



January 25, 2005

International Business Machines, Corporation  
Attn: James Schroeder  
4263 Commercial St. S.E., Suite 100  
Salem, Oregon 97302

Purchasing Department  
50 South Military Trail, Suite 110  
West Palm Beach, FL 33415-3199  
(561) 616-6800  
FAX: (561) 616-6811  
www.pbcgov.com/pur

Dear Vendor:

RE: TERM CONTRACT #: 250316

This is to inform you that Palm Beach County Board of County Commissioners is entering into a Term Contract with your company for COMPUTER EQUIPMENT, SOFTWARE, PERIPHERALS AND RELATED SERVICES based on one of the following:

- FORMAL BID #:
- REQUEST FOR QUOTATION (RFQ) #:
- RENEWAL OF FORMAL BID/RFQ #:
- EXTENSION OF FORMAL BID/RFQ #:
- WRITTEN QUOTATION #:
- STATE OF FLORIDA CONTRACT #:
- PALM BEACH COUNTY SCHOOL BOARD BID #:
- OTHER: WESTERN STATES CONTRACTING ALLIANCE (WSCA #A63311)

The term of this contract is 01/25/05 through 08/31/07. The estimated dollar value awarded to all vendors is \$ 17,000,000.00.

The obligations of Palm Beach County under this contract are subject to the availability of funds lawfully appropriated for its purpose by the State of Florida and the Board of County Commissioners.

Palm Beach County Departments will issue hard copy orders against this contract as your authorization to deliver. All invoices must reference each unique document number.

If you have any questions, please contact Martie Fields, Senior Buyer at (561)616-6803.

Sincerely,

Kathleen M. Scarlett  
Director

c: ISS, Kathy Cochrane  
Candi Wolff  
File

Palm Beach County  
Board of County  
Commissioners  
Tony Mastros, Chairman  
Address: Grounds, West (734) 6800  
Barry J. Auer  
Jeff Evans  
Wanda B. Howard  
Mary H. Curtis  
Burt Aronson  
County Administrator  
Robert W. Smith

"An Equal Opportunity  
Affirmative Action Employer"

## PARTICIPATING ADDENDUM

### COMPUTER EQUIPMENT, SOFTWARE, PERIPHERALS AND RELATED SERVICES

#### MASTER PRICE AGREEMENT

IBM Corporation

Contract Number A63311

Palm Beach County, Florida

- 1. Scope:** The jurisdiction of Palm Beach County, a political sub-division of the State of Florida.
- 2. Changes:** No changes are required.
- 3. Primary Contact:**

The primary participating entity contact for this participating addendum is as follows:

**Name:** Candi Wolff, Procurement Coordinator

**Participating Entity Name:** Palm Beach County, ISS Department

**Address:** 301 N. Olive Ave., Ste. 801.5, West Palm Beach, FL 33401

**Telephone:** (561) 355-6704

**Fax:** (561) 242-7501

**E-mail:** cwolff@pbcgov.com

The primary Contractor contact for this participating addendum is as follows:

**Name:** James Schroeder

**Contractor:** IBM Corporation

**Address:** 4263 Commercial St. SE, Suite 100, Salem, OR 97302

**Telephone:** 503.399.3825 (TL284)

**Fax:** 503.399.3793 (TL 284)

**E-mail:** jschroed@us.ibm.com

- 4. Servicing Subcontractors:**

Only those IBM Business Partners authorized by IBM are eligible to support the IBM WSCA/NASPO Master Price Agreement. IBM Business Partners are only authorized to quote to the Participating Entity the products and pricing specified by IBM for the WSCA/NASPO Master Price Agreement. Eligible products include ThinkCentre commercial desktop systems, ThinkPad notebooks, ThinkVision Products, IBM options, and Express Models, eServer xSeries and IntelliStation Products.

All Participating Entity orders and payments are to be directly with IBM and each Purchase Order at time of order placement must include the quoting Business Partner's Location ID (LOCID) and identify the WSCA/NASPO Master Price Agreement number. Inclusion of the LOCID on the Purchase Order will result in a fee payment to the Business Partner. Such fee payment will not affect the pricing specified in the WSCA/NASPO Master Price Agreement.

IBM may add or delete eligible Products, Business Partner authorizations, including withdrawal of all such authorizations, upon 30 days' written notice to the Participating Entity.

All orders are to be issued directly to:  
IBM Corporation  
Western States Contracting Alliance  
WSCA-YE085  
7100 Highlands Parkway  
Smyrna, GA 30082

And all payments are to be issued to:  
IBM Corporation  
PO Box 945684  
Atlanta, GA 30394-5684

This Addendum and the Price Agreement together with its exhibits, set forth the entire agreement between the parties with respect to the subject matter of all previous communications, representations or agreements, whether oral or written, with respect to the subject matter hereof. Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Price Agreement, together with its exhibits, shall not be added to or incorporated into this Addendum or the Price Agreement and its exhibits, by any subsequent purchase order or otherwise, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of this Addendum and the Price Agreement and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms.

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

County of Palm Beach  
Purchasing Agent

IBM  
Contractor

Signed: *Kathleen Scarlett*

Signed: *Ana M. Trainor*

Printed Name: Kathleen Scarlett

Printed Name: Ana M. Trainor

Title: Director, Purchasing Department

Title: Client Exec. Florida Government

Date: 1-25-05

Date: 12/08/2004

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY  
*Paul F. [Signature]*  
COUNTY ATTORNEY

APPROVED AS TO TERMS AND CONDITIONS  
BY *Steve [Signature]*  
ISS DIRECTOR