



Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

State of West Virginia Master Agreement

Order Date: 03-01-2023

CORRECT ORDER NUMBER MUST
 APPEAR ON ALL PACKAGES, INVOICES,
 AND SHIPPING PAPERS. QUESTIONS
 CONCERNING THIS ORDER SHOULD BE
 DIRECTED TO THE DEPARTMENT
 CONTACT.

Order Number:	CMA 0212 0212 GRNDMAINT22B 2	Procurement Folder:	1075274
Document Name:	Statewide Contract: GRNDMAINT22B	Reason for Modification:	Change Order #1 is issued to renew the contract per the attached documents.
Document Description:	SWC: Ground Maintenance Equipment		
Procurement Type:	Statewide MA (Open End)		
Buyer Name:			
Telephone:			
Email:			
Shipping Method:	Best Way	Effective Start Date:	2022-08-01
Free on Board:	FOB Dest, Freight Prepaid	Effective End Date:	2024-02-27

VENDOR				DEPARTMENT CONTACT	
Vendor Customer Code:	VS0000040922			Requestor Name:	Mark A Atkins
The Toro Company 8111 Lyndale Avenue South				Requestor Phone:	(304) 558-2307
Bloomington MN 55420				Requestor Email:	mark.a.atkins@wv.gov
US				<div style="font-size: 48pt; font-weight: bold;">23</div> <div style="font-weight: bold;">FILE LOCATION _____</div>	
Vendor Contact Phone:	6125973224	Extension:			
Discount Details:					
	Discount Allowed	Discount Percentage	Discount Days		
#1	No	0.0000	0		
#2	No				
#3	No				
#4	No				

INVOICE TO	SHIP TO
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER
No City WV 99999	No City WV 99999
US	US

3-2-23 Box

Purchasing Division's File Copy

Total Order Amount:	Open End
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ENTERED

JLH 3/1/2023

PURCHASING DIVISION AUTHORIZATION
 DATE: *[Signature]* 3/2/23
 ELECTRONIC SIGNATURE ON FILE

ATTORNEY GENERAL APPROVAL AS TO FORM
 DATE: *[Signature]*
 ELECTRONIC SIGNATURE ON FILE

ENCUMBRANCE CERTIFICATION
Beverly Tolson
 DATE: 3-2-2023
 ELECTRONIC SIGNATURE ON FILE

3/2/2023

Extended Description:

STATEWIDE COOPERATIVE AWARD (NASPO)

CMA 0212 GRNDMAINT22B GROUND MAINTENANCE EQUIPMENT

CHANGE ORDER NO 1.

Change Order #1 is issued to incorporate NASPO Modification No. 1 to renew the original contract against Master Agreement E194-81037 per the attached documents.

Contract Renewal Dates: 02/28/2023 through 02/27/2024

No additional changes.

Categories Awarded:

- 1. Tractors
- 2. Tractor Towed PTO Driven Equipment
- 3. Off Road Utility Vehicles
- 4. Self Propelled Riding Mowers
- 5. Turf Maintenance Equipment

Line	Commodity Code	Manufacturer	Model No	Unit	Unit Price
1	46182500			LS	0.000000
	Service From	Service To		Service Contract Amount	
				0.00	

Commodity Line Description: Ground Maintenance Equipment Products

Extended Description:

Ground Maintenance Equipment Products:

See Attached Discount Pricing Pages for Equipment Purchases.



MARK D SCOTT
CABINET SECRETARY

STATE OF WEST VIRGINIA
DEPARTMENT OF ADMINISTRATION
PURCHASING DIVISION

W. MICHAEL SHEETS
DIRECTOR

January 27, 2023

Mr. Edric Funk
The Toro Company
8111 Lyndale Avenue S.
Bloomington, MN 55420

Subject: Contract# CMA 0212 GRNDMAINT22B

Dear Mr. Funk:

The State of West Virginia is offering to renew subject contract under the same terms, conditions, discount percentages. The renewal dates are February 28, 2023 through February 27, 2024. If your company agrees to this renewal, please sign below, and return to my attention as soon as possible. Emailing of documents is preferred.

We agree to renew the contract for the period as stated above under the same terms and conditions in the original purchase order and any change orders thereto.

<u>Edric Funk</u> Print Name	 Signature	<u>Group Vice President</u> Title
<u>2/28/2023</u> Date		

Please call if you have any questions.

Sincerely,

Jessica L. Hovanec
Senior Buyer, WV Purchasing Division
Jessica.L.Hovanec@wv.gov
304-558-2314



COMMONWEALTH OF VIRGINIA
DIVISION OF PURCHASES & SUPPLY (DPS)
1111 East Broad Street, Richmond, Virginia 23219

**MODIFICATION #5
TO
CONTRACT NUMBER CTR006026
FORMERLY CONTRACT NUMBER E194-81037
BETWEEN THE
COMMONWEALTH OF VIRGINIA
AND
THE TORO COMPANY**

This MODIFICATION #5 is an Agreement between the Commonwealth of Virginia, hereinafter referred to as "State" or "Commonwealth," and The Toro Company, a Minnesota corporation, hereinafter referred to as the "Contractor" or "Toro" relating to the modification of Contract E194-81037 February 28, 2020 as amended, hereinafter referred to as the "Contract" or "Agreement." This Modification is hereby incorporated into and made an integral part of the Agreement.

The purpose of this modification is to document both parties' agreement A.) Renewal of the Contract. B.) Update the Contract number, and C.) Update "Default" General Term and Condition. All changes are effective upon full execution of this document, unless otherwise noted, and shall be included in any subsequent modifications.

- A. Reference: Contract E194-81037, "Renewal of Contract."**
Both parties hereby agree to renew the Contract for an additional one (1) year period, beginning February 28, 2023 through February 27, 2024 with one (1) renewal options remaining.
- B. Reference: Contract E194-81037, "Changes to the Contract."**
Due to the new Commonwealth of Virginia e-procurement system, the contract number has changed from E194-81037 to CTR006026.
- C. Reference: Contract E194-81037, "Changes to General Term and Condition"** General Term and Condition "*Default*" has been changed to read: *DEFAULT*: In case of failure to deliver goods or services in accordance with the contract terms and conditions, the Commonwealth, after due oral or written notice, may terminate this contract with no penalty, and procure all goods contracted for from other sources with the contractor having no obligation for any cost differential

The foregoing is the complete and final expression of the parties' agreement to modify Contract E194-81037 and cannot be modified, except by a writing signed by the duly authorized representatives of both parties. All other terms and conditions remain unchanged.

(SIGNATURE PAGE TO FOLLOW)

PERSONS SIGNING THIS CONTRACT ARE AUTHORIZED REPRESENTATIVES OF EACH PARTY TO THIS CONTRACT AND ACKNOWLEDGE THAT EACH PARTY AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THE CONTRACT.

THE TORO COMPANY

BY: Eric C. Funk
NAME: Edric Funk
Printed Name
TITLE: Group Vice President
DATE: January 23, 2023

COMMONWEALTH OF VIRGINIA

BY: Tracy Wrenn, VCO
NAME: Tracy Wrenn
Printed Name
TITLE: Statewide Sourcing and Contracting Officer
DATE: 1/23/2023