

# 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/>

**WSCA-NASPO#: 19767**

**Title:** LED Emergency Light Bars, Siren Warning Accessories, and Other Related Accessories

**This is a non-exclusive contract.**

CONTRACT TERM	FROM	August 1, 2016	CONTRACT STATUS	NEW ()
	TO	July 31, 2019		RENEW (x)
VENDOR ADDRESS	Code 3, Inc. 10986 N. Warson Road St. Louis, MO 63114		ORDER ADDRESS	
ATTN:	Mr. Thomas Heubel		ATTN:	
PHONE:	314-996-2785		PHONE:	
FAX:	314-426-1337		FAX:	
E-MAIL:	<a href="mailto:tcheubel@code3pse.com">tcheubel@code3pse.com</a>		E-MAIL:	For Territorial Supplies: cnielsen@territorialsupplies.com

PRICES: PER MASTER WSCA CONTRACT. Current Pricing Schedule may be viewed by visiting the following WSCA site: <http://www.naspo.valuepoint.com/#/contract-details/8/overview/general>

DELIVERY: PER MASTER WSCA CONTRACT

F.O.B.: N/A

TERMS: NET 30 DAYS

REMARKS: Current pricing schedules may be viewed by going to <http://www.naspo.valuepoint.com/#/contract-details/8/overview/general>.

IFB/RFP No.: WSCA

Rhonda R. Grandy, CONTRACTS OFFICER

DATE:

**AUTHORIZED SIGNATURE**

This document represents an overview of the Western States Contracting Alliance, LED Emergency Light Bars, Siren Warning Accessories, and Other Related Accessories. This document is not intended to replace or append the contract, rather to provide an overview and summary of the agreement.

## 1.0 BACKGROUND

The State of Montana is a member of the Western States Contracting Alliance (WSCA), which establishes the means by which participating states may join together in cooperative multi-state contracting in order to achieve cost-effective and efficient acquisition of quality products and services. This contract is a result of cooperative procurement conducted by the State of Utah on behalf of WSCA.

## 2.0 PURPOSE

The purpose of this contract is to provide state agencies and all registered cooperative purchasing organizations with an expedited means of LED Emergency Light Bars, Siren Warning Accessories, and Other Related Accessories.

## 3.0 NON-EXCLUSIVE CONTRACT

The intent of this contract is to provide state agencies with an expedited means of procuring supplies and/or services. This contract is for the convenience of the state agencies and is considered by the State Procurement Bureau to be a "Non-Exclusive" use contract. Therefore, agencies may obtain this product/service from sources other than the contract holder(s) as long as they comply with Title 18, MCA, and their delegation agreement. The State Procurement Bureau does not guarantee any usage.

## 4.0 LIAISON

The primary contractor contact for this participating addendum is as follows:

### Contractor Liaison:

Mr. Thomas Heubel  
10986 N. Warson Road  
St. Louis, MO 63114  
Phone: 314-996-2785  
Fax: 314-426-1337  
Email: [tcheubel@code3pse.com](mailto:tcheubel@code3pse.com)

### State Liaison:

Rhonda R. Grandy, Contracts Officer  
State of Montana, General Services Division, State Procurement Bureau  
125 North Roberts, Mitchell Bldg., Room 165  
Helena, MT 59620  
Phone: 406-444-3320  
Fax: 406-444-2529  
Email: [rhgrandy@mt.gov](mailto:rhgrandy@mt.gov)

## 5.0 CONTRACT TERM

This contract shall take effect on August 1, 2016 and terminate on July 31, 2019 (Mont. Code Ann. § 18-4-313).

## 6.0 CONTRACT RENEWAL

This contract may, upon mutual agreement between the parties and according to the terms of the existing contract, be renewed in one-year intervals, or any interval that is advantageous to the State. This contract, including any renewals, may not exceed a total of five years.

## 7.0 PRICING

For current pricing, please see the Master WSCA Contract at the website listed below.

## 8.0 CONTRACT

The entire contract can be found at the following website:

<http://www.aboutwsca.org/contract.cfm/contract/19767>



Materials Management Division  
 112 Administration Building  
 50 Sherburne Avenue  
 St. Paul, MN 55155  
 Voice: 651.296.2800  
 Fax: 651.297.3996

**NOTIFICATION OF MINNESOTA WSCA-NASPO MASTER AGREEMENT (CONTRACT) AWARD**

To: Mr. Thomas Heubel  
 Code 3, Inc.  
 10986 N. Warson Rd.  
 St Louis, MO 63114

CONTRACT NO: 000000000000000000081365 (81365)  
 CONTRACT PERIOD: August 1, 2014  
 Through July 31, 2016  
 EXTENSION OPTION: Up to 36 Months

You are hereby notified that your response to our Solicitation, which opened January 22, 2014, is accepted. This Contract Award includes all or part of the following products or services, as further specified in Exhibit A: LED Emergency Light Bars, Siren Warning Accessories, and Other Related Accessories.

The following documents, in order of precedence, are incorporated herein by reference and constitute the entire Contract between you and the State: (1) A Participating Entity's Participating Addendum ("PA"); (2) Minnesota WSCA-NASPO Master Agreement, together with Exhibit A and any attachments or amendments; (3) the State's Solicitation; and (4) the accepted portions of your response. In the event of a conflict in language among any of these documents, the terms and conditions set forth and/or referenced in this Notification and any later executed documents shall prevail over conflicting terms and conditions contained in the earlier documents, in their original form or as amended. As stated in the Solicitation, "Participating States reserve the right to add state specific terms and conditions in their Participating Addendum as allowed by the Master Agreement" and "Participating Entities will have the option to participate and further refine their Terms and Conditions through a Participating Addendum." As a point of clarification, any Master Agreement Terms and Conditions modified in an executed Participating Addendum will apply only to the state that executed the Participating Addendum.

<p><b>1. CODE 3, INC.</b>          The Contractor certifies that the appropriate person(s) have executed this Contract on behalf of the Contractor as required by applicable articles, bylaws, resolutions, or ordinances.</p> <p>By: <u><i>Kelly Kyriakos</i></u>  <small>Signature</small>  <u>Kelly Kyriakos</u>  <small>Printed Name</small></p> <p>Title: <u>UP Emergency Business + Mkt</u></p> <p>Date: <u>08/01/14</u></p> <p>By: _____  <small>Signature</small></p> <p>Printed Name _____</p> <p>Title: _____</p> <p>Date: _____</p>	<p><b>2. MATERIALS MANAGEMENT DIVISION</b>          In accordance with Minn. Stat. § 16C.03, subd. 3.</p> <p>By: <u><i>Chris Grogan</i></u>  <small>Signature</small></p> <p>Title: <u>Acquisition Management Specialist</u></p> <p>Date: <u>8/1/14</u></p> <p><b>3. COMMISSIONER OF ADMINISTRATION</b>          Or delegated representative.</p> <p>By: <u><i>Patrick Grogan</i></u>  <small>Signature</small></p> <p>Date: <u>August 1, 2014</u></p>
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Code 3, Inc.

Contract No. 81365

STATE OF MINNESOTA  
MATERIALS MANAGEMENT DIVISION

PRICE CONTRACT  
EXHIBIT A

As stated in the Notification of MINNESOTA WSCA-NASPO MASTER AGREEMENT (CONTRACT) Award, this Contract incorporates the terms, conditions and specifications of the Solicitation at the Discounts listed below.

**TERMS:** NET 30

**DELIVERY:** Unless otherwise mutually agreed to, in-stock items must be delivered within five (5) business days after receipt of order and non-stock items must be delivered within fifteen (15) business days after receipt of order. Delivery requirements for custom made items will be negotiated at time of order placement

<u>Manufacturer Name</u>	<u>Manufacturer Price List</u>	<u>Percent Discount off of Price List</u>	<u>Freight Terms</u>
Code 3, Inc.	List Price (C3LIST0712), Aug 1, 2012, Code3 Products & Pricing	45%	Freight Prepaid and Allowed

<u>Quantity Breaks</u>	<u>Additional percent discount per order</u>
5-9 Units	5%
10-14 Units	10%
15 Plus Units	15%

**PARTICIPATING ADDENDUM  
 WSCA-NASPO COOPERATIVE PURCHASING PROGRAM  
 LED Emergency Light Bars, Sirens and Accessories  
 Administered by the State of Minnesota hereinafter "Lead State")**

MASTER AGREEMENT  
 Code 3 Inc.  
 Master Agreement No: 81365  
 (hereinafter "Contractor")

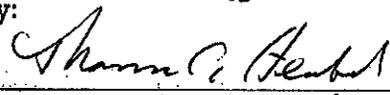
And

State of Montana  
 (hereinafter "Participating State/Entity")

Page 3 of 3

7. Orders: Any Order placed by a Participating Entity or Purchasing Entity for a Product and/or Service available from this Master Agreement shall be deemed to be a sale under (and governed by the prices and other terms and conditions) of the Master Agreement.

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

Participating State: <i>MONTANA</i>	Contractor: <i>Code 3 Inc.</i>
By: 	By: 
Name: <i>STEVE BAIAMONTE</i>	Name: <i>Thomas C. Heubel</i>
Title: <i>GSD DA</i>	Title: <i>Director of Emergency Sale</i>
Date: <i>2 SEPT 2014</i>	Date: <i>9/5/14</i>

[Additional signatures as required by Participating State]

For questions on executing a participating addendum, please contact:  
 WSCA-NASPO

Cooperative Development Coordinator:	Tim Hay
Telephone	503-428-5705
E-mail	thay@wsca-naspo.org

**[Please email fully executed PDF copy of this document to  
 PA@wsca-naspo.org to support documentation of participation and  
 posting in appropriate data bases]**