

|                                       |                                                                                                                            |                                                      |
|---------------------------------------|----------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------|
| <b>Katie Hobbs</b><br><b>Governor</b> |                                           | <b>Elizabeth Alvarado-Thorson</b><br><b>Director</b> |
|                                       | ARIZONA DEPARTMENT OF ADMINISTRATION<br>100 NORTH FIFTEENTH AVENUE - SUITE 305<br>PHOENIX, ARIZONA 85007<br>(602) 542-5511 |                                                      |



In accordance with Arizona Revised Statute (A.R.S.) §41-2632 and Arizona Administrative Code (AAC) R2-7-1002, Cooperative Purchasing, the following document shall relay all additional requirements for the State of Arizona in its use and participation in the NASPO Value Point contract for NASPO Value Point contract for Parks & Recreation and Playground Equipment, Installations and Related Goods & Services Master Agreement Contract Number PO-10700-00015853 as competitively awarded by the State of Oregon as Lead State (Master Agreement). Portions of the Master Agreement are/may be reproduced herein for ease of reference only; the most recent version of the Master Agreement is available on the NASPO Value Point website. To the extent that terms are used in the Participating Addendum that are defined in the Master Agreement, the definition in the Master Agreement shall be incorporated in this Participating Addendum, as if stated herein.

All requirements stated within this document are allowable under the Arizona Procurement Code Arizona Procurement Code (A.R.S. §§ 41-2501 et seq., and the rules promulgated thereunder, AAC R2-7-101 et seq.) Any attempt to modify or change this document without consent from the State of Arizona shall be null and void.

NASPO ValuePoint  
**PARTICIPATING ADDENDUM**  
**Parks & Recreation and Playground**  
**Equipment, Installations and Related Goods & Services**  
Led by the State of Oregon



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**PARTICIPATING ADDENDUM**

**Parks & Recreation and Playground**

**Equipment, Installations and Related Goods & Services**

Led by the State of Oregon



**PARTICIPATING ADDENDUM**

**TO THE STATE OF ARIZONA:**

The Undersigned hereby agrees to furnish the material, service or construction in compliance with all terms, conditions, specifications and amendments as set forth in the Master Agreement and the Participating Addendum.

PlayPower Inc.

Company Name

11515 Vanstory Drive, Ste 100

Company Name

Huntersville, NC 28078

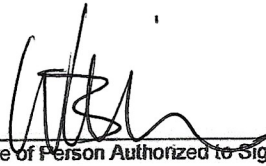
City

State

Zip

Todd.brinker@playpower.com / brandy.clory@playpower.com

Email

  
Signature of Person Authorized to Sign Offer

W. Todd Brinker

Printed Name

Senior VP Commercial Growth

Title

417-354-2509

Phone Number

By signature in the section above, the Contractor certifies:

1. The submission of the Offer did not involve collusion or other anticompetitive practices.
2. The Contractor shall not discriminate against any employee or applicant for employment in violation of Federal Executive Order 11246, State Executive Order 2009- 09 or A.R.S. §§ 41-1461 through 1465.
3. The Contractor has not given, offered to give, nor intends to give at any time hereafter any economic opportunity, future employment, gift, loan, gratuity, special discount, trip, favor, or service to a public servant in connection with the submitted offer. Failure to provide a valid signature affirming the stipulations required by this clause shall result in rejection of the offer. Signing the offer with a false statement shall void the offer, any resulting contract and may be subject to legal remedies provided by law.
4. The Contractor certifies that the above referenced organization IS NOT a small business with less than 100 employees or has gross revenues of \$4 million or less.

The Contractor has been cautioned not to commence any billable work or to provide any material or service under this contract until Contractor receives purchase order, contract release document or written notice to proceed.

State of Arizona

Awarded this 11 day of July, 2023

Stephanie Stevens

Stephanie Stevens

Statewide Procurement Officer

Master Agreement #PO-10700-00015853

Contractor: PlayPower Inc. (CONTRACTOR)

Participating Entity: State of Arizona

The following products or services are included in this contract portfolio:



NASPO ValuePoint  
**PARTICIPATING ADDENDUM**  
**Parks & Recreation and Playground**  
**Equipment, Installations and Related Goods & Services**



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- *All services, products and accessories listed on the Contractor page of the NASPO ValuePoint website.*

**Master Agreement Terms and Conditions:**

1. Scope: This addendum covers the NASPO Value Point contract for Parks & Recreation and Playground Equipment, Installations and Related Goods & Services Master Agreement Contract Number PO-10700-00015853 as competitively awarded by the State of Oregon as Lead State for use by state agencies and other entities located in the STATE OF ARIZONA authorized by that State's statutes to utilize State contracts with the prior approval of the State's Chief Procurement Official
2. Participation: This NASPO ValuePoint Master Agreement may be used by the State of Arizona, and its departments, agencies, boards, commissions, universities and other entities authorized to use statewide contract in the State of Arizona. Issues of interpretation and eligibility for participation are solely within the authority of the State Chief Procurement Official.
3. Primary Contacts: The primary contact individuals for this participating addendum are as follows ( or their names successors):

Contractor

|            |                                                          |
|------------|----------------------------------------------------------|
| Name:      | Brandy D. Clory                                          |
| Address:   | 11515 Vanstory Drive, Suite 100 • Huntersville, NC 28078 |
| Telephone: | (704) 576-7928 or (417) 354-2509                         |
| Email:     | Brandy.Clory@playpower.com                               |

Participating Entity

|            |                                                      |
|------------|------------------------------------------------------|
| Name:      | Stephanie Stevens                                    |
| Address:   | 100 North 15th Avenue, Suite 305   Phoenix, AZ 85007 |
| Telephone: | (602) 364-2662                                       |
| Email:     | Stephanie.stevens@azdoa.gov                          |

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**PARTICIPATING ADDENDUM**

**Parks & Recreation and Playground**

**Equipment, Installations and Related Goods & Services**

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**4. Participating Entity Modifications or Additions to the Master**

**Agreement** These modifications or additions apply only to actions and relationships within the Participating Entity.

Participating Entity must check one of the boxes below:

☐ No changes to the terms and conditions of the Master Agreement are required.

☒ The following changes are modifying or supplementing the Master Agreement terms and conditions.

**4.1. Definition**

4.1.1. "Contract" For the purpose of this Participating Addendum, the term Contract refers to the NASPO ValuePoint Master Agreement resulting from the NASPO ValuePoint Solicitation, as defined therein, and as modified by this Participating Addendum (including the Uniform and Special Instructions to Contractors, the Uniform and Special Terms and Conditions, and the Specifications and Statement or Scope of Work) and any Amendments to either the NASPO ValuePoint Master Agreement or the Participating Addendum.

4.2. The following attachments are hereby incorporated into this Participating Addendum "MPA":

4.2.1. Attachment A – State of Arizona Special Terms and Conditions

4.2.2. Attachment B – State of Arizona Uniform Terms and Conditions

4.2.3. Attachment C – Participation In Boycott of Israel

4.2.4. Attachment D – Forced Labor of Ethnic Uyghurs Ban

5. Subcontractors: All contactors, dealers, and resellers authorized in the State of Arizona, as shown on the dedicated Contractor (cooperative contract) website, are approved to provide sales and service support to participants in the NASPO ValuePoint Master Agreement. The contractor's dealer participation will be in accordance with the terms and conditions set forth in the aforementioned Master Agreement.

6. Orders: Any order placed by a Participating Entity or Purchasing Entity for a product and/or service available from the Master Agreement shall be deemed to be a sale under (and governed by the prices and other terms and conditions) of the Master Agreement unless the parties to the order agree in writing that another contract or agreement applies to such order.

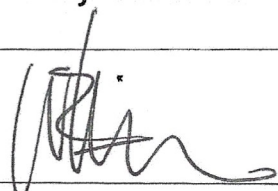
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**PARTICIPATING ADDENDUM****Parks & Recreation and Playground****Equipment, Installations and Related Goods & Services**

Led by the State of Oregon



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

|                                            |                                                                                               |
|--------------------------------------------|-----------------------------------------------------------------------------------------------|
| Participating Entity:<br>State of Arizona  | Contractor:<br>PlayPower Inc.                                                                 |
| Signature:                                 | Signature:  |
| Name:<br>Stephen Nettles CPIM, CPSM        | Name:<br>W. Todd Brinker                                                                      |
| Title:<br>Senior Procurement Group Manager | Title:<br>Senior VP, Commercial Growth                                                        |
| Date:                                      | Date: 7/24/22                                                                                 |

For questions on executing a participating addendum, please contact:

NASPO ValuePoint

|                                      |                                                                                  |
|--------------------------------------|----------------------------------------------------------------------------------|
| Cooperative Development Coordinator: | Joel E. Atkinson                                                                 |
| Telephone:                           | 850-848-1250                                                                     |
| Email:                               | <a href="mailto:jatkinson@naspovaluepoint.org">jatkinson@naspovaluepoint.org</a> |

***[Please email fully executed PDF copy of this document to***  
***[PA@naspovaluepoint.org](mailto:PA@naspovaluepoint.org)***  
***to support documentation of participation and posting in appropriate data bases.]***



## Attachments C: Boycott of Israel Disclosure

Arizona Department of Administration  
State Procurement Office  
100 N 15th Avenue  
Phoenix, AZ 85007

Contract Number: CTR066695

Description: Parks & Recreation and Playground

Equipment, Installations and Related Goods & Services

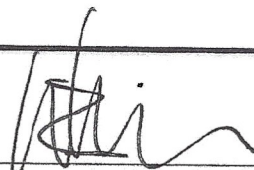
Contractor: PlayPower, Inc.

Led by the State of Oregon

In compliance with A.R.S. §§35-393 *et seq.*, all Contractors must select one of the following:

☒ The Company submitting this Offer **does not** participate in, and agrees not to participate in during the term of the contract, a boycott of Israel in accordance with A.R.S. §§35-393 *et seq.* I understand that my entire response will become public record in accordance with A.A.C. R2-7-C317.

☐ The Company submitting this Offer **does** participate in a boycott of Israel as described in A.R.S. §§35- 393 *et seq.*

|                                 |       |       |                                                                                     |  |
|---------------------------------|-------|-------|-------------------------------------------------------------------------------------|--|
| PlayPower Inc                   |       |       |  |  |
| Company Name                    |       |       | Signature of Person Authorized to Sign                                              |  |
| 11515 Vanstory Drive, Suite 100 |       |       | W. Todd Brinker                                                                     |  |
| Address                         |       |       | Printed Name                                                                        |  |
| Huntersville,                   | NC    | 28078 | Senior VP, Commercial Growth                                                        |  |
| City                            | State | Zip   | Title                                                                               |  |

END OF ATTACHMENT: BOYCOTT OF ISRAEL



## Attachments D: Forced Labor of Ethnic Uyghurs Ban

Arizona Department of Administration  
State Procurement Office  
100 N 15th Avenue  
Phoenix, AZ 85007

**Contract Number:** CTR066695  
**Description:** Parks & Recreation and Playground  
Equipment, Installations and Related Goods & Services

**Contractor:** PlayPower, Inc.  
**Led by the State of Oregon**

Please note that if any of the following apply to the Contractor, then the Contractor shall select the "Exempt Contractor" option below:

- Contractor is a sole proprietorship;
- Contractor has fewer than ten (10) employees; OR
- Contractor is a non-profit organization.

Pursuant to A.R.S. § 35-394, written certification is required to show that the company entering into a contract with a public entity does not use the forced labor, or any goods or services produced by the forced labor, of ethnic Uyghurs in the People's Republic of China.

Under A.R.S. § 35-394:

1. "Company" means an organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company or other entity or business association, including a wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate, that engages in for-profit activity and that has ten or more full-time employees.
2. "Public entity" means this State, a political subdivision of this State or an agency, board, commission or department of this State or a political subdivision of this State.

**In compliance with A.R.S. §§ 35-394 et seq., all Contractors must select one of the following:**

☒ The Company submitting this Offer does not use, and agrees not to use during the term of the contract, any of the following:

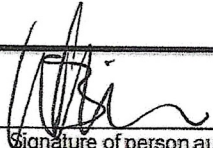
- Forced labor of ethnic Uyghurs in the People's Republic of China;
- Any goods or services produced by the forced labor of ethnic Uyghurs in the People's Republic of China; or
- Any Contractors, Subcontractors, or suppliers that use the forced labor or any goods or services produced by the forced labor of ethnic Uyghurs in the People's Republic of China.

☐ The Company submitting this Offer does participate in use of Forced Uyghurs Labor as described in A.R.S. § 35-394.

**Exempt Contractor**

Indicate which of the following statements applies to the Contractor (may be more than one):

☐ Contractor is a sole proprietorship

|                                 |                                                                                      |
|---------------------------------|--------------------------------------------------------------------------------------|
| PlayPower Inc.                  |  |
| Company Name                    | Signature of person authorized to sign                                               |
| 11515 Vanstory Drive, Suite 100 | W. Todd Brinker                                                                      |
| Address                         | Printed name and title                                                               |
| Huntersville, NC 28078          | Todd.brinker@playpower.com (704) 576-7928                                            |
| City, State, ZIP                | Brandy.clory@playpower.com (417) 354-2509                                            |
|                                 | Contact email address Contact phone number                                           |