

STATE OF MONTANA TERM CONTRACT

Department of Administration
State Procurement Bureau
165 Mitchell Building
PO Box 200135
Helena, MT 59620-0135
Phone: (406) 444-2575 Fax: (406) 444-2529
TTY Users-Dial 711
<http://gsd.mt.gov/>

T.C. #: CNR01363
E&I Cooperative Purchasing
Title: Lecture Capture Equipment, Software and Services

CONTRACT TERM	FROM	November 1, 2014	CONTRACT STATUS	NEW (x)
	TO	October 31, 2019		RENEW ()
VENDOR ADDRESS	SKC Communication Products LLC. 8320 Hedge Lane Terrance Shawnee Mission, KS66227		ORDER ADDRESS	
ATTN:	Greg Maniss		ATTN:	
PHONE:	(913) 543-7219		PHONE:	
FAX:	(800) 454-4752		FAX:	
E-MAIL:	Greg.maniss@skccom.com		E-MAIL:	

PRICES: Per Contract Agreement
DELIVERY: Per Contract Agreement
F.O.B.: Per Contract Agreement
TERMS: Per Contract Agreement

*****UNIVERSITY USE ONLY*****

RFP683198



Tom Hastings, CONTRACTS OFFICER

DATE: 1/14/2015

AUTHORIZED SIGNATURE

**PARTICIPATING ADDENDUM
E&I Cooperative Purchasing
Lecture Capture Equipment, Software and Services**

MASTER AGREEMENT
SKC Communication Products, LLC
(hereinafter "Contractor")
Contract Number: CNR01363
And
Montana University System
(hereinafter "Participating Entity")

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1. **Scope:** This addendum covers the E&I Lecture Capture Equipment, Software and Services Contract for use by the Participating Entity, including all state universities and colleges therein.

2. **Participation:** Use of specific cooperative contracts by the Participating Entity is authorized by the State of Montana's statutes and is 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 Entity Modifications or Additions to Master Agreement:**

ACCESS AND RETENTION OF RECORDS: Contractor agrees to provide the department, Legislative Auditor, or their authorized agents, access to any records necessary to determine contract compliance. (Section 18-1-118, MCA). Contractor agrees to create and retain records supporting the services rendered or supplies delivered for a period of eight years after either the completion date of the contract or the conclusion of any claim, litigation, or exception relating to the contract taken by the State of Montana or third party.

ASSIGNMENT, TRANSFER AND SUBCONTRACTING: The contractor shall not assign, transfer or subcontract any portion of the contract without the express written consent of the department. (Section 18-4-141, MCA.)

HOLD HARMLESS/INDEMNIFICATION: Contractor agrees to protect, defend, and save the State, its elected and appointed officials, agents, and employees, while acting within the scope of their duties as such, harmless from and against all claims, demands, causes of action of any kind or character, including the cost of defense thereof, arising in favor of Contractor's employees or third parties on account of bodily or personal injuries, death, or damage to property arising out of services performed or omissions of services or in any way resulting from the acts or omissions of Contractor and/or its agents, employees, representatives, assigns, subcontractors, except the sole negligence of the State, under this agreement.

REDUCTION OF FUNDING: The State must terminate this contract if funds are not appropriated or otherwise made available to support the State's continuation of performance in a subsequent fiscal period. (See section 18-4-313(4), MCA.)

VENUE: This solicitation is governed by the laws of Montana. The parties agree that any litigation concerning this bid, request for proposal, limited solicitation, or subsequent contract, must be brought in the First Judicial District in and for the County of Lewis and Clark, State of Montana, and each party shall pay its own costs and attorney fees. (Section 18-1-401, MCA.)

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

Contractor

Name	Greg Maniss, SKC Communication Products, LLC
Address	2821 South Gary Place, Tulsa, Oklahoma 74114
Telephone	913-543-7219
Fax	800-454-4752
E-mail	Greg.Maniss@skccom.com

Participating Entity

Name	Tom Hastings, State Procurement Office
Address	125 North Roberts, Room 165, Helena, MT 59601
Telephone	406-444-0338
Fax	406-444-2529
E-mail	thastings@mt.gov

Participating Entity

Name	Brian O'Connor, Montana State University
Address	PO Box 172600, Bozeman, MT 59717-2600
Telephone	406-994-5016
Fax	406-994-3000
E-mail	boconnor@montana.edu

Participating Entity

Name	Robert Hlynosky, University of Montana
Address	32 Campus Dr. MS 2304, Missoula, MT 59812
Telephone	406-243-5595
Fax	
E-mail	Bob.Hlynosky@mso.umt.edu

This Participating Addendum and the Master Agreement number CRN01363 together with its exhibits, set forth the entire agreement between the parties with respect to the

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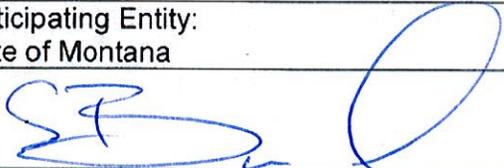
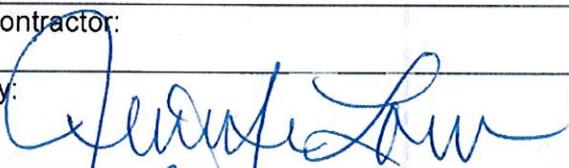
subject matter of all previous communications, representations or agreements, whether oral or written, with respect to the subject matter hereof. Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Master Agreement, together with its exhibits, 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 Entity.

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

Participating Entity: State of Montana	Contractor:
By: 	By: 
Name: Stephen Baiamonte	Name: Jennifer Lowe
Title: Administrator, General Services Division	Title: CFO
Date: 14 JAN 2015	Date: 1-9-15