

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

**MASTER AGREEMENT**  
**Whelen Engineering Co.**  
**Master Agreement No: 81297**  
**(hereinafter "Contractor")**  
**And**  
**[State of South Dakota]**  
**(hereinafter "Participating State/Entity")**  
**State Contract Number 16952**

1. Scope: This addendum covers the LED Emergency Light Bars, Sirens and Accessories led by the State of Minnesota for use by state agencies and other entities located in the Participating State of South Dakota authorized by that state's statutes to utilize State of South Dakota contracts with the prior approval of the state's chief procurement official.

2. Participation: Use of specific NASPO ValuePoint (formerly WSCA-NASPO) cooperative contracts by agencies, political subdivisions and other entities (including cooperatives) authorized by an individual state's statutes to use State of South Dakota contracts are subject to the prior approval of the respective State Chief Procurement Official. Issues of interpretation and eligibility for participation are solely within the authority of the State Chief Procurement Official.

Eligible participants in this agreement include all agencies, institutions, officers, boards, commissions and public universities of the State of South Dakota, and all political subdivisions of the State, including counties, municipalities and public school corporations within the State of South Dakota.

Institutions under the control of the Board of Regents may make direct purchases from this agreement using their own procurement guidelines.

Political subdivisions of the State of South Dakota may purchase directly from the Contractor according to their own procurement procedures.

The Contractor may, at the Contractor's discretion, extend pricing from this agreement to Indian tribal governments and non-profit organizations in South Dakota. Any sales made to Indian tribes and non-profit organizations from this agreement shall be included in any required reports and shall be subject to the NASPO Valuepoint administrative fee

3. Participating State Modifications or Additions to Master Agreement:

3.1 Assignment of Anti-trust Claims: The contractor hereby agrees to convey, assign and transfer to the State of South Dakota all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States, 15 U.S.C.A. §1, et seq. (1973), and under the antitrust laws of the State of South Dakota, SDCL 37-1, and amendments thereto, relating to the particular goods, services and materials purchased by the State of South Dakota in connection with this contract.

4. Reserved

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5. Primary Contacts: The primary contact individuals for this Participating Addendum are as follows (or their named successors):

Contractor

Name	Craig Szymanski
Address	51 Winthrop Rd. , Chester, CT 06412
Telephone	860-526-9504
Fax	860-526-4078
E-mail	cszymanski@whelen.com

Participating Entity

Name	Scott Nelson
Address	State of South Dakota PMB 01231 Bureau of Administration Office of Procurement Management 523 E Capitol Ave Pierre, SD 57501-3128
Telephone	(605) 773-4275
Fax	(605) 773-4840
E-mail	Scott.Nelson@state.sd.us

6. Subcontractors: The Contractor's Authorized Distributors, in the State of South Dakota, are approved to provide sales and service. The Authorized Distributors' participation will be in accordance with the terms and conditions set forth in the Master Agreement and this Participating Addendum.

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

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

<b>Participating State: South Dakota</b>	<b>Contractor: Whelen Engineering Company</b>
<b>By:</b> 	<b>By:</b> 
<b>Name: Steven L. Berg</b>	<b>Name: Craig Szymanski</b>
<b>Title: Procurement Director</b>	<b>Title: Director of Automotive Sales</b>
<b>Date: 5-17-2016</b>	<b>Date: 5/17/16</b>

For questions on executing a participating addendum, please contact:

NASPO ValuePoint (formerly WSCA-NASPO)

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

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



**NASPO ValuePoint Contact List**  
**South Dakota Participating Addenda**  
**Contract Number 16952**

**Contractor:**

Craig Szymanski, Contract Questions  
51 Winthrop Road, Chester, Ct 06412  
860-718-2304  
[cszymanski@whelen.com](mailto:cszymanski@whelen.com)

Kristen Carver, Account Executive (factory support, product questions, etc.)  
51 Winthrop Road, Chester, Ct 06412  
860-718-2389  
[kcarver@whelen.com](mailto:kcarver@whelen.com)

Bill Reeves: Authorized Managing Sales Representative (demos, applications issues, etc.)  
3097 Grimes Trail, P.O. Box 477, Norwalk, IA 50211  
Office: 515-981-5967  
Cell: 515-577-4909  
[bill@wreeves.com](mailto:bill@wreeves.com)

**Participating Distributors:**

Orders, expedites, product questions, etc. should be directed to one of the following participating distributors:

Mike Schwartz  
Emergency Automotive Technology Inc.  
2755 Geneva Avenue  
Oakdale, MN 55128  
651-765-2657  
[mike.schwartz@emergencyautomotive.com](mailto:mike.schwartz@emergencyautomotive.com)

Denise Dow  
Norther Safety Technology Inc.  
5708 Upper 147<sup>th</sup> Street West, Suite 107  
Apple Valley, MN 55124  
651-460-1293  
[northersafety@frontiernet.net](mailto:northersafety@frontiernet.net)