



Purchasing Department

50 South Military Trail, Suite 110
West Palm Beach, FL 33415-3199
(561) 616-6800
FAX: (561) 616-6811
www.pbcgov.com/purchasing



**Palm Beach County
Board of County
Commissioners**

- Shelley Vana, Mayor
- Mary Lou Berger, Vice Mayor
- Hal R. Valeche
- Paulette Burdick
- Steven L. Abrams
- Melissa McKinlay
- Priscilla A. Taylor

County Administrator

Verdenia C. Baker

"An Equal Opportunity
Affirmative Action Employer"

Official Electronic Letterhead

Form L

November 3, 2015

IBM CORPORATION
KAREN SCHNEIDER,
NASPO VALUEPOINT NATIONAL PROGRAM MGR.
4660 LA JOLLA VILLAGE DR., # 300
SAN DIEGO, CA 92122

TERM CONTRACT #950560

Dear Vendor:

This is to inform you that Palm Beach County Board of County Commissioners is entering into a Term Contract with your company for COMPUTER EQUIPMENT, PERIPHERALS & RELATED SERVICES based on:

[X] WSCA-NASPO CONTRACT #2015-2020/MNWNC-116

The term of this contract is 11/03/15 through 03/31/17, and has an estimated dollar value of \$6,723,165., inclusive of all vendors awarded.

If applicable, Vendor shall maintain all insurance coverage(s) throughout the entire term of the contract, including any renewals or extensions thereof.

The obligations of Palm Beach County under this contract are subject to the availability of funds lawfully appropriated for its purpose by the State of Florida and the Board of County Commissioners.

Palm Beach County Departments will issue individual hard copy orders against this contract as your authorization to deliver. All invoices must reference a unique document number (e.g., CPO / DO 680 XY030305000000001111 or CPO / DO 680 XY030305*1111). Failure to provide a document number with each invoice will result in a delay in processing payment.

If you have any questions, please contact Laura Cates, Senior Buyer at LCates@pbcgov.org or (561) 616-6817.

Sincerely,

Kathleen M. Scarlett
Director

c: Candace Miller, ISS
File

PARTICIPATING ADDENDUM
PARTICIPATING ADDENDUM
NASPO ValuePoint COOPERATIVE PURCHASING PROGRAM
Computer Equipment
Administered by the State of Minnesota (hereinafter "Lead State")

MASTER AGREEMENT
Master Agreement No: MNWNC-116
IBM Corporation
(hereinafter "Contractor")

And

Palm Beach County, Florida
County Contract No: 950560
(hereinafter "Participating State/Entity")

Page 1 of 4

1. **Scope:** This addendum allows for purchase of the Computer Equipment/Services identified in the NASPO Value Point Master Agreement led by the State of Minnesota along with a multi-state sourcing team for use by state agencies and other entities located in the Participating State/Entity that is authorized by that state's statutes to utilize state/entity contracts, and which receives prior written approval of the state's chief procurement official.

The original solicitation contains the requirements and definitions establishing the Product Bands allowed on the Master Agreement. The Master Agreement identifies the bands awarded to the Contract Vendor. The configuration limits and restrictions for the Master Agreement are provided with revisions identified by the Participating State in this Participating Addendum.

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 Palm Beach County, Florida 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. **Order of Precedence:**

1. A Participating Entity's Participating Addendum ("PA"); A Participating Entity's Participating Addendum shall not diminish, change, or impact the rights of the Lead State with regard to the Lead State's contractual relationship with the Contract Vendor under the Terms of Minnesota NASPO ValuePoint Master Agreement

2. Minnesota NASPO ValuePoint Master Agreement (includes negotiated Terms & Conditions)

3. The Solicitation including all Addendums; and

4. Contract Vendor's response to the Solicitation

These documents shall be read to be consistent and complementary. Any conflict among these documents shall be resolved by giving priority to these documents in the order listed above. Contract Vendor terms and conditions that apply to this Master Agreement are only those that are expressly accepted by the Lead State and must be in writing and

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attached to the Master Agreement as an Exhibit or Attachment. No other terms and conditions shall apply, including terms and conditions listed in the Contract Vendor's response to the Solicitation, or terms listed or referenced on the Contract Vendor's website, in the Contract Vendor quotation/sales order or in similar documents subsequently provided by the Contract Vendor. The solicitation language prevails unless a mutually agreed exception has been negotiated.

4. Participating State Modifications or Additions to Master Agreement:

If re-execution of a participating addendum or amendment to an existing participating addendum is required by a participating entity, the authorization to participate in the WSCA/NASPO PC Contracts 2015-2020 is sufficient to permit participation in the WSCA/NASPO PC Contracts 2015-2020, unless specifically denied by the appropriate chief state procurements official.

5. Primary Contacts: The primary contact individuals for this Participating Addendum areas follows (or their named successors):

Contractor

Name	Karen A. Schneider
Address	4660 La Jolla Village Drive, Ste. 300, San Diego, CA 92122
Telephone	720-397-5563
Fax	
E-mail	kasch@us.ibm.com

Participating Entity

Name	Candace Miller, Coordinator, ISS Department
Address	301 N. Olive Ave., 8rh Fl., West Palm Beach, FL 33401
Telephone	561-355-6704
Fax	561-242-7501

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E-mail	clmiller@pbcgov.org
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6. Partner Utilization: No partners.

7. Terms. The Participating State/Entity is agreeing to the terms of the Master Agreement only to the extent the terms are not in conflict with applicable law.

8. Orders: Any Order placed by a Participating Entity or Purchasing Entity for a Product and/or Service available from this Master Agreement must have the contract number on the Order in order to be deemed to be a sale under (and governed by the prices and other terms and conditions) of the Master Agreement.

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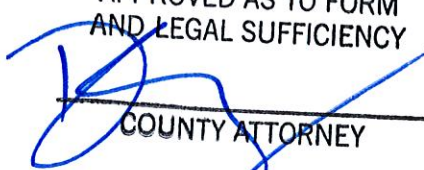
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IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by both parties below.

Participating State: Palm Beach County, Florida	Contractor: International Business Machines, Corporation
By: <i>Kathleen M. Scarlett</i>	By: <i>Karen Schneider</i>
Name: Kathleen M. Scarlett	Name: Karen Schneider
Title: Purchasing Director	Title: NASPO ValuePoint National Program Manager
Date: <i>11/3/15</i>	Date: <i>Sept 17 2015</i>

Florida's Chief Procurement Officer:
By: <i>Roz Ingram</i>
Name: Roz Ingram
Title: Director of State Purchasing and Chief Procurement Officer
Date: <i>10/7/15</i>

Steve Bordelon

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

COUNTY ATTORNEY

For questions on executing a participating addendum, please contact:

NASPO ValuePoint	
Cooperative Development Coordinator	Tim Hay
Telephone	503-428-5705
E-mail	thay@naspovaluepoint.org