89701
Telephone: (775) 684-0172
Fax: (775) 684-0188
E-mail: gburchet@purchasing.state.nv.us

Contractor

Name: Donnalee Papenfuss, WSCA Contract Administrator
Address: Fastenal Company, 2001 Theurer Blvd
Winona, MN 55987
Telephone: (507) 453-8339
Fax: (507) 494-7669
E-mail: dpapenfu@fastenal.com

Participating State (Entity)

Name: CPPB Gayle Blankenship
Procurement Manager, MRO
Address: 4200 Surface Road
Columbus, OH 43228
Telephone: (614) 466-0530
Fax: (614) 485-1056
E-mail: Gayle.Blankenship@das.state.oh.us

6. Subcontractors:

NO servicing subcontractors are permitted under this contract.

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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 price agreement number: 1862.

This Participating Addendum and the Master Price Agreement number 1862 (administered by the State of Nevada) 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 Price Agreement, together with its exhibits, shall not be added to or incorporated into this Addendum or the Price 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 Price Agreement and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms within the Participating State.

8. Compliance with reporting requirements of the "American Recovery and Reinvestment Act of 2009" ("ARRA"): If or when contractor is notified by ordering entity that a specific purchase or purchases are being made with ARRA funds, contractor agrees to comply with the data element and reporting requirements as currently defined in Federal Register Vol 74 #61, Pages 14824-14829 (or subsequent changes or modifications to these requirements as published by the Federal OMB). Ordering entity is responsible for informing contractor as soon as the ordering entity is aware that ARRA funds are being used for a purchase or purchases. Contractor will provide the required report to the ordering entity with the invoice presented to the ordering entity for payment. The contractor, as it relates to purchases under this contract, is not a subcontractor or subgrantee, but simply a provider of goods and related services.

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

Participating State/Entity: STATE OF OHIO	Contractor: FASTENAL
By: <i>Robert Blair/mis</i>	By: <i>John Soderberg</i>
Name: <i>Robert Blair</i>	Name: John Soderberg
Title: <i>Director, DAS</i>	Title: Vice President Government Sales
Date: <i>11/29/12</i>	Date: 11-20-2012

[Additional signatures as required by Participating State]