STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

OPTIONAL CONTRACT FOR: Public Utility Equipment with Related Accessories and Supplies

CONTRACT No.: OT906415 EFFECTIVE DATES: 12/15/14 to 04/10/18

The Department of Administrative Services (DAS) agreed to participate in a group purchasing contract for Public Utility Equipment with Related Accessories and Supplies, with the National Joint Powers Alliance (NJPA). NJPA accepted proposals submitted in response to its Request for Proposal #031014 that opened on 03/11/14. NJPA completed the evaluation of the proposals. The Contractor(s) listed herein were determined to be the lowest responsive and responsible bidder(s) and were awarded a contract under the US Communities Contract Number 1101149. The respective proposal, including the incorporated contract terms and conditions, standard contract terms and conditions, special contract terms & conditions, any bid addenda, specifications, pricing schedules and any attachments incorporated by reference and accepted by DAS, and the State of Ohio GPC Standard Contract Terms and Conditions, and Supplemental Contract Terms and Conditions (Rev. 10/2013), become a part of this Requirements Contract.

This Requirements Contract is effective beginning and ending on the dates noted above unless, prior to the expiration date, the Contract is renewed, terminated or cancelled in accordance with the Contract Terms and Conditions.

This Requirements Contract is available to the Ohio Department of Transportation, as applicable.

Agencies are eligible to make purchases of the listed supplies and/or services in any amount and at any time as determined by the agency. The State makes no representation or guarantee that agencies will purchase any volume of supplies and/or services.

SPECIAL NOTE: State agencies may make purchases under this Requirements Contract up to $2,500.00 using the state of Ohio payment card. Any purchase that exceeds $2,500.00 will be made using the official state of Ohio purchase order (ADM-0523). Any non-state agency, institution of higher education or Cooperative Purchasing member will use forms applicable to their respective agency.

Questions regarding this and/or the Requirements Contract may be directed to:

Therese Gallego, CPPB
therese.gallego@das.ohio.gov

This Requirements Contract and any Amendments thereto are available from the DAS Web site at the following address:

http://www.ohio.gov/procure

Signed: _____
Robert Blair, Director Date

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STATE OF OHIO
PARTICIPATING CONTRACT
FOR
Public Utility Equipment with Related Accessories and Supplies

STATE OF OHIO CONTRACT NUMBER OT906415

Master Contract Number: 031014-GRD

AS ISSUED BY THE NATIONAL JOINT POWERS ALLIANCE CAN BE FOUND BY CLICKING THE FOLLOWING LINK:

http://www.njpacoop.org/files/9314/0122/0559/Gradall_031014-GRD_Acceptance_and_Award.pdf

SPECIAL TERMS AND CONDITIONS

CONTRACT TERM: This Contract will become effective 12/12/14 for the state of Ohio and will follow the expiration dates and renewals as set forth in the National Joint Powers Alliance Master Contract number 031014-GRD.

CONTRACT RENEWAL: Renewal of this contract is limited to renewals authorized by Request for Proposal RFP # 031014 or that of any subsequent contracting instrument awarded as a result of this Request for Proposal to Gradall Industries, Inc. Any subsequent renewal must be mutually agreed upon by the parties to this contract.

STATE OF OHIO GPC TERMS AND CONDITIONS: The awarded contractor(s) shall abide by all Terms and Conditions set forth in this Contract and in the case of contradiction between the Term and Conditions as set forth in the Master Contract, any participating addendums, and the state of Ohio Terms and Conditions, the state of Ohio's Terms and Conditions shall supersede.

CONTRACT ORDER: Items or services listed in any Requirements Contract, such as General Distribution Contracts (GDCs), Limited Distribution Contracts (LDC), Multiple Award Contracts (MACs), and Requests for Proposals (RFPs) take precedence over items or services contained in the Optional Use Group Purchasing Contract (GPC) contract/catalog.

DELIVERY: See Special Contract Terms and Conditions for specific language to insert for Supplies or Services.

USAGE REPORTS: Every three (3) months the contractor must submit a report (written or on disk) indicating sales generated by this contract. The report shall list usage by customer, by line item, showing the quantities/dollars generated by this contract. The report shall be forwarded to the Office of Procurement Services, 4200 Surface Road, Columbus, OH 43228-1395, Attn: Therese Gallego.

SPECIFICATIONS

I. SCOPE: The scope of this contract shall be to provide public utility equipment with related accessories and supplies to the state of Ohio. This contract requires new, current model equipment/products and services. The specifications or solutions in this contract shall be those accepted guidelines set forth by the PUBLIC UTILITY EQUIPMENT WITH RELATED ACCESSORIES AND SUPPLIES industry, as they are generally understood and accepted within that industry across the nation. Submitted products/equipment, related services, and their warranties and assurances are required to meet and/or exceed all current, traditional and anticipated needs and requirements of NJPA and its Members.

All items supplied on this Contract shall comply with any current applicable safety or regulatory standards or codes.

Products/equipment offered herein are based upon being delivered and operational at the NJPA Member's site.

The Contractor warrants that all products, equipment, supplies, and services delivered under this Contract shall be covered by the industry standard or better warranty. All products and equipment should carry a minimum industry standard manufacturer's warranty that includes materials and labor. The Proposer has the primary responsibility to submit product specific warranty as required and accepted by industry standards. Dealer/Distributors agree to assist the purchaser in reaching a solution in a dispute over warranty's terms with the manufacturer. Any manufacturer's warranty which is effective past the expiration of the warranty will be passed on to the NJPA member.

II. PRICING: All pricing shall be a fixed percentage discount off the most current retail catalog, manufacturer's list price, or other verifiable index for all excavator models and all other products and services offered for the life of the contract.

III. All other provisions as stated in the NJPA Master Contract shall apply.

PARTICIPATING ADDENDUM

This Addendum and the Price Agreement 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. This Addendum applies only in the jurisdiction of the Participating State which has executed this Addendum.

The Participating Addendum between the Lead State and the State of Ohio can be found by following the link below:

OT906415 GPC019 Participating Addendum

PRIMARY CONTACT INFORMATION:

The primary contact for this contract is as follows:

Therese Gallego, CPPB – Contract Analyst
Office of Procurement Services – State of Ohio
4200 Surface Road, Columbus, OH 43228
Office: (614) 644-9814
Fax: (614) 485-1056
E-mail: therese.gallego@das.ohio.gov

PRICE SCHEDULE

The following link contains pages with Pricing covered under this contract for the State of Ohio.

Contract OT906415 pricing

OAKS ITEM ID#: 26767

UNSPSC Codes: 22100000

CONTRACTOR INDEX

CONTRACTOR AND TERMS:

BID CONTRACT NO.: OT906415-1

79985
Gradall Industries, Inc.
406 Mill Avenue SW
New Philadelphia, OH 44663

DELIVERY: as offered

TERMS: Net 30

CONTRACTOR'S CONTACT: Connie Popovich

Telephone: 330-339-8342
Fax: 330-339-8468
E-Mail: cspopovich@gradall.com

PROCESS PURCHASE ORDERS AND REMIT PAYMENT TO:

65229
Southeastern Equipment Company, Inc.
P.O. Box 536
Cambridge, OH 43725-0536

CONTRACTOR'S CONTACT: Mickey Gourley

Office: 740-522-3500
Cell: 740-819-4857
E-Mail: mgourley@southeasternequip.com