



# Contract Award Notification

<b>Title</b>	:	<b>Group 38224- MATERIALS AND EQUIPMENT FOR EDUCATIONAL TECHNOLOGY AND OCCUPATIONAL TRAINING (Statewide)</b> <b>Classification Code(s): 27, 41, 42, 43, 45, 55, 86</b>
<b>Award Number</b>	:	<b><u>22257</u></b> (Replaces Award 20273)
<b>Contract Period</b>	:	<b>August 3, 2012 – August 2, 2017</b>
<b>Bid Opening Date</b>	:	<b>March 29, 2011</b>
<b>Date of Issue</b>	:	<b>August 9, 2012 (Revised July 25, 2016)</b> <b>New Information in this Update is in Red</b>
<b>Specification Reference</b>	:	<b>As Incorporated In The Invitation For Bids</b>
<b>Contractor Information</b>	:	<b>Appears on Page 2-11 of this Award</b>

## Address Inquiries To:

State Agencies & Vendors		Political Subdivisions & Others	
Name :	Shrilata Nath	Procurement Services	
Title :	Contract Management Specialist I	Customer Services	
Phone :	518-474-3034	Phone :	518-474-6717
E-mail :	shrilata.nath@ogs.ny.gov	E-mail :	customer.services@ogs.ny.gov

**Procurement Services values your input.  
Complete and return "Contract Performance Report" at end of document.**

## Description

The contract provides a vehicle for authorized users to obtain materials, equipment and training products that will be utilized in a learning, classroom or training environment and is **NOT INTENDED TO BE A MECHANISM TO OBTAIN STAND ALONE EQUIPMENT AND PRODUCTS SUCH AS COMPUTERS AND/OR PERIPHERALS, FURNITURE, INDUSTRIAL TOOLS AND/OR SUPPLIES, AUDIO VISUAL PRODUCTS, LABORATORY EQUIPMENT AND/OR INSTRUMENTATION, MEDICAL EQUIPMENT, ASSISTIVE TECHNOLOGY PRODUCTS, OR BOOKS AND SERIALS UNLESS THOSE TYPES OF PRODUCTS ARE PART OF A CONTRACTOR'S GENERAL PRODUCT OFFERING AND ARE TO BE UTILIZED IN CONJUNCTION WITH A CONTRACTOR'S LEARNING OR TRAINING BASED SYSTEMS AND CURRICULUMS.** These products often encompass printed and/or digital materials or blended solutions that are generally used in conjunction with a training system or equipment to teach a particular vocation, trade, or curriculum in a classroom setting. In addition, this contract is not intended for the procurement or acquisition of standalone virtual, online, or Internet-based learning services; or for the procurement of standalone educational software products. Software and online or Internet-based learning services that work in conjunction with materials and training equipment or products offered by the contractor for the purposes of teaching a particular vocation, trade or curriculum will be allowed. Agencies Note: **Please refer to the Preferred Sources and Overlapping Contract Clauses and Tables I & II on pages 12 & 13.** Agencies are required to purchase from the least expensive alternative meeting their form, function, and utility if overlapping items exist.

PR # 22257

**NOTE: See individual contract items to determine actual awardees.**

<b><u>CONTRACT #</u></b> PC65605 SB	<b><u>CONTRACTOR &amp; ADDRESS</u></b> A+ Mobile Solutions, Inc. 1490 North Clinton Avenue Bay Shore, NY 11706	<b><u>TELEPHONE #</u></b> Tel: (631) 969-2600 x 2259 Fax (631) 969-2400 William Waibel bwaibel@aplus-edu.com www.aplusmobilesolutions.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 33-1167331 1000049515
---	---	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$100.00  
All Purchase orders should be issued to contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
A+ Mobile Solutions	A+ Mobile Solutions NYS OGS Pricelist 3-20-10	60	10%-60%	

<b><u>CONTRACT #</u></b> PC65606 SB	<b><u>CONTRACTOR &amp; ADDRESS</u></b> A+ Technology & Security Solutions, Inc. 1490 North Clinton Avenue Bay Shore, NY 11706	<b><u>TELEPHONE #</u></b> Tel: (631) 969-2600 (877) 797-6197 Fax: (631) 969-2400 David Antar david@theaplusgroup.com www.theaplusgroup.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 11-3571518 1100005450
---	--	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Contractor will not accept orders for less than the minimum order of \$250.00.  
All Purchase orders should be issued to contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

<b><u>CONTRACT #</u></b> PC65607	<b><u>CONTRACTOR &amp; ADDRESS</u></b> ADInstruments, Inc. 2205 Executive Circle Colorado Springs, CO 80906	<b><u>TELEPHONE #</u></b> Tel: (719) 576-390 x222 (888) 965-6040 x222 Fax: (719) 576-3971 Craig McKessy info@adinstruments.com www.adinstruments.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 77-0232847 1000009696
-------------------------------------	--	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$100.00.  
All Purchase orders should be issued to Contractor directly.

*Authorized Dealer:*

Harvard Apparatus  
84 October Hill Road  
Holliston, MA 01746

Tel: (800) 232-2380  
Fax: (508) 429-5732  
bioscience@harvardapparatus.com



<b>Catalog/Product Line</b>	<b>Pricelist &amp; Date</b>	<b>Guaranteed Delivery A/R/O</b>	<b>Discount</b>	<b>Notes</b>
School Specialty/ Brodhead Garret 2015 Career & Technology Education	School Specialty/ Brodhead Garret Career & Technology Education, BG15, 2015	10-45	25% from LIST PRICE	

<b><u>CONTRACT #</u></b> PC65611 SB	<b><u>CONTRACTOR &amp; ADDRESS</u></b> CES Industries 95 Hoffman Lane, Suite S Islandia, NY 11749	<b><u>TELEPHONE #</u></b> Tel: (631) 293-1420 (800) 237-5227 Fax: (631) 293-8556 Mitchell B. Nesenoff m.nesenoff@cesindustries.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 11-2209328 1100005351
---	--	---	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Contractor offers an additional 2% discount for orders that are prepaid at receipt of purchase order.  
Minimum order is \$50.00.  
All Purchase orders should be issued to Contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

<b>Catalog/Product Line</b>	<b>Pricelist &amp; Date</b>	<b>Guaranteed Delivery A/R/O</b>	<b>Discount</b>	<b>Notes</b>
CES Educational Training Systems	CES & ED-LAB TRAINING SYSTEMS Pricelist 1030A,10305B, and 1030C Pricelists, Dated: Jan. 1, 2011	30-60	3%. 2% additional Discount on Pre- Paid Orders.	

<b><u>CONTRACT #</u></b> PC65612	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Feedback Incorporated 417 Dimmocks Mill Road, Suite 27 Hillsborough, NC 27278	<b><u>TELEPHONE #</u></b> Tel: (919) 644-6466 (800) 526-8783 Fax: (919) 644-6470 Edna Stephens Edna.Stephens@feedback- instruments.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 22-1827695 1000008715
-------------------------------------	---	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$25.00  
All Purchase orders should be issued to Contractor directly.

<i>Authorized Dealer:</i>	Leading Engineering Technologies, LLC PO BOX 329 (619 Oceanview Rd) Brielle, NJ 08730	Tel: (732) 642-6495 Fax: (732) 681-2173 Cheryl Matthews CherylLET@verizon.net
---------------------------	--	--

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Training Systems Price List March 1, 2016	3822422257PL_Feedback (Rev. 05-18-16)	70	3%. 1% Add'l on orders of 2-9 of same item. 2% Add'l on 10 or more of same.	

<b><u>CONTRACT #</u></b> PC65615	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Hampden Engineering Corporation 99 Shaker Road Longmeadow, MA 02108	<b><u>TELEPHONE #</u></b> Tel: (413) 525-3982 (800) 253-2133 Fax: (413) 525-4741 Michael Flynn sales@hampden.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 04-2172411 1000005242
-------------------------------------	---	---	---

Contractor accepts the New York State Procurement Card.  
Minimum order is \$100.00.  
All Purchase orders should be issued to Contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Hampden Engineering	3822422257PL_Hampden (Rev. 02-29-16)	90	GSA	

<b><u>CONTRACT #</u></b> PC65616	<b><u>CONTRACTOR &amp; ADDRESS</u></b> intelitek, Inc. 444 East Industrial Park Drive Manchester, NH 03109	<b><u>TELEPHONE #</u></b> Tel: (603) 625-8600, x2630 (800) 221-2763, x2630 Fax: (603) 625-2137 Angie Miner aminer@intelitek.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 22-2766088 1100005465
-------------------------------------	---	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$50.00.  
All Purchase orders should be issued to Contractor directly.

<i>Authorized Dealer:</i>	Joe Zahra Associates, LLC 91 Blake Avenue Bohemia, NY 11716	Tel: (516)695-0392 Joe Zahra joezahra@aol.com	461304836
---------------------------	---	---	-----------

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
The intelitek® LearnMate® Lab Program	intelitek Educational Pricelist, 2015	60	2% 1% add'l over \$400,000.	

<b><u>CONTRACT #</u></b> PC65617 SB	<b><u>CONTRACTOR &amp; ADDRESS</u></b> L. J. Create, Inc. 2400 Lake Orange Drive, Suite 105 Orlando, FL 32837	<b><u>TELEPHONE #</u></b> Tel: (407) 583-0006 Tech Support: (800) 237-3482 Fax: (407) 250-5891 Robyn Watson rwatson@ljcreate.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 11-2867444 1000024445
---	--	---	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$25.00

<i>Authorized Dealer:</i>	Allegheny Educational Systems 1425 Freeport Rd Natrona Heights, PA 15065	Tel: (800) 232-7600 Fax: (724) 230-2406 John Walters, Jr. Jwalters@alleghenyedusys.com	25-1554488 1000033780
---------------------------	--	---	--------------------------

Authorized users may order directly from Contractor or utilize Authorized Dealer.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Hardware, Software and Learning Curriculum	New York State Contract Product Pricelist – September 2013	45	3% Hardware 5% Software	1% add 'l for purchases made with NYS Procurement Card

<b><u>CONTRACT #</u></b> PC65618	<b><u>CONTRACTOR &amp; ADDRESS</u></b> The Learning Internet, Inc. DBA Learning.com 1620 SW Taylor Street Portland, OR 97205	<b><u>TELEPHONE #</u></b> Tel: (203) 448-7660 (800) 580-4640 x4565 Fax: (503) 210-0351 Mary Wrynn-Huff mhuff@learning.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 93-1276706 1000045223
-------------------------------------	---	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Contractor will not accept orders for less than the minimum order of \$250.00.  
All Purchase orders should be issued to Contractor directly.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Online Curriculum	Online Curriculum Catalog – Learning.com March 2011	5	5% 5% additional for 2 year purchases. 10% additional for 3 year purchases.	

<b>PC65619</b>	<b>Learnsapes, Inc. DBA Creative Learning Systems</b> 1140 Boston Avenue, Unit A Longmont, CO 80501	Tel: (303) 772-6400, x723 Fax: (800) 458-2880, x723 Shelly Nault snault@clsonline.com	01-0683583 1100016589
----------------	---	--	--------------------------

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Contractor will not accept orders for less than the minimum order of \$250.00.  
All Purchase orders should be issued to Contractor directly.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
SmartLab	SmartLab Catalog 5/10/11	65	2%	Installation EXCLUDED

**CANCELLED:**

<b><u>CONTRACT #</u></b> PC65620	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Logical Choice Technologies, Inc. 1045 Progress Circle Lawrenceville, GA 30043	<b><u>TELEPHONE #</u></b> Tel: (770) 564-1044 (800) 730-5644 Fax: (770) 564-0244 Cindy Dyer inside.sales@logicalchoice.com	<b><u>FED.IDENT #/</u></b> <b><u>NYS VENDOR ID#</u></b> 58-2158634 1000009549
-------------------------------------	--	---	--

Contractor does not accept the New York State Procurement Card for orders.  
No minimum order.  
All Purchase orders should be issued to Contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

Catalog/Product Line	Price List & Date	Guaranteed Delivery A/R/O	Discount	Notes
Logical Choice Catalog	Logical Choice Educational Catalog - 8/1/13	30	3% from Educational Pricelist	

<b><u>CONTRACT #</u></b> PC65622	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Megatech Corporation 525 Woburn Street Tewksbury, MA 01876	<b><u>TELEPHONE #</u></b> Tel: (978) 937-9600 (800) 767-6342 Fax: (978) 453-9936 Mary O'Hara mary@megatechcorp.com	<b><u>FED.IDENT #/</u></b> <b><u>NYS VENDOR ID#</u></b> 04-2461059 1100016038
-------------------------------------	--	---	--

Contractor does not accept the New York State Procurement Card for orders.  
Minimum order is \$200.00.  
All Purchase orders should be issued to Contractor directly.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Automotive and Diesel Training Programs	Automotive and Diesel Pricelist January 2011	60-120	10%	

<b><u>CONTRACT #</u></b> PC65623	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Midwest Shop Supplies, Inc. DBA Midwest Technology Products 2600 Bridgeport Drive Sioux City, IA 51111	<b><u>TELEPHONE #</u></b> Tel: (712) 252-3601, x3120 (800) 831-5904 Fax: (712) 252-5305 Sarah Cruz scruz@midwesttechnology.com	<b><u>FED.IDENT #/</u></b> <b><u>NYS VENDOR ID#</u></b> 42-0870533 1100015584
-------------------------------------	---	---	--

Contractor accepts the New York State Procurement Card for orders not to exceed \$3,000.00.  
Contractor will not accept orders for less than the minimum order of \$250.00.  
All Purchase orders should be issued to Contractor directly.

This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Midwest Technology Products	3822422257PL_Midwest (Rev. 07-19-16)	10-14	10%	EXCLUDED: Elenco Products.

<b><u>CONTRACT #</u></b> PC65624	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Numonics Corporation 101 Commerce Drive Montgomeryville, PA 18936	<b><u>TELEPHONE #</u></b> Tel: (215) 362-2766, x135 (800) 523-6716 Fax: (215) 361-0167 Phyllis Ulrich phylisu@numonics.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 04-2691357 1000019725
-------------------------------------	---	---	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$50.00.

Authorized users may order directly from Contractor or utilize Authorized Dealer (s) listed below:

:			
<i>Authorized Dealer:</i>	A+ Technology Solutions 1490 N. Clinton Ave Bay Shore, NY 11706	Tel: (631) 969-2600 Fax: (732) 969-2400	11- 3388778 1100005450

This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Numonics Corporation	Numonics Corporation NYS OGS Pricelist – Effective 8-1-2011	30	9.98% - 32.33% (various)	

<b><u>CONTRACT #</u></b> PC65626	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Pitsco, Inc. DBA Pitsco Education 913 E. Jefferson Pittsburgh, KS 66762	<b><u>TELEPHONE #</u></b> Tel: (620) 231-0010 (800) 835-0686 Fax: (800) 533-8104 Angela Watson awatson@pitsco.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 48-0780825 1000031896
-------------------------------------	---	--	---

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$1.00.

All Purchase orders should be issued to Contractor directly.

This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Pitsco Education Catalog	Pitsco April 2015 Pricelist	15	2% on orders over \$100.00 3% on orders \$1000.00 and greater 5% on orders \$2500.00 and greater	EXCLUDED: Item # 52100 Item # 72448 Item # 70260 Item # 73967

Hearlihy Drafting & Supplies	Hearlihy Drafting & Supplies 2011	15	2% on orders over \$100.00 3% on orders \$1000.00 and greater 5% on orders \$2500.00 and greater	

<b><u>CONTRACT#</u></b> PC65627	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Promethean, Inc. 1165 Sanctuary Parkway Alpharetta, GA 30009	<b><u>TELEPHONE #</u></b> Tel: (678) 393-1055 Fax: (678) 336-8142 Kathryn Wolf us.bids@prometheanworld.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 04-36477203 1100017897
------------------------------------	--	--	--

Orders and Billing:  
Tel: (888) 652-2848, option 2  
Tel: (347) 860-4390  
Fax: (678) 762-4615  
Nicole Clay  
Nicole.Clay@prometheanworld.com

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
Minimum order is \$0.00.  
Authorized users may order directly from Contractor or utilize Authorized Dealer.

*Authorized Dealer:*

<b>A+ Technology &amp; Security Solutions, Inc.</b> 1490 North Clinton Ave. Bay Shore, NY 11706	Tel: (631) 969-2600 Ext. 2286 Fax: (631) 969-2400 Drew Cassara DCassara@APlusTechnology.com	11-3571518 1100005450
---	--	--------------------------

*Authorized Dealer:*

<b>CDWG</b> 200 N. Milwaukee Ave. Vernon Hills, IL 60061-1577	Tel: (800) 808-239 Fax: (847) 990-8041 John Skidmore John.Skidmore@cdwg.com	36-4230110 1000009217
---	--	--------------------------

*Authorized Dealer:*

<b>Konica Minolta Business Systems</b> 750 Estate Dr. Ste. 104 Deerfield, IL 60015	Tel: 847-374-1600 Fax: 847-374-0100 Ed Joras ejoras@allcovered.com	13-1921089 1000006139
--	---	--------------------------

*Authorized Dealer:*

<b>Metcomm.net</b> 100 South VanBrunt Street, Ste 3 Englewood, NJ 07631-3455	Tel: (201) 342-5100 Fax: (201) 342-5470 Tony Pupello tony@metcomm.net	13-4192233 1100124828
--	--	--------------------------

*Authorized Dealer:*

<b>On-Site Technology</b> 78 Broughton Avenue Bloomfield, NJ 07003	Tel: (973) 429-7303 Fax: (973) 429-7213 Lou Garcia lou@on-sitetechology.com	27-0519467 1100125198
--	--	--------------------------

*Authorized Dealer:*

**PC University Distributors, Inc.**      Tel: (516) 596-1500      11-3318287  
 99 West Hawthorne Avenue, Suite 521      Fax: (516) 596-1515      1000005921  
 Valley Stream, NY 11580      Geoffrey Miller  
 gmm@pcuniversity.com

*Authorized Dealer:*

~~**R&G Sales, Inc. DBA**      Tel: (706) 886 7233      59 3790242  
 LeCroy Business Products      Fax: (706) 886 8400      1100112112  
 Toccoa, GA 30577 2004      Gary LeCroy  
 gary@leeroyeft.com~~

*Authorized Dealer:*

**School Specialty**      Tel: (877) 205-1906      39-0971239  
 6813 Jayhawk Circle      Fax: (315) 639-9408      1000009266  
 Baldwinsville, NY 13027      Tom Ryan  
 tom.ryan@schoolspecialty.com

*Authorized Dealer:*

**Tele-Measurements, Inc.**      Tel: (973) 473-8822      22-1694543  
 145 Main Avenue      Fax: (973) 473-0521      1100067993  
 Clifton, NJ 07014      Debbie Huber  
 dhuber@tele-measurements.com

*Authorized Dealer:*

**Total Performance Services LLC**      Tel: 888-517-3824  
**dba PowerUP EDU**      Fax:404-596-5531  
 1690 Roberts Blvd NW, Ste 101      Jerry Gaillard  
 Kennesaw, GA 30144      Jerry@powerupedu.com      46-1037027  
 www.powerupedu.com      1100150000

*Authorized Dealer:*

**Y&S Technologies**      Tel: (888) 491-8910      61-1569225  
 383 Kingston Avenue #357      Fax: (718) 360-6270      1100014846  
 Brooklyn, NY 11213-4333      Mordy Finck  
 mordy@yandstech.com

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Promethean	3822422257PL_Promethean(Rev.02-29-2016)	14	33.5%	

<u>CONTRACT #</u>	<u>CONTRACTOR &amp; ADDRESS</u>	<u>TELEPHONE #</u>	<u>FED.IDENT #/ NYS VENDOR ID#</u>
<b>PC65628</b>	<b>Retrotec, Inc.</b> 1060 East Pole Road Everson, WA 98247	Tel: (855) 738-7683, x120 Fax: (360) 647-7724 Scott Graham bids@retrotec.com	91-1470793 1100005496

Contractor accepts the New York State Procurement Card for orders not to exceed \$15,000.00.  
 Minimum order is \$50.00  
 All Purchase orders should be issued to Contractor directly.

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Retrotec Products	New York State Pricelist 2011	14	35%-100%	

<b><u>CONTRACT #</u></b> PC65629	<b><u>CONTRACTOR &amp; ADDRESS</u></b> TECH-ED Systems, Inc. 1204 State Highway 71, Suite A Belmar, NJ 07719	<b><u>TELEPHONE #</u></b> Tel: (732) 681-2173 (800) 556-5119 Fax: (732) 681-2175 Alfred Anderson jerrytes@optimum.net	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 22-3222742 1000008824
-------------------------------------	---	--	---

Contractor does not accept the New York State Procurement Card for orders.  
Contractor will not accept orders for less than the minimum order of \$250.00.  
All Purchase orders should be issued to Contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
Lab Volt Systems	3822422257PL_LabVoltUSA(Rev.09-17-2015)	30-180	3%	
TQ Education and Training	3822422257PL_TQUSA(Rev.09-17-2015)	40-210	3%	

<b><u>CONTRACT #</u></b> PC65630	<b><u>CONTRACTOR &amp; ADDRESS</u></b> Video Hi-Tech Corporation, DBA Adwar Video 125 Gazza Boulevard Farmingdale, NY 11735	<b><u>TELEPHONE #</u></b> Tel: (631) 777-7070, x113 (877) 462-3927 Fax: (631) 777-7011 Michael Adwar mike@adwarvideo.com	<b><u>FED.IDENT #/ NYS VENDOR ID#</u></b> 11-2765013 1000005772
-------------------------------------	---	---	---

Contractor does not accept the New York State Procurement Card for orders.  
Contractor will not accept orders for less than the minimum order of \$250.00.  
All Purchase orders should be issued to Contractor directly.

**This contract offering has been identified as having Preferred Source and/or NYS Contract Overlap. See Tables I & II.**

Catalog/Product Line	Pricelist & Date	Guaranteed Delivery A/R/O	Discount	Notes
SMART Technologies	SMART Technologies Corporation Pricelist March, 2015	20-30	30% except 10% on accessories	For some items the percentage may be higher

**TABLE OF CONTENTS**

(Page numbers listed correlate to published award document only)

<b>Award Page #</b>	<b>Product Line</b>	<b>Contractor</b>	<b>Table I</b>	<b>Table II</b>
2	A+ Mobile Solutions	A+ Mobile Solutions, Inc.		X
2	A+ Technology & Security Solutions Systems	A+ Technology & Security Solutions, Inc.		X
2	ADIstruments Systems	ADIstruments		
3	Amatrol,	Allegheny Educational Systems		X
3	Epilog	Allegheny Educational Systems		X
3	Stratasys,	Allegheny Educational Systems		X
3	Armfield Products	Armfield, Inc.		
3	CATALOG OFFERING	School Specialty DBA Brodhead Garret	X	X
4	CES & ED-LAB TRAINING SYSTEMS	CES Educational Training	X	X
4	Feedback Training Systems	Feedback Incorporated		
5	Hampden Engineering	Hampden Engineering Corporation	X	X
5	The intelitek® LearnMate® Lab Program	Intelitek, Inc.		
5	Hardware, Software and Learning Curriculum	L J. Create, Inc.		
6	Online Curriculum	The Learning Internet, Inc. DBA Learning.Com		
6	SmartLab	Learnsapes, Inc. DBA: Creative Learning Systems		
7	<del>CANCELLED</del> Logical Choice Catalog	<del>Logical Choice Technologies, Inc.</del>		<del>X</del>
7	Automotive and Diesel Training Programs	Megatech Corporation		
7	CATALOG OFFERING	Midwest Technology Products	X	X
8	Numonics Intelliboard, select accessories & RM Easiteach.	Numonics Corporation		X
9	Hearlihy Drafting & Supplies	Pitsco, Inc. DBA Pitsco Education	X	X
8	Pitsco Education Catalog	Pitsco, Inc. DBA Pitsco Education	X	X
9	Promethean	Promethean, Inc.		X
10	Airflow Systems & Training Software	Retrotec, Inc.		
11	Lab Volt Systems	Tech Ed Systems, Inc.	X	X
11	TQ Education and Training	Tech Ed Systems, Inc.	X	X
11	Smart Technologies	Video Hi-Tech Corp DBA Adwar Video		X

Cash Discount, If Shown, Should be Given Special Attention.

**INVOICES MUST BE SENT DIRECTLY TO THE ORDERING AGENCY FOR PAYMENT.**

(See "Contract Payments" and "Electronic Payments" in this document.)

AGENCIES SHOULD NOTIFY THE NEW YORK STATE PROCUREMENT PROMPTLY IF THE CONTRACTOR FAILS TO MEET DELIVERY OR OTHER TERMS OF THIS CONTRACT. PRODUCTS OR SERVICES WHICH DO NOT COMPLY WITH THE SPECIFICATIONS OR ARE OTHERWISE UNSATISFACTORY TO THE AGENCY SHOULD ALSO BE REPORTED TO THE PROCUREMENT SERVICES.

**SMALL, MINORITY AND WOMEN-OWNED BUSINESSES:**

The letters **SB** listed under the Contract Number indicate the contractor is a NYS small business. Additionally, the letters **MBE** and **WBE** indicate the contractor is a Minority-owned Business Enterprise and/or Woman-owned Business Enterprise.

**PREFERRED SOURCE PRODUCTS:**

Section 162 of the State Finance Law requires that agencies afford first priority to the products/services of preferred source suppliers such as Correctional Industries (Corcraft), Industries for the Blind of NYS, and NYS Industries for the Disabled, and others determined by law, when such products/services meet the form, function and utility of the agency.

Contractors will be required to prominently display the following language on all pricelists and contract updates to the award:

**Agencies Note:**

Some products/services in this contract may be available from one or more preferred sources. Agencies are reminded to comply with the statutory requirements under Section 162 of the State Finance Law and the guidelines issued by the State Procurement Council to afford first priority to products/services available from preferred sources which meet your form, function, and utility. The state has made efforts to identify products available from Preferred Sources to assist contract users in their procurement efforts. The following table is a tool but, it is not intended to capture every instance at award or when contract offerings are updated. At time of purchase it is incumbent upon the contract user to identify preferred Source offerings and comply with all applicable requirements and guidelines

TABLE I: Preferred Sources Overlap	CORCRAFT			IBNYS			NYSID			NYS OMH					
	Furniture	Office/School Supplies	Janitorial/ Housekeeping Supplies	Furniture	Office/School Supplies	Janitorial/ Housekeeping Supplies	Safety Equipment	Furniture	Office/School Supplies	Janitorial/ Housekeeping Supplies	Safety Equipment	Furniture	Office/School Supplies	Janitorial/ Housekeeping Supplies	Safety Equipment
A+ Mobile Solutions, Inc.															
A+ Tech. & Security Solutions															
ADInstruments, Inc.															
Allegheny Educational Systems															
Armfield, Inc.															
CES Industries, Inc.	X			X				X				X			
Feedback Incorporated															
Hampden Engineering Corporation	X			X				X				X			
Intelitek, Inc.															
L. J. Create, Inc.															
Creative Learning Systems															
Logical Choice Technologies, Inc. CANCELLED															
Megatech Corporation															
Midwest Technology Products	X	X	X	X	X	X	X		X	X	X	X			
Numonics Corporation															
Pitsco Education		X	X		X	X	X		X	X	X	X			
Promethean, Inc.															
Retrotec, Inc.															
School Specialty DBA Brodhead Garret	X	X	X	X	X	X	X		X	X	X	X			
Tech Ed Systems, Inc.	X			X				X				X			
The Learning Internet, Inc. DBA Learning.com															
Video Hi-Tech Corp DBA Adwar Video															

*Table I: Preferred Sources Overlaps*

**OVERLAPPING CONTRACT ITEMS:**

Products/services available in this contract may also be available from other New York State contracts. Agencies should select the most cost effective procurement alternative that meets their program requirements and maintain a procurement record documenting the basis for the selection.

The following table shows other NYS Group numbers where overlap has been identified. The state has made efforts to identify products available from other OGS contracts to assist contract users in their procurement efforts. The following table is a tool, but it is not intended to capture every instance at award or when contract offerings are updated. At the time of purchase, it is incumbent upon the contract user to identify Overlapping Contract items and comply with all applicable requirements and guidelines.

**TABLE II:  
Contract Overlaps**

NYS GROUP #	12000	20060	20915	23000	23100	38728	38806	39000	753--
	Medical and Laboratory Supplies and Equipment	Books and Non-print Library Materials	Furniture, All Types, (except Hospital Room and Patient Handling)	Miscellaneous Office Supplies	School & Art Supplies	Scientific Equipment, Test and Measurement	Audio Visual Presentation Equipment	Industrial & Commercial Supplies and Equipment	Computers
A+ Mobile Solutions, Inc.						X	X		X
A+ Technology & Security Solutions						X	X		X
ADInstruments, Inc.									
Allegheny Educational Systems								X	
Armfield, Inc.									
CES Industries, Inc.			X						
Feedback Incorporated									
Hampden Engineering Corporation			X						
intelitek, Inc.									
L. J. Create, Inc.									
Learnsapes, Inc. DBA: Creative Learning Systems									
Logical Choice Technologies, Inc. CANCELLED							X		
Megatech Corporation									
Midwest Technology Products	X		X	X	X	X		X	
Numonics Corporation							X		
Pitsco Education	X	X		X	X		X	X	
Promethean, Inc.							X		
Retrotec, Inc.									
School Specialty DBA Brodhead Garret	X		X	X	X	X	X	X	
Tech Ed Systems, Inc.			X						
The Learning Internet, Inc. DBA Learning.com									
Video Hi-Tech Corp DBA Adwar Video							X		

*Table II : OTHER NYS CONTRACTS Overlaps*

**RECYCLED, REMANUFACTURED AND ENERGY EFFICIENT PRODUCTS:**

The Procurement Services supports and encourages the purchase of recycled, remanufactured, energy efficient and "energy star" products. If one of the following codes appears as a suffix in the Award Number or is noted under the individual Contract Number(s) in this Contract Award Notification, please look at the individual awarded items for more information on products meeting the suffix description.

RS,RP,RA	Recycled
RM	Remanufactured
SW	Solid Waste Impact
EE	Energy Efficient
E*	EPA Energy Star
ES	Environmentally Sensitive

**NOTE TO AUTHORIZED USERS:**

When placing purchase orders under the contract(s), the authorized user should be familiar with and follow the terms and conditions governing its use which usually appears at the end of this document. The authorized user is accountable and responsible for compliance with the requirements of public procurement processes. The authorized user must periodically sample the results of its procurements to determine its compliance. In sampling its procurements, an authorized user should test for reasonableness of results to ensure that such results can withstand public scrutiny.

The authorized user, when purchasing from OGS contracts, should hold the contractor accountable for contract compliance and meeting the contract terms, conditions, specifications, and other requirements. Also, in recognition of market fluctuations over time, authorized users are encouraged to seek improved pricing whenever possible.

Authorized users have the responsibility to document purchases, particularly when using OGS multiple award contracts for the same or similar product(s)/service(s), which should include:

- a statement of need and associated requirements,
- a summary of the contract alternatives considered for the purchase,
- the reason(s) supporting the resulting purchase (e.g., show the basis for the selection among multiple contracts at the time of purchase was the most practical and economical alternative and was in the best interests of the State).

**SCOPE:**

This is a discount from pricelist or catalog contract for the procurement of a wide variety of materials, equipment and training products intended for use in the education of grade, middle, high, college and vocational students for the purpose of teaching different types of vocations (i.e. careers), trades or curriculums including but not limited to science, math, engineering, robotics and automation, computer aided drafting, pneumatics, hydraulics, PC technology, aerodynamics, electronics, HVAC, automotive technology and communications.

The intent of the contract is to obtain materials, equipment and training products that will be utilized in a learning, classroom or training environment and not intended to be a mechanism to obtain stand-alone equipment and products such as computers and peripherals, furniture, industrial tools and supplies, audio visual products, laboratory equipment and instrumentation, medical equipment, assistive technology products, or books and serials unless those types of products are part of a contractors general product offering and are to be utilized in conjunction with a contractors learning or training based systems and curriculums. These products often encompass printed and/or digital materials or blended solutions that are generally used in conjunction with a training system or equipment to teach a particular vocation, trade or curriculum in a classroom setting. In addition, this contract is not intended for the procurement or acquisition of standalone virtual, online, or Internet-based learning services; or for the procurement of standalone educational software products. Software and online or Internet-based learning services that work in conjunction with materials and training equipment or products offered by the vendor for the purposes of teaching a particular vocation, trade or curriculum will be allowed.

**PRICE:**

General - Price shall include all customs duties and charges and be net, F.O.B. destination any point in New York State as designated by the ordering authorized user including tailgate delivery.

Pricelist/Catalog Changes – The pricelist or catalog bid shall remain firm for six months from contract start date; contractor will be allowed one pricelist or catalog update during the first year of the contract. Following the first year of the contract, the contractor may update the contract pricelist or catalog twice (2) times annually to reflect manufacturer’s price changes and the addition of new products as established by the manufacturer in their normal course of business. All percentage discounts bid shall remain firm (unchanged) or they may increase for the duration of the resulting contract. Any new products added to pricelists or catalogs should have a discount structure consistent with existing products on the pricelist or catalog that are comparable in scope. Contractors shall submit their updated pricelist or catalog to the Office of General Services, Procurement Services for review and written approval prior to issuing to authorized users. The Office of General Services reserves the right to accept or reject any or all products included in the contractor’s pricelist or catalog update. Contractor shall provide requesting authorized users with copies of approved pricelists and catalogs upon request.

New York State anticipates that the State shall be treated as a single entity and that prices reflect volume aggregated discounts commensurate with the statewide volume. Bidders are encouraged to offer their best possible pricing; additionally, contractors may negotiate better pricing with authorized users at any time throughout the contract period. (See "Best Pricing Offer" in Appendix B, OGS General Specifications).

**EXTENSION OF DELIVERY LOCATIONS:**

Upon mutual agreement, delivery locations may be expanded per the "Extension of Use" clause.

**CONTRACT PAYMENTS:**

Payments cannot be processed by State facilities until the contract products have been delivered in satisfactory condition or services have been satisfactorily performed. Payment will be based on any invoice used in the supplier's normal course of business. However, such invoice must contain sufficient data including but not limited to contract number, description of product or service, quantity, unit and price per unit as well as federal identification number.

State facilities are required to forward properly completed vouchers to the Office of the State Comptroller for audit and payment. All facilities are urged to process every completed voucher expeditiously giving particular attention to those involving cash discounts for prompt payment.

If the contract terms indicate political subdivisions and others authorized by law are allowed to participate, those entities are required to make payments directly to the contractor. Prior to processing such payment, the contractor may be required to complete the ordering non-State agency's own voucher form.

**CONTRACT BILLINGS AND PAYMENTS:**

a. Billings. Contractor and the dealers/distributors/resellers designated by the Contractor, if any, shall provide complete and accurate billing invoices to each Authorized User in order to receive payment. Billing invoices submitted to an Authorized User must contain all information required by the Contract and the State Comptroller or other appropriate fiscal officer. Submission of an invoice and payment thereof shall not preclude the Commissioner from requesting reimbursement or demanding a price adjustment in any case where the Product delivered is found to deviate from the terms and conditions of the Contract or where the billing was inaccurate. Contractor shall provide, upon request of the Commissioner, any and all information necessary to verify the accuracy of the billings. Such information shall be provided in the format requested by the Commissioner and in a media commercially available from the Contractor. The Commissioner may direct the Contractor to provide the information to the State Comptroller or to any Authorized User of the Contract.

b. Payment of Contract purchases made by an Authorized User when the State Comptroller is responsible for issuing such payment. The Authorized User and Contractor agree that payments for invoices submitted by the Contractor shall only be rendered electronically unless payment by paper check is expressly authorized by the Commissioner, in the Commissioner’s sole discretion, due to extenuating circumstances. Such electronic payments shall be made in accordance with ordinary State procedures and practices. The Contractor shall comply with the State Comptroller’s procedures to authorize electronic payments. Authorization forms are available at the State Comptroller website at [www.osc.state.ny.us](http://www.osc.state.ny.us), by e-mail at [epunit@osc.state.ny.us](mailto:epunit@osc.state.ny.us), or by telephone at 518-486-1255. Contractor acknowledges that it will not receive payment on any invoices submitted under this Contract that are payable by the State Comptroller if it does not comply with the State Comptroller’s electronic payment procedures, except where the Commissioner has expressly authorized payment by paper check as set forth above.

c. Payment of Contract purchases made by an Authorized User when the State Comptroller is not responsible for issuing such payment. The Authorized User and Contractor agree that payments for such Contract purchases shall be billed directly by Contractor on invoices/vouchers, together with complete and accurate

supporting documentation as required by the Authorized User. Such payments shall be as mandated by the appropriate governing law from the receipt of a proper invoice. Such Authorized User and Contractor are strongly encouraged to establish electronic payments.

**NOTE TO CONTRACTOR:**

This Contract Award Notification is not an order. Do not take any action under this contract except on the basis of purchase order(s) from the agency or agencies.

**DEBRIEFING:**

A bidder will be accorded fair and equal treatment with respect to its opportunity for debriefing. Prior to contract award, OGS shall, upon request, provide a debriefing which would be limited to review of that bidder's proposal or bid.

After contract award, OGS shall, upon request, provide a debriefing to any unsuccessful bidder that responded to the solicitation, regarding the reason that the proposal or bid submitted by such bidder was not selected for a contract award. The post-award debriefing should be requested in writing within 30 days of posting of the contract award on the OGS website.

**DISPUTE RESOLUTION POLICY:**

It is the policy of the Office of General Services, Procurement Services to provide vendors with an opportunity to administratively resolve disputes, complaints, or inquiries related to Procurement Services bid solicitations or contract awards. Procurement Services encourages vendors to seek resolution of disputes through consultation with Procurement Services staff. All such matters will be accorded impartial and timely consideration. Interested parties may also file formal written disputes. A copy of Procurement Service's Dispute Resolution Procedures for Vendors may be obtained by contacting the person shown on the front of this Invitation for Bids or through the OGS website ([www.ogs.state.ny.us](http://www.ogs.state.ny.us)).

**PROCUREMENT LOBBYING TERMINATION:**

OGS reserves the right to terminate this contract in the event it is found that the certification filed by the Offerer/bidder in accordance with New York State Finance Law §139-k was intentionally false or intentionally incomplete. Upon such finding, OGS may exercise its termination right by providing written notification to the Offerer/bidder in accordance with the written notification terms of this contract.

**MERCURY-ADDED CONSUMER PRODUCTS:**

Offerers are advised that effective January 1, 2005, Article 27, Title 21 of the Environmental Conservation Law bans the sale or distribution free of charge of fever thermometers containing mercury except by prescription written by a physician and bans the sale or distribution free of charge of elemental mercury other than for medical pre-encapsulated dental amalgam, research, or manufacturing purposes due to the hazardous waste concerns of mercury. The law further states that effective July 12, 2005, manufacturers are required to label mercury-added consumer products that are sold or offered for sale in New York State by a distributor or retailer. The label is intended to inform consumers of the presence of mercury in such products and of the proper disposal or recycling of mercury-added consumer products. Offerers are encouraged to contact the Department of Environmental Conservation, Bureau of Solid Waste, Reduction & Recycling at (518) 402-8705 or the Bureau of Hazardous Waste Regulation at 1-800-462-6553 for questions relating to the law. Offerers may also visit the Department's web site for additional information: <http://www.dec.ny.gov/chemical/8512.html>.

**CONTRACTOR REQUIREMENTS AND PROCEDURES FOR EQUAL EMPLOYMENT AND BUSINESS PARTICIPATION OPPORTUNITIES FOR MINORITY GROUP MEMBERS AND NEW YORK STATE CERTIFIED MINORITY/WOMEN-OWNED BUSINESSES:**

In accordance with Article 15-A of the New York State Executive Law (Participation by Minority Group Members and Women with Respect to State Contracts) and in conformance with the Regulations promulgated by the Minority and Women's Business Development Division of the New York State Department of Economic Development set forth at 5 NYCRR Parts 140-144, the Offerer/Contractor agrees to be bound by the following to promote equality of economic opportunities for minority group members and women, and the facilitation of minority and women-owned business enterprise participation on all covered OGS contracts.

- a. **Equal Employment Opportunity Requirements**  
By submission of a bid or proposal in response to this solicitation, the Offerer agrees with all of the terms and conditions of Appendix A including Clause 12 - Equal Employment Opportunities for Minorities and Women. The contractor is required to ensure that the provisions of Appendix A clause 12 – Equal Employment Opportunities for minorities and women, are included in every subcontract in such a manner that the requirements of these provisions will be binding upon each subcontractor as to work in connection with the State contract.
- b. **Participation Opportunities for New York State Certified Minorities and Women-Owned Businesses**  
Authorized Users are encouraged to make every good faith effort to promote and assist the participation of New York State Certified Minority and Women-owned Business Enterprises (M/WBE) as subcontractors and suppliers on this contract for the provision of services and materials. To locate New York State Certified M/WBEs, the directory of Certified Businesses can be viewed at: [http://www.empire.state.ny.us/Small\\_and\\_Growing\\_Businesses/mwbe.asp](http://www.empire.state.ny.us/Small_and_Growing_Businesses/mwbe.asp)

**USE OF RECYCLED OR REMANUFACTURED MATERIALS:**

New York State, as a member of the Council of Great Lakes Governors, supports and encourages vendors to use recycled, remanufactured or recovered materials in the manufacture of products and packaging to the maximum extent practicable without jeopardizing the performance or intended end use of the product or packaging unless such use is precluded due to health or safety requirements or product specifications contained herein. Refurbished or remanufactured components or products are required to be restored to original performance and regulatory standards and functions and are required to meet all other requirements of this bid solicitation. Warranties on refurbished or remanufactured components or products must be identical to the manufacturer's new equipment warranty or industry's normal warranty when remanufacturer does not offer new equipment. See "Remanufactured, Recycled, Recyclable or Recovered Materials" in Appendix B, OGS General Specifications.

**NON-STATE AGENCIES PARTICIPATION IN CENTRALIZED CONTRACTS:**

New York State political subdivisions and others authorized by New York State law may participate in contracts. These include, but are not limited to local governments, public authorities, public school and fire districts, public and nonprofit libraries, and certain other nonpublic/nonprofit organizations. See "Participation in Centralized Contracts" in Appendix B, OGS General Specifications. For purchase orders issued by the Port Authority of New York and New Jersey (or any other authorized entity that may have delivery locations adjacent to New York State), the terms of the "Price" clause shall be modified to include delivery to locations adjacent to New York State.

Upon request, all eligible non-State agencies must furnish contractors with the proper tax exemption certificates and documentation certifying eligibility to use State contracts. A list of categories of eligible entities is available on the OGS web site <http://nyspro.ogs.ny.gov/content/using-ogs-centralized-contracts-0>). Questions regarding an organization's eligibility to purchase from New York State Contracts may also be directed to OGS Procurement Services Customer Services at 518-474-6717.

**EXTENSION OF USE:**

This contract may be extended to additional States or governmental jurisdictions upon mutual written agreement between New York State (the lead contracting State) and the contractor. Political subdivisions and other authorized entities within each participating State or governmental jurisdiction may also participate in any resultant contract if such State normally allows participation by such entities. New York State reserves the right to negotiate additional discounts based on any increased volume generated by such extensions.

**MINIMUM ORDER:**

Minimum order is \$250.00. Contractor may elect to honor orders for less than the minimum order, however, no additional charges shall be allowed.

**DELIVERY:**

Delivery is expressed in number of calendar days required to make delivery after receipt of a purchase order. Delivery shall be made in accordance with instructions on Purchase Order from each authorized user. If there is a discrepancy between the purchase order and what is listed on the contract, it is the contractor's obligation to seek

clarification from the ordering authorized user and, if applicable, from the Office of General Services, Procurement Services.

**ESTIMATED QUANTITIES:**

Each contract shall be for the quantities or dollar values actually ordered during the contract period. Authorized users will be encouraged to purchase from contractors who offer products and pricing that best meet their needs in the most practical and economical manner. See "Estimated/Specific Quantity Contracts" and "Participation in Centralized Contracts" in Appendix B, OGS General Specifications.

**CONTRACT PERIOD:**

It is the intention of the State to enter into a contract for the term as indicated on the front page of this Contract Award Notification.

Discounts are firm for the entire period of the contract. Discount reduction will not be allowed and is specifically excluded from the terms and conditions of this Contract Award Notification. Discount increases are permitted at any time.

**SHORT TERM EXTENSION:**

In the event the replacement contract has not been issued, any contract let and awarded hereunder by the State, may be extended unilaterally by the State for an additional period of up to one month upon notice to the contractor with the same terms and conditions as the original contract including, but not limited to, quantities (prorated for such one month extension), prices, and delivery requirements. With the concurrence of the contractor, the extension may be for a period of up to three months in lieu of one month. However, this extension terminates should the replacement contract be issued in the interim.

**CANCELLATION FOR CONVENIENCE:**

The State of New York retains the right to cancel this contract, in whole or in part without reason provided that the Contractor is given at least sixty (60) days' notice of its intent to cancel. This provision should not be understood as waiving the State's right to terminate the contract for cause or stop work immediately for unsatisfactory work, but is supplementary to that provision. Any such cancellation shall have no effect on existing Agency agreements, which are subject to the same 60 day discretionary cancellation or cancellation for cause by the respective user Agencies.

**PERIODIC RECRUITMENT:**

The State reserves the right to add contractors during the term of the contract and will formally announce when the bid is reissued at such dates at the discretion of the State. Vendors shall be required to submit this original bid document which may include any additional applicable statutory requirements currently in effect at the time of the new bid solicitation. Bidders are advised to review the "Qualification of Bidders" clause before submitting a bid under periodic recruitment to ensure they can meet all bid requirements. Under periodic recruitment, the bidder must have personally sold a minimum of \$150,000.00 for each manufacturer's product line/pricelist offered (consistent with the types of products listed in the SCOPE clause of this Invitation for Bids) to national public entities in the 12 month period preceding the bid opening date. Required proof of sales will be in the form of a summary of the total sales reported, which shall include the names of the purchasers, the total amount of sales by purchaser and the date of each sale. Required proof of sales should be submitted at the time of bid submission. Failure to submit proof of sales at the time of bid submission may result in rejection of bid. Procurement Services reserves the right to request copies of purchase orders and/or invoices for verification or clarification.

Once awarded a contract, a vendor may not resubmit a bid for future consideration. In addition, if a bid is rejected under periodic recruitment, a bidder cannot reapply for a future contract until the next periodic recruitment period. For bids that are awarded under periodic recruitment, the contract term will commence upon award and terminate on the same date as all other contracts in this award unless an extension is mutually agreed upon between Procurement Services and the contractors and approved by the Office of the State Comptroller.

**CONTRACT MIGRATION:**

State Agencies or any other authorized user holding individual contracts with contractors under this centralized contract shall be able to migrate to this contract award with the same contractor, effective on the contract begin date (retroactively, if applicable). Migration by an agency or any other authorized user to the



The outlined sales report is the minimum information required. Additional related sales information, such as monthly reports, and/or detailed user purchases may be required and must be supplied upon request. OGS is currently reviewing our sales report process and may seek input from contractors regarding additional reporting options which will benefit the state and contractors. The state reserves the right to also request additional sales data/information.

**INDUSTRIAL FUNDING FEE:**

GSA pricing incorporates a sum referred to as the "GSA Industrial Funding Fee". Where the NYS Discounted Price is based upon Contractor's approved GSA Supply Schedule, the State is entitled to all associated discounts enumerated in the GSA Supply Schedule (including, but not limited to, discounts for additional sites or volume discounts), as well as any other pricing or discount terms as are expressly enumerated in this Master Agreement, when calculating the NYS Discounted Price.

OGS reserves the right to require either that: the IFF is remitted directly to OGS with your "Report of Contract Purchases", or the state contract prices be reduced, by an amount equivalent to the IFF. If the latter, the NYS Net Price shall be calculated by reducing the published GSA price, after the discounts, if any, downward by the amount of the Industrial Funding Fee, currently set at .75%. Therefore, the "NYS Net Price" shall be calculated by multiplying 0.9925 times the GSA price.

The above funding fee requirement is also applicable to any other governmental pricing equivalent being offered under this bid where a funding fee is included.

**OGS OR LESS" GUIDELINES APPLY TO THIS CONTRACT:**

Purchases of the products included in the Invitation For Bids and related Contract Award Notification are subject to the "OGS or Less" provisions of Section 163.3.a.v., Article XI, of the New York State Finance Law. This means that State agencies can purchase products from sources other than the contractor provided that such products are substantially similar in form, function or utility to the products herein and are:

1. lower in price  
-and/or-
2. available under terms which are more economically efficient to the State agency (e.g. delivery terms, warranty terms, etc.).

Agencies are reminded that they must provide the State contractor an opportunity to match the non-contract savings at least two business days prior to purchase. In addition, purchases made under "OGS or Less" flexibility must meet all requirements of law including, but not limited to, advertising in the New York State Contract Reporter, prior approval of the Comptroller's Office and competitive bidding of requirements exceeding the discretionary bid limit. State agencies should refer to Procurement Council Guidelines section "OGS or Less Purchases" for complete procedural and reporting requirements.

**State of New York  
Office of General Services  
PROCUREMENT SERVICES  
Contract Performance Report**

Please take a moment to let us know how this contract award has measured up to your expectations. If reporting on more than one contractor or product, please make copies as needed. This office will use the information to improve our contract award, where appropriate. **Comments should include those of the product’s end user.**

**Contract No.:** \_\_\_\_\_ **Contractor:** \_\_\_\_\_

**Describe Product\* Provided (Include Item No., if available):** \_\_\_\_\_

**\*Note:** “Product” is defined as a deliverable under any Bid or Contract, which may include commodities (including printing), services and/or technology. The term “Product” includes Licensed Software.

	Excellent	Good	Acceptable	Unacceptable
• Product meets your needs				
• Product meets contract specifications				
• Pricing				

**CONTRACTOR**

	Excellent	Good	Acceptable	Unacceptable
• Timeliness of delivery				
• Completeness of order (fill rate)				
• Responsiveness to inquiries				
• Employee courtesy				
• Problem resolution				

Comments: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_ (over)

Agency: \_\_\_\_\_ Prepared by: \_\_\_\_\_

Address: \_\_\_\_\_ Title: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Phone: \_\_\_\_\_

\_\_\_\_\_ E-mail: \_\_\_\_\_

**Please detach or photocopy this form & return to:**

OGS Procurement Services  
 Customer Services, 38<sup>th</sup> floor  
 Corning 2<sup>nd</sup> Tower - Empire State Plaza  
 Albany, New York 12242