

PIMA COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY

PROJECT: COMPUTER HARDWARE, PERIPHERALS AND ASSOCIATED SERVICES
CONTRACTOR: IBM CORPORATION
4660 La Jolla Village Drive, Suite 300
San Diego, CA 92122
CONTRACT NO.: MA-PO-16-102

COOPERATIVE PROCUREMENT AGREEMENT

Pursuant to Pima County Code section 11.24.010, purchase order documents are authorized to be written against the following state or NASPO contract:

IBM Corporation State of Arizona Contract No. ADSP016-098793, (the "Contract") a copy of which is attached to this Authorization as Exhibit A and the terms and conditions of which are incorporated herein by this reference.

The dollar amount of purchases authorized under the Contract will not exceed one million eight hundred thousand dollars (\$1,800,000.00) annually.

The specific commodities or services that are authorized to be ordered under the Contract are specified in Exhibit B – Pima County Master Agreement No. MA-P0-16-102

Additional terms under this contract:

Professional Errors and Omissions (E&O) Insurance Note: IBM does not carry Technical E&O, only PE&O. Furthermore, under NASPO, IBM will not be providing systems analysis software design and the other types of activities listed below.

The Professional E&O coverage shall have minimum limits of:

- \$1,000,000 Each Claim
- \$2,000,000 Annual Aggregate

Insurance Coverage to include actual or alleged breach of duty, neglect, error, misstatement, misleading statements or omissions committed in the conduct of IBM's Professional Services.

Additional Requirements for the E&O Coverage:

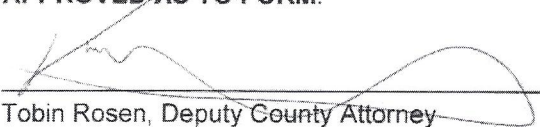
1. In the event that the professional liability insurance required by this contract is written on a claims-made basis, Contractor warrants that any retroactive date under the policy shall precede the effective date of this Contract; and that either continuous coverage will be maintained or an extended discovery period will be exercised for a period of two (2) years beginning at the time work under this Contract is completed.
2. See coverages above.

This Agreement is subject to the provisions of A.R.S. Section 38-511.

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IN WITNESS WHEREOF, the parties have approved this Authorization for Cooperative Procurement and agree to be bound by the terms and conditions of the Contract on the dates written below.

APPROVED AS TO FORM:




Tobin Rosen, Deputy County Attorney

11/16/15

Date

CONTRACTOR:



Signature

Karen Schneider - NASPO Nat'l psm Mgr.

Name and Title (Please Print)

Nov 17, 2015

Date