

Notice of Blanket Purchase Agreement



**State Of Rhode Island and Providence Plantations
 Department of Administration
 Division of Purchases
 One Capitol Hill
 Providence, RI 02908-5860**

V E N D O R	WARWICK TREE ACQUISITION CORP DBA WARWICK TREE SERVICE INC 405 ARNOLD RD COVENTRY, RI 02816 United States
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TREE AND SHRUB REMOVAL - MPA #372	
Award Number	3396340
Revision Number	2
Effective Period	01-OCT-2014 - 31-DEC-2016
Approved PO Date	26-SEP-2016
Vendor Number	15239-iSupplier

S H I P T O	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST, RI MPA United States
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Type of Requisition	*OTHER
Requisition Number	1396994
Change Order Requisition Number	
Solicitation Number	7548904
Freight	Paid
Payment Terms	NET 30
Buyer	Hill, Lisa -
Requester Name	Furtado, Cynthia L
Work Telephone	401-574-8588

This Purchase Order is issued pursuant to and in accordance with the terms and conditions of the solicitation and applicable federal, state, and local law, including the State of Rhode Island's purchasing regulations, available at www.purchasing.ri.gov.

CHANGE TO PO #3396340 DATED 9/27/14

CHANGE EFFECTIVE PERIOD
 FROM: 10/1/14 - 9/30/16
 TO: 10/1/14 - 12/31/16

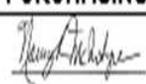
DATE EXTENSION NECESSARY TO CONDUCT NEW BID SOLICITATION

Line	Description	Unit	Unit Price (USD)
1	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, PER ATTACHED SCOPE (REGULAR BUSINESS	Hour	272.5

INVOICE TO

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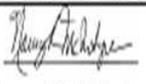
STATE PURCHASING AGENT
 Nancy R. McIntyre

Line	Description	Unit	Unit Price (USD)
	HOURS)		
1.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, PER ATTACHED SCOPE (REGULAR BUSINESS HOURS)	Hour	272.5
2	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, OVERTIME	Hour	292
2.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, OVERTIME	Hour	292
3	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, REGULAR TIME	Hour	72.02
3.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, REGULAR TIME	Hour	72.02
4	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, OVERTIME RATE	Hour	82.69
4.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, OVERTIME RATE	Hour	82.69
5	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A SELF-LOADING LOG TRUCK WITH OPERATOR, REGULAR TIME	Hour	121
5.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A SELF-LOADING LOG TRUCK WITH OPERATOR, REGULAR TIME	Hour	121
6	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A SELF LOADING LOG TRUCK WITH OPERATOR, OVERTIME	Hour	132
6.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A SELF LOADING LOG TRUCK WITH OPERATOR, OVERTIME	Hour	132
7	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 6" TO 12" STUMP	Each	80
7.1	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 6" TO 12" STUMP	Each	80
8	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 12" TO 24" STUMP	Each	160
8.1	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 12" TO 24" STUMP	Each	160
9	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 24" TO 36" STUMP	Each	240
9.1	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 24" TO 36" STUMP	Each	240
10	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 36" AND OVER STUMP	Each	360
10.1	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 36" AND OVER STUMP	Each	360

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Line	Description	Unit	Unit Price (USD)
11	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, REGULAR TIME	Hour	39.5
11.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, REGULAR TIME	Hour	39.5
12	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, OVERTIME	Hour	59.25
12.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, OVERTIME	Hour	59.25
13	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR SPRAY RIG, REGULAR TIME	Hour	58
13.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR SPRAY RIG, REGULAR TIME	Hour	58
14	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK - MINIMUM 25 TON CAPACITY WITH 100' BOOM (MAY BE SUBCONTRACTED)	Hour	175
14.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK - MINIMUM 25 TON CAPACITY WITH 100' BOOM (MAY BE SUBCONTRACTED)	Hour	175
15	MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHINERY WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	54
<p>OTHER ASSOCIATED MATERIALS AT COST PLUS --10% INCLUDING, BUT NOT LIMITED TO SHRUBS, MULCH, BUSHES, TREES.</p> <p>PAID AT \$1.00 PER DOLLAR OF APPROVED EXPENSES</p>			
15.1	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHINERY WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	54
16	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	292
16.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	292
17	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR CREW CONSISTING OF OF 2 MEN AND 1 BUCKET, PER ATTACHED SCOPE	Hour	225
17.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR CREW CONSISTING OF OF 2 MEN AND 1 BUCKET, PER ATTACHED SCOPE	Hour	225

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Line	Description	Unit	Unit Price (USD)
18	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	80
18.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	80
19	MPA-372 -10/1/15-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
19.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
20	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR FLAGGER	Hour	50
20.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR FLAGGER	Hour	50
21	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR; SUITABLE FOR TREE WORK. MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (MAY BE SUBCONTRACTED)	Hour	175
21.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR; SUITABLE FOR TREE WORK. MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (MAY BE SUBCONTRACTED)	Hour	175
22	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH OPERATOR, WITH LOG BRUSH LOADING MACHINERY (WITH OPERATOR). DUMP TRUCK MUST HAVE A MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	115
<p>OTHER ASSOCIATED MATERIALS AT COST PLUS --10% INCLUDING, BUT NOT LIMITED TO SHRUBS, MULCH, BUSHES, TREES.</p> <p>PAID AT \$1.00 PER DOLLAR OF APPROVED EXPENSES</p>			
22.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH OPERATOR, WITH LOG BRUSH LOADING MACHINERY (WITH OPERATOR). DUMP TRUCK MUST HAVE A MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	115
23	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	405
23.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	405
24	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 2 MEN, AND 1 BUCKET	Hour	320
24.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 2 MEN, AND 1 BUCKET	Hour	320

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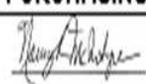
Nancy R. McIntyre

Line	Description	Unit	Unit Price (USD)
25	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	100
25.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	100
26	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR FLAGGER	Hour	93.8
26.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR FLAGGER	Hour	93.8
27	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	249
27.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	249
28	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK-MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (CRANE WORK MAY BE SUBCONTRACTED)	Hour	350
28.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK-MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (CRANE WORK MAY BE SUBCONTRACTED)	Hour	350
29	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHE WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	249
<p>OTHER ASSOCIATED MATERIALS AT COST PLUS --10% INCLUDING, BUT NOT LIMITED TO SHRUBS, MULCH, BUSHES, TREES.</p> <p>PAID AT \$1.00 PER DOLLAR OF APPROVED EXPENSES</p>			
29.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHE WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	249
30	MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR RETAINING A CREW IN ADVANCE OF AN ANTICIPATED EVENT, AS DESCRIBED IN THE TIER 3 SCOPE	Hour	405
30.1	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR RETAINING A CREW IN ADVANCE OF AN ANTICIPATED EVENT, AS DESCRIBED IN THE TIER 3 SCOPE	Hour	405
31	MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
31.1	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
32	MPA-372 -10/1/14-9/30/15 MISCELLEOUS MATERIALS - PAID AT \$1.00 PER DOLLAR OF ALLOWABLE EXPENSE	Each	1

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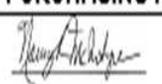
Line	Description	Unit	Unit Price (USD)
32.1	MPA-372 - FY17 MISCELLEOUS MATERIALS - PAID AT \$1.00 PER DOLLAR OF ALLOWABLE EXPENSE	Each	1

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STATE PURCHASING AGENT



Nancy R. McIntyre

Contract Terms and Conditions

Table of Contents

Terms and Conditions.....VIII
PURCHASE ORDER STANDARD TERMS AND CONDITIONSVIII
TERMS AND CONDITIONS FOR THIS PURCHASE ORDERVIII
INSURANCE REQUIREMENTS (ADDITIONAL)VIII
MULTI YEAR AWARDVIII
PURCHASE AGREEMENT AWARDVIII
AUTHORIZATION AND RELEASEVIII
BLANKET PAYMENTIX
EQUAL OPPORTUNITY COMPLIANCEIX
CAMPAIGN FINANCE COMPLIANCEIX
TERMS AND CONDITIONS OF PRICING AGREEMENTIX

Terms and Conditions

PURCHASE ORDER STANDARD TERMS AND CONDITIONS

TERMS AND CONDITIONS FOR THIS PURCHASE ORDER

INSURANCE REQUIREMENTS (ADDITIONAL)

ANNUAL RENEWAL INSURANCE CERTIFICATES FOR WORKERS' COMPENSATION, PUBLIC LIABILITY, PROPERTY DAMAGE INSURANCE, AUTO INSURANCE, PROFESSIONAL LIABILITY INSURANCE (AKA ERRORS & OMISSIONS), BUILDER'S RISK INSURANCE, SCHOOL BUSING AUTO LIABILITY, ENVIRONMENTAL IMPAIRMENT (AKA POLLUTION CONTROL), VESSEL OPERATION (MARINE OR AIRCRAFT) PROTECTION & INDEMNITY, ETC., MUST BE SUBMITTED TO THE SPECIFIC AGENCY IDENTIFIED IN THE "BILL TO" SECTION OF THE PURCHASE ORDER. CERTIFICATES ARE ANNUALLY DUE PRIOR TO THE BEGINNING OF ANY CONTRACT PERIOD BEYOND THE INITIAL TWELVE-MONTH PERIOD OF A CONTRACT. FAILURE TO PROVIDE ANNUAL INSURANCE CERTIFICATION MAY BE GROUNDS FOR CANCELLATION.

MULTI YEAR AWARD

THIS IS A MULTI-YEAR BID/CONTRACT. PER RHODE ISLAND STATE LAW 37-2-33, CONTRACT OBLIGATIONS BEYOND THE CURRENT FISCAL YEAR ARE SUBJECT TO AVAILABILITY OF FUNDS. CONTINUATION OF THE CONTRACT BEYOND THE INITIAL FISCAL YEAR WILL BE AT THE DISCRETION OF THE STATE. TERMINATION MAY BE EFFECTED BY THE STATE BASED UPON DETERMINING FACTORS SUCH AS UNSATISFACTORY PERFORMANCE OR THE DETERMINATION BY THE STATE TO DISCONTINUE THE GOODS/SERVICES, OR TO REVISE THE SCOPE AND NEED FOR THE TYPE OF GOODS/SERVICES; ALSO MANAGEMENT OWNER DETERMINATIONS THAT MAY PRECLUDE THE NEED FOR GOODS/SERVICES.

PURCHASE AGREEMENT AWARD

THIS IS A NOTICE OF AWARD, NOT AN ORDER. Any quantity reference in the agreement or in the bid preceding it are estimates only and do not represent a commitment on the part of the state to any level of billing activity, other than for quantities or volumes specifically released during the term. No action is to be taken except as specifically authorized, as described herein under AUTHORIZATION AND RELEASE. ENTIRE AGREEMENT - This NOTICE OF AWARD, with all attachments, and any release(s) against it shall be subject to: (1) the specifications, terms and conditions set forth in the Request/Bid Number cited herein, (2) the General Terms and Conditions of Contracts for the State of Rhode Island and (3) all provisions of, and the Rules and Regulations promulgated pursuant to, Title 37, Chapter 2 of the General Laws of the State of Rhode Island. This NOTICE shall constitute the entire agreement between the State of Rhode Island and the Vendor. No assignment of rights or responsibility will be permitted except with the express written permission of the State Purchasing Agent or his designee. CANCELLATION, TERMINATION and EXTENSION - This Price Agreement shall automatically terminate as of the date(s) described under CONTRACT PERIOD unless this Price Agreement is altered by formal amendment by the State Purchasing Agent or his designee upon mutual agreement between the State and the Vendor.

AUTHORIZATION AND RELEASE

In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency. A Direct Purchase Order (DPO) shall be created by the agency listing the items ordered, using the pricing and format set forth in the Master Blanket. All pricing

shall be as described in the Master Blanket and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected in Master Blanket.

BLANKET PAYMENT

DELIVERY OF GOODS OR SERVICES AS REQUESTED BY AGENCY. PAYMENTS WILL BE AUTHORIZED UPON SUBMISSION OF PROPERLY RENDERED INVOICES NO MORE THAN MONTHLY TO THE RECEIVING AGENCY. ANY UNUSED BALANCE AT END OF BLANKET PERIOD IS AUTOMATICALLY CANCELLED.

EQUAL OPPORTUNITY COMPLIANCE

THIS PURCHASE ORDER IS AWARDED SUBJECT TO EQUAL OPPORTUNITY COMPLIANCE.

CAMPAIGN FINANCE COMPLIANCE

CAMPAIGN FINANCE: In accordance with RI General Law 17-27-2, Every person or business entity providing goods or services of \$5,000 or more, and has in the preceding 24 months, contributed an aggregate amount in excess of \$250 within a calendar year to any general officer, or candidate for general office, any member, or candidate for general assembly, or political party, is required to electronically file an affidavit regarding political contributions at:

<https://secure.ricampaignfinance.com/RhodeIslandCF/Public/VendorAffidavit.aspx>

ARRA SUPPLEMENTAL TERMS AND CONDITIONS

For contracts and sub-awards funded in whole or in part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto, such contracts and sub-awards shall be subject to the Supplemental Terms and Conditions For Contracts and Sub-awards Funded in Whole or in Part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto located on the Division of Purchases website at www.purchasing.ri.gov.

DIVESTITURE OF INVESTMENTS IN IRAN REQUIREMENT:

No vendor engaged in investment activities in Iran as described in R.I. Gen. Laws §37-2.5-2(b) may submit a bid proposal to, or renew a contract with, the Division of Purchases. Each vendor submitting a bid proposal or entering into a renewal of a contract is required to certify that the vendor does not appear on the list maintained by the General Treasurer pursuant to R.I. Gen. Laws §37-2.5-3.

TERMS AND CONDITIONS OF PRICING AGREEMENT

SCOPE AND LIMITATIONS - This Agreement covers requirements as described herein, ordered by State agencies during the Agreement Period. No additional or alternative requirements are covered, unless added to the Agreement by formal amendment by the State Purchasing Agent or his designee.

Under State Purchasing Law, 37-2-54, no purchase or contract shall be binding on the state or any agency thereof unless approved by the department [of administration] or made under general regulations which the chief purchasing officer may prescribe. Under State Purchasing Regulation 8.2.1.1.2, any alleged oral agreement or arrangements made by a bidder or contractor with any agency or an employee of the Office of Purchases may be disregarded and shall not be binding on the state.

PRODUCT ACCEPTANCE - All merchandise offered or otherwise provided shall be new, of prime manufacture, and of first quality unless otherwise specified by the State. The State reserves the right to reject all nonconforming goods, and to cause their return for credit or replacement, at the State's option.

- a) Failure by the state to discover latent defect(s) or concealed damage or non-conformance shall not foreclose the State's right to subsequently reject the goods in question.
- b) Formal or informal acceptance by the State of non-conforming goods shall not constitute a precedent for successive receipts or procurements.

Where the vendor fails to cure the defect promptly or replace the goods, the State reserves the right to

cancel the Release, contract with a different vendor, and to invoice the original vendor for any differential in price over the original contract price.

ORDER AUTHORIZATION AND RELEASE AGAINST PRICING AGREEMENT

In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency.

State Agencies shall request release as follows: All releases shall reference the Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein.

A Department Purchase Order (DPO) listing the items ordered shall be created by the agency. The agency may mail or fax a copy of the order to the Vendor. In some cases the agency may request delivery by telephone, but must provide the Vendor with a DPO Order Number reference for billing purposes. Vendors are encouraged to require written orders to assure payments are processed accurately and promptly.

DELIVERY If this is an MPA, Vendor will obtain "ship to" information from each participating agency. This information will be contained in the DPO. APA delivery information will be contained in the Notice of Award.

PRICING - All pricing shall be as described herein, and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected herein.

INVOICING All invoices shall reference the DPO Order Number(s), Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein. If this is an MPA, Vendor will obtain "bill to" information from each participating agency. This information will be contained in the DPO. APA billing information will be contained in the Notice of Award.

PAYMENT - Invoices for items not received, not priced according to contract or for work not yet performed will not be honored. No payment will be processed to any vendor for whom there is no IRS W-9 on file with the State Controller.



RI Purchase Agreement Amendment Report

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
 ONE CAPITOL HILL
 PROVIDENCE RI 02908

WARWICK TREE ACQUISITION CORP
 DBA WARWICK TREE SERVICE INC
 405 ARNOLD RD
 COVENTRY, RI 02816
 United States

Amendment Date: 30-SEP-15
 Original Award Date: 27-SEP-14
 Buyer: L Hill
 Phone #:
 FOB: Destination
 Terms: NET 30
 Vendor # 15239

S H I P T O	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST, RI MPA United States	Change Order Number 1 Award Number 3396340 Effective Period 01-OCT-14 - 30-SEP-16	I N V O I C E	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST, RI MPA United States

TREE AND SHRUB REMOVAL - MPA #372

Description			Bid Number	Change Order Req#	
TREE AND SHRUB REMOVAL - MPA #372			7548904		
Line #	Code	Class-Item	Quantity	Unit	Unit Price
		CHANGE TO PO #3396340 DATED 9/27/14 CHANGE EFFECTIVE PERIOD FROM: 10/1/14 - 9/30/15 TO: 10/1/14 - 9/30/16 IN ACCORDANCE WITH SOLICITATION #7548904. LINES ADDED TO REFLECT THE DATE CHANGE.			
1.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, PER ATTACHED SCOPE (REGULAR BUSINESS HOURS)		Hour	272.5
2.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, OVERTIME		Hour	292
3.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, REGULAR TIME		Hour	72.02
4.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, OVERTIME RATE		Hour	82.69
5.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A SELF-LOADING LOG TRUCK WITH OPERATOR, REGULAR TIME		Hour	121
6.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR A SELF-LOADING LOG TRUCK WITH OPERATOR, OVERTIME		Hour	132

STATE PURCHASING AGENT

 Nancy R. McIntyre



RI Purchase Agreement Amendment Report

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
 ONE CAPITOL HILL
 PROVIDENCE RI 02908

WARWICK TREE ACQUISITION CORP
 DBA WARWICK TREE SERVICE INC
 405 ARNOLD RD
 COVENTRY, RI 02816
 United States

Amendment Date: 30-SEP-15
 Original Award Date: 27-SEP-14
 Buyer: L Hill
 Phone #:
 FOB: Destination
 Terms: NET 30
 Vendor # 15239

S H I P T O	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST, RI MPA United States	Change Order Number 1 Award Number 3396340 Effective Period 01-OCT-14 - 30-SEP-16	I N V O I C E	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST, RI MPA United States
	TREE AND SHRUB REMOVAL - MPA #372			

Description			Bid Number	Change Order Req#
TREE AND SHRUB REMOVAL - MPA #372			7548904	
7.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 6" TO 12" STUMP	Each	80
8.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 12" TO 24" STUMP	Each	160
9.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 24" TO 36" STUMP	Each	240
10.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 36" AND OVER STUMP	Each	360
11.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, REGULAR TIME	Hour	39.5
12.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, OVERTIME	Hour	59.25
13.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR SPRAY RIG, REGULAR TIME	Hour	58
14.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK - MINIMUM 25 TON CAPACITY WITH 100' BOOM (MAY BE SUBCONTRACTED)	Hour	175
15.1	988.88	MPA-372 - FY17 TIER 1 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHINERY WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	54
16.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	292

STATE PURCHASING AGENT

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	TREE AND SHRUB REMOVAL - MPA #372			

Description			Bid Number	Change Order Req#
TREE AND SHRUB REMOVAL - MPA #372			7548904	
17.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR CREW CONSISTING OF OF 2 MEN AND 1 BUCKET, PER ATTACHED SCOPE	Hour	225
18.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	80
19.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
20.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR FLAGGER	Hour	50
21.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR; SUITABLE FOR TREE WORK. MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (MAY BE SUBCONTRACTED)	Hour	175
22.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH OPERATOR, WITH LOG BRUSH LOADING MACHINERY (WITH OPERATOR). DUMP TRUCK MUST HAVE A MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	115
23.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	405
24.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 2 MEN, AND 1 BUCKET	Hour	320
25.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	100
26.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR FLAGGER	Hour	93.8

STATE PURCHASING AGENT

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RI Purchase Agreement Amendment Report

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
ONE CAPITOL HILL
PROVIDENCE RI 02908

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DBA WARWICK TREE SERVICE INC
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TREE AND SHRUB REMOVAL - MPA #372

Description			Bid Number	Change Order Req#	
TREE AND SHRUB REMOVAL - MPA #372			7548904		
27.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR		Hour	249
28.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK-MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (CRANE WORK MAY BE SUBCONTRACTED)		Hour	350
29.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHE WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS		Hour	249
30.1	988.88	MPA-372 - FY17 TIER 3 SERVICE: HOURLY RATE FOR RETAINING A CREW IN ADVANCE OF AN ANTICIPATED EVENT, AS DESCRIBED IN THE TIER 3 SCOPE		Hour	405
31.1	988.88	MPA-372 - FY17 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR		Hour	132
32.1	988.88	MPA-372 - FY17 MISCELLEOUS MATERIALS - PAID AT \$1.00 PER DOLLAR OF ALLOWABLE EXPENSE		Each	1

STATE PURCHASING AGENT

Nancy R. McIntyre



Notice of Blanket Purchase Agreement

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
 ONE CAPITOL HILL
 PROVIDENCE RI 02908

WARWICK TREE ACQUISITION CORP
 3399 SOUTH COUNTY TRL
 EAST GREENWICH, RI 02818
 United States

TREE AND SHRUB REMOVAL - MPA #372

Award Number
3396340

Effective Period:
01-OCT-14 - 30-SEP-15

S H I P T O	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST,RI MPA United States	Date: 27-SEP-14 Buyer: L Hill Shipping: Paid Terms: NET 30 Vendor # 15239	I N V O I C E	MASTER PRICE AGREEMENT SEE BELOW RELEASE AGAINST,RI MPA United States

Department		Type of Requisition	Bid Number	Requisition Number
			7548904	
Line	Item	Item Description	Unit	Unit Price

		BLANKET REQUIREMENTS: 10/1/14 - 9/30/15 OPTION TO RENEW FOR ONE (1) ADDITIONAL YEAR MPA #372 TREE TRIMMING AND SHRUB REMOVAL SUPPLIER CONTACT: DEREK ONEPPO 401-885-1330 IN ACCORDANCE WITH THE PLANS, SPECIFICATIONS AND DOCUMENTS OF PUBLIC BID 7548904 DATED 8/26/14		
1		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, PER ATTACHED SCOPE (REGULAR BUSINESS HOURS)	Hour	272.5
2		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER, OVERTIME	Hour	292
3		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, REGULAR TIME	Hour	72.02
4		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A TREE CLIMBER, OVERTIME RATE	Hour	82.69
5		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A SELF-LOADING LOG TRUCK WITH OPERATOR, REGULAR TIME	Hour	121
6		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR A SELF LOADING LOG TRUCK WITH OPERATOR, OVERTIME	Hour	132
7		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP	Each	80

STATE PURCHASING AGENT


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Department		Type of Requisition	Bid Number	Requisition Number
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Line	Item	Item Description	Unit	Unit Price

		GRINDER/HYDROSEEDING 6" TO 12" STUMP		
8		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 12" TO 24" STUMP	Each	160
9		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 24" TO 36" STUMP	Each	240
10		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: PRICE FOR STUMP GRINDER/HYDROSEEDING 36" AND OVER STUMP	Each	360
11		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, REGULAR TIME	Hour	39.5
12		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR FLAGGER, OVERTIME	Hour	59.25
13		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR SPRAY RIG, REGULAR TIME	Hour	58
14		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK - MINIMUM 25 TON CAPACITY WITH 100' BOOM (MAY BE SUBCONTRACTED)	Hour	175
15		MPA-372 -10/1/14-9/30/15 TIER 1 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHINERY WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS	Hour	54
		OTHER ASSOCIATED MATERIALS AT COST PLUS --10% INCLUDING, BUT NOT LIMITED TO SHRUBS, MULCH, BUSHES, TREES.		
		PAID AT \$1.00 PER DOLLAR OF APPROVED EXPENSES		
16		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR A CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	292

STATE PURCHASING AGENT

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Department		Type of Requisition	Bid Number	Requisition Number
			7548904	
Line	Item	Item Description	Unit	Unit Price

17		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR CREW CONSISTING OF OF 2 MEN AND 1 BUCKET, PER ATTACHED SCOPE	Hour	225
18		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	80
19		MPA-372 -10/1/15-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
20		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR FLAGGER	Hour	50
21		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR; SUITABLE FOR TREE WORK. MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (MAY BE SUBCONTRACTED)	Hour	175
22		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH OPERATOR, WITH LOG BRUSH LOADING MACHINERY (WITH OPERATOR). DUMP TRUCK MUST HAVE A MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS OTHER ASSOCIATED MATERIALS AT COST PLUS --10% INCLUDING, BUT NOT LIMITED TO SHRUBS, MULCH, BUSHES, TREES. PAID AT \$1.00 PER DOLLAR OF APPROVED EXPENSES	Hour	115
23		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 3 MEN, 1 BUCKET, 1 CHIP TRUCK AND 1 CHIPPER	Hour	405
24		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR CREW CONSISTING OF 2 MEN, AND 1 BUCKET	Hour	320
25		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR TREE CLIMBER	Hour	100
26		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR FLAGGER	Hour	93.8
27		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	249

STATE PURCHASING AGENT

Nancy R. McIntyre

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Notice of Blanket Purchase Agreement

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
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TREE AND SHRUB REMOVAL - MPA #372

Award Number
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Effective Period:
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Department		Type of Requisition	Bid Number	Requisition Number
			7548904	
Line	Item	Item Description	Unit	Unit Price

28		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR CRANE WITH OPERATOR, SUITABLE FOR TREE WORK-MINIMUM 25 TON CAPACITY WITH 100 FEET OF BOOM (CRANE WORK MAY BE SUBCONTRACTED)	Hour	350
29		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR DUMP TRUCK WITH LOG AND BRUSH LOADING MACHE WITH OPERATOR. DUMP TRUCK MUST HAVE MINIMUM HAULING CAPACITY OF 15 CUBIC YARDS OF VEGETATIVE DEBRIS OTHER ASSOCIATED MATERIALS AT COST PLUS --10% INCLUDING, BUT NOT LIMITED TO SHRUBS, MULCH, BUSHES, TREES. PAID AT \$1.00 PER DOLLAR OF APPROVED EXPENSES	Hour	249
30		MPA-372 -10/1/14-9/30/15 TIER 3 SERVICE: HOURLY RATE FOR RETAINING A CREW IN ADVANCE OF AN ANTICIPATED EVENT, AS DESCRIBED IN THE TIER 3 SCOPE	Hour	405
31		MPA-372 -10/1/14-9/30/15 TIER 2 SERVICE: HOURLY RATE FOR SELF LOADING LOG TRUCK WITH OPERATOR	Hour	132
32		MPA-372 -10/1/14-9/30/15 MISCELLEOUS MATERIALS - PAID AT \$1.00 PER DOLLAR OF ALLOWABLE EXPENSE	Each	1

STATE PURCHASING AGENT

Nancy R. McIntyre

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CONTRACT TERMS AND CONDITIONS

Contract Terms and Conditions

Table of Contents

Terms and Conditions.....III
PURCHASE ORDER STANDARD TERMS AND CONDITIONSIII
TERMS AND CONDITIONS FOR THIS PURCHASE ORDERIII
INSURANCE REQUIREMENTS (ADDITIONAL)III
MULTI YEAR AWARDIII
PURCHASE AGREEMENT AWARDIII
AUTHORIZATION AND RELEASEIII
BLANKET PAYMENTIV
EQUAL OPPORTUNITY COMPLIANCEIV
CAMPAIGN FINANCE COMPLIANCEIV
TERMS AND CONDITIONS OF PRICING AGREEMENTIV

Terms and Conditions**PURCHASE ORDER STANDARD TERMS AND CONDITIONS****TERMS AND CONDITIONS FOR THIS PURCHASE ORDER****INSURANCE REQUIREMENTS (ADDITIONAL)**

ANNUAL RENEWAL INSURANCE CERTIFICATES FOR WORKERS' COMPENSATION, PUBLIC LIABILITY, PROPERTY DAMAGE INSURANCE, AUTO INSURANCE, PROFESSIONAL LIABILITY INSURANCE (AKA ERRORS & OMISSIONS), BUILDER'S RISK INSURANCE, SCHOOL BUSING AUTO LIABILITY, ENVIRONMENTAL IMPAIRMENT (AKA POLLUTION CONTROL), VESSEL OPERATION (MARINE OR AIRCRAFT) PROTECTION & INDEMNITY, ETC., MUST BE SUBMITTED TO THE SPECIFIC AGENCY IDENTIFIED IN THE "BILL TO" SECTION OF THE PURCHASE ORDER. CERTIFICATES ARE ANNUALLY DUE PRIOR TO THE BEGINNING OF ANY CONTRACT PERIOD BEYOND THE INITIAL TWELVE-MONTH PERIOD OF A CONTRACT. FAILURE TO PROVIDE ANNUAL INSURANCE CERTIFICATION MAY BE GROUNDS FOR CANCELLATION.

MULTI YEAR AWARD

THIS IS A MULTI-YEAR BID/CONTRACT. PER RHODE ISLAND STATE LAW 37-2-33, CONTRACT OBLIGATIONS BEYOND THE CURRENT FISCAL YEAR ARE SUBJECT TO AVAILABILITY OF FUNDS. CONTINUATION OF THE CONTRACT BEYOND THE INITIAL FISCAL YEAR WILL BE AT THE DISCRETION OF THE STATE. TERMINATION MAY BE EFFECTED BY THE STATE BASED UPON DETERMINING FACTORS SUCH AS UNSATISFACTORY PERFORMANCE OR THE DETERMINATION BY THE STATE TO DISCONTINUE THE GOODS/SERVICES, OR TO REVISE THE SCOPE AND NEED FOR THE TYPE OF GOODS/SERVICES; ALSO MANAGEMENT OWNER DETERMINATIONS THAT MAY PRECLUDE THE NEED FOR GOODS/SERVICES.

PURCHASE AGREEMENT AWARD

THIS IS A NOTICE OF AWARD, NOT AN ORDER. Any quantity reference in the agreement or in the bid preceding it are estimates only and do not represent a commitment on the part of the state to any level of billing activity, other than for quantities or volumes specifically released during the term. No action is to be taken except as specifically authorized, as described herein under AUTHORIZATION AND RELEASE. ENTIRE AGREEMENT - This NOTICE OF AWARD, with all attachments, and any release(s) against it shall be subject to: (1) the specifications, terms and conditions set forth in the Request/Bid Number cited herein, (2) the General Terms and Conditions of Contracts for the State of Rhode Island and (3) all provisions of, and the Rules and Regulations promulgated pursuant to, Title 37, Chapter 2 of the General Laws of the State of Rhode Island. This NOTICE shall constitute the entire agreement between the State of Rhode Island and the Vendor. No assignment of rights or responsibility will be permitted except with the express written permission of the State Purchasing Agent or his designee. CANCELLATION, TERMINATION and EXTENSION - This Price Agreement shall automatically terminate as of the date(s) described under CONTRACT PERIOD unless this Price Agreement is altered by formal amendment by the State Purchasing Agent or his designee upon mutual agreement between the State and the Vendor.

AUTHORIZATION AND RELEASE

In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency. A Direct Purchase Order (DPO) shall be created by the agency listing the items ordered, using the pricing and format set forth in the Master Blanket. All pricing

shall be as described in the Master Blanket and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected in Master Blanket.

BLANKET PAYMENT

DELIVERY OF GOODS OR SERVICES AS REQUESTED BY AGENCY. PAYMENTS WILL BE AUTHORIZED UPON SUBMISSION OF PROPERLY RENDERED INVOICES NO MORE THAN MONTHLY TO THE RECEIVING AGENCY. ANY UNUSED BALANCE AT END OF BLANKET PERIOD IS AUTOMATICALLY CANCELLED.

EQUAL OPPORTUNITY COMPLIANCE

THIS PURCHASE ORDER IS AWARDED SUBJECT TO EQUAL OPPORTUNITY COMPLIANCE.

CAMPAIGN FINANCE COMPLIANCE

CAMPAIGN FINANCE: In accordance with RI General Law 17-27-2, Every person or business entity providing goods or services of \$5,000 or more, and has in the preceding 24 months, contributed an aggregate amount in excess of \$250 within a calendar year to any general officer, or candidate for general office, any member, or candidate for general assembly, or political party, is required to electronically file an affidavit regarding political contributions at:

<https://secure.ricampaignfinance.com/RhodeIslandCF/Public/VendorAffidavit.aspx>

ARRA SUPPLEMENTAL TERMS AND CONDITIONS

For contracts and sub-awards funded in whole or in part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto, such contracts and sub-awards shall be subject to the Supplemental Terms and Conditions For Contracts and Sub-awards Funded in Whole or in Part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto located on the Division of Purchases website at www.purchasing.ri.gov.

DIVESTITURE OF INVESTMENTS IN IRAN REQUIREMENT:

No vendor engaged in investment activities in Iran as described in R.I. Gen. Laws §37-2.5-2(b) may submit a bid proposal to, or renew a contract with, the Division of Purchases. Each vendor submitting a bid proposal or entering into a renewal of a contract is required to certify that the vendor does not appear on the list maintained by the General Treasurer pursuant to R.I. Gen. Laws §37-2.5-3.

TERMS AND CONDITIONS OF PRICING AGREEMENT

SCOPE AND LIMITATIONS - This Agreement covers requirements as described herein, ordered by State agencies during the Agreement Period. No additional or alternative requirements are covered, unless added to the Agreement by formal amendment by the State Purchasing Agent or his designee.

Under State Purchasing Law, 37-2-54, no purchase or contract shall be binding on the state or any agency thereof unless approved by the department [of administration] or made under general regulations which the chief purchasing officer may prescribe. Under State Purchasing Regulation 8.2.1.1.2, any alleged oral agreement or arrangements made by a bidder or contractor with any agency or an employee of the Office of Purchases may be disregarded and shall not be binding on the state.

PRODUCT ACCEPTANCE - All merchandise offered or otherwise provided shall be new, of prime manufacture, and of first quality unless otherwise specified by the State. The State reserves the right to reject all nonconforming goods, and to cause their return for credit or replacement, at the State's option.

- a) Failure by the state to discover latent defect(s) or concealed damage or non-conformance shall not foreclose the State's right to subsequently reject the goods in question.
- b) Formal or informal acceptance by the State of non-conforming goods shall not constitute a precedent for successive receipts or procurements.

Where the vendor fails to cure the defect promptly or replace the goods, the State reserves the right to

cancel the Release, contract with a different vendor, and to invoice the original vendor for any differential in price over the original contract price.

ORDER AUTHORIZATION AND RELEASE AGAINST PRICING AGREEMENT

In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency.

State Agencies shall request release as follows: All releases shall reference the Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein.

A Department Purchase Order (DPO) listing the items ordered shall be created by the agency. The agency may mail or fax a copy of the order to the Vendor. In some cases the agency may request delivery by telephone, but must provide the Vendor with a DPO Order Number reference for billing purposes. Vendors are encouraged to require written orders to assure payments are processed accurately and promptly.

DELIVERY If this is an MPA, Vendor will obtain "ship to" information from each participating agency. This information will be contained in the DPO. APA delivery information will be contained in the Notice of Award.

PRICING - All pricing shall be as described herein, and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected herein.

INVOICING All invoices shall reference the DPO Order Number(s), Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein. If this is an MPA, Vendor will obtain "bill to" information from each participating agency. This information will be contained in the DPO. APA billing information will be contained in the Notice of Award.

PAYMENT - Invoices for items not received, not priced according to contract or for work not yet performed will not be honored. No payment will be processed to any vendor for whom there is no IRS W-9 on file with the State Controller.