

**Participating Addendum
for
SNOWPLOW AND GRADER CUTTING EDGES
between
State of Missouri
and
Winter Equipment Company Inc.**

This Participating Addendum is entered into by the State of Missouri and the following Contractor for the purpose of participating in NASPO ValuePoint Master Agreement Number 47648, executed by Contractor and the State of Missouri for Snowplow and Grader Cutting Edges:

Winter Equipment Company Inc.
1900 Joseph Lloyd Parkway
Willoughby, OH 44094

I. PARTICIPATING ADDENDUM CONTACTS.

Contractor's contact for this Participating Addendum is:

Christine Marsiglio
Contract Manager
cmarsiglio@winterequipment.com
800-294-6837 ext. 224

Participating Entity's contact for this Participating Addendum is:

Ashley Hensley
Senior Procurement Analyst
Ashley.hensley@oa.mo.gov
573-751-3331

- II. TERM.** This Participating Addendum is effective as of the date of the last signature below or March 29, 2024, whichever is later, and will terminate upon termination of the Master Agreement, as amended, unless the Participating Addendum is terminated sooner in accordance with the terms set forth herein.
- III. PARTICIPATION AND USAGE.** This Participating Addendum may be used by all state agencies, institutions of higher education, cities, counties, districts, and other political subdivisions of the state if authorized herein and by law. Participating Entity has sole authority to determine which entities are eligible to use this Participating Addendum. If Contractor becomes aware that an entity's use of this Participating Addendum is not authorized, Contractor will notify NASPO ValuePoint to initiate outreach to the appropriate parties.
- IV. GOVERNING LAW.** The construction and effect of this Participating Addendum and any Orders placed hereunder will be governed by, and construed in accordance with, Participating Entity's laws.
- V. SCOPE.** Except as otherwise stated herein, this Participating Addendum incorporates the scope, pricing, terms, and conditions of the Master Agreement and the rights and obligations set forth therein as applied to the Contractor and Participating Entity and Purchasing Entities.
- a. Contractor Partners.** All subcontractors, dealers, distributors, resellers, and other partners identified on Contractor's NASPO ValuePoint webpage as authorized to provide Products and Services to Participating Entity may provide Products to users of this Participating Addendum. Contractor will ensure that the participation of Contractor's subcontractors, dealers, distributors, resellers, and other partners is in accordance with the terms and conditions set forth in the Master Agreement and in this Participating Addendum.

Any amendment to the Master Agreement shall be deemed incorporated into this Participating Addendum unless the amendment is rejected by the Participating Entity in writing to Contractor within ten (10) calendar days of the amendment's effective date and is documented thereafter via written amendment hereto.

Any conflict between this Participating Addendum and the Master Agreement will be resolved in favor of the Participating Addendum.

**Participating Addendum for
SNOWPLOW AND GRADER CUTTING EDGES**

Between **State of Missouri** and **Winter Equipment Company Inc.**

- VI. ORDERS.** Purchasing Entities may place orders under this Participating Addendum by referencing the Participating Addendum Number on an Order. Each Order placed under this Participating Addendum is subject to the pricing and terms set forth herein and in the Master Agreement, including applicable discounts, reporting requirements, and payment of administrative fees to NASPO ValuePoint and Participating Entity, if applicable.
- VII. PARTICIPATING ENTITY REPORTING REQUIREMENTS AND ADMINISTRATIVE FEE.** The State of Missouri has a 1% administrative fee on the total payments received by the contractor, to be paid each quarter throughout the year. The contractor will track these payments received on the Missouri Statewide Contract Quarterly Administrative Fee Report and the Missouri Statewide Contract Quarterly Usage Report and submit both reports to the State of Missouri quarterly.
- VIII. FEDERAL FUNDING REQUIREMENTS.** Orders funded with federal funds may have additional contractual requirements or certifications that must be satisfied at the time the Order is placed or upon delivery. When applicable, a Purchasing Entity will identify in the Order any alternative or additional requirements related to the use of federal funds. By accepting the Order, Contractor agrees to comply with the requirements set forth therein.
- IX. ATTACHMENTS.** This Participating Addendum includes the following attachments:
- a. Attachment 1: Missouri Economic Impact, attached herein
 - b. State of Missouri Coop Contract Document CC241963001
- X. NOTICE.** Any notice required herein shall be sent to the following:
- | | |
|--|--|
| For Contractor: | For Participating Entity: |
| Christine Marsiglio | Karen Boeger |
| Contract Manager | Director, Division of Purchasing |
| cmarsiglio@winterequipment.com | karen.boeger@oa.mo.gov |
| 800-294-6837 ext. 224 | 573-751-1699 |
- XI. SUBMISSION OF PARTICIPATING ADDENDUM TO NASPO VALUEPOINT.** Upon execution, Contractor shall email a copy of this Participating Addendum and any amendments hereto to NASPO ValuePoint at pa@naspovaluepoint.org. While Participating Entity will maintain the official record of this Participating Addendum, the Parties agree that this Participating Addendum, as amended, may be published on the NASPO ValuePoint website.

SIGNATURE

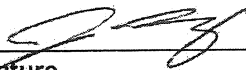
The undersigned for each Party represents and warrants that this Participating Addendum is a valid and legal agreement binding on the Party and enforceable in accordance with the Participating Addendum's terms and that the undersigned is duly authorized and has legal capacity to execute and deliver this Participating Addendum and bind the Party hereto.

Participating Addendum for
SNOWPLOW AND GRADER CUTTING EDGES

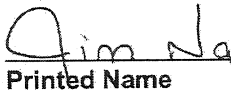
Between **State of Missouri** and **Winter Equipment Company Inc.**

IN WITNESS WHEREOF, the Parties have executed this Participating Addendum.

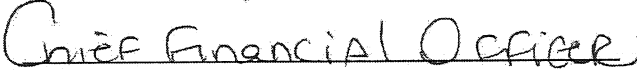
CONTRACTOR:



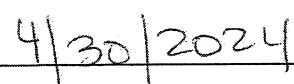
Signature



Printed Name



Title

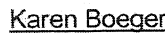


Date

PARTICIPATING ENTITY:



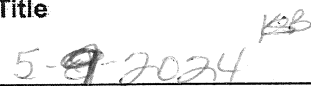
Signature



Printed Name



Title



Date

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ATTACHMENT 1

MISSOURI ECONOMIC IMPACT

The utilization of Missouri businesses and Missouri employees and other positive economic impact in the provision of the products and/or services under the agreement between the State of Missouri and the vendor is highly desirable for the State of Missouri. Therefore, please provide responses to the following to describe your Missouri economic impact.

1. Provide a description of the company's economic presence within the State of Missouri, including Missouri employees statistics, Missouri business facilities (size, type of facility, location), Missouri subcontractors, etc.

N/A

2. Provide a description of the proposed services that will be performed and/or the proposed products that will be provided by the Missourians and/or Missouri products under Missouri Contract Number (CC241963001).

N/A

3. Provide a description of the economic impact returned to the State of Missouri through tax revenue obligations.

N/A

4. List all Missouri certified Minority Business Enterprises (MBE)/Women Business Enterprises (WBE) as defined at Website: <http://oeo.mo.gov> you will use in the provision of products and services under the contract:

N/A

5. List all Missouri Organizations for the Blind or any Missouri Sheltered Workshops as listed at Websites <http://dese.mo.gov/special-education/sheltered-workshops/directories>, <http://www.lhbindustries.com> and <http://www.alphapointe.org> you will use in the provision of products and services under the contract:

N/A

6. List all Missouri Service-Disabled Veteran Business Enterprises (SDVE's) as listed at Website <https://purch.oa.mo.gov/vendor-information/missouri-service-disabled-veteran-business-enterprise-sdve-information> you will use in the provision of products and services under the contract:

N/A