



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: 2019-10-18

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 0209 0209 FAR1700000001	Procurement Folder: 257810
Document Name: Master Agreement for Financing Services	Reason for Modification: Change Order No. 4 - to renew the contract under the same, terms and conditions as the original contract.
Document Description: Statewide Contract for Financing Services	
Procurement Type: Statewide MA (Open End)	
Buyer Name: Mark A Atkins	
Telephone: (304) 558-2307	
Email: mark.a.atkins@wv.gov	
Shipping Method: Best Way	Effective Start Date: 2016-12-01
Free on Board: FOB Dest, Freight Prepaid	Effective End Date: 2020-11-30

VENDOR	DEPARTMENT CONTACT
Vendor Customer Code: 000000191232 BANC OF AMERICA PUBLIC CAPITAL CORP PO BOX 100918 ATLANTA GA 303840918 US Vendor Contact Phone: (804) 788-3345 Extension: Discount Percentage: 0.0000 Discount Days: 0	Requestor Name: David W Mullins Requestor Phone: (304) 558-0076 Requestor Email: dave.w.mullins@wv.gov

INVOICE TO	SHIP TO
ACCOUNTING SECTION DEPARTMENT OF ADMINISTRATION 2019 WASHINGTON ST E PO BOX 50121 CHARLESTON WV 25305-0121 US	FINANCE DIVISION DEPARTMENT OF ADMINISTRATION BLDG 17 2101 WASHINGTON ST E CHARLESTON WV 25305 US

Total Order Amount	Open End
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PURCHASING DIVISION AUTHORIZATION SIGNED BY: Tara Lyle DATE: 2019-10-17 ELECTRONIC SIGNATURE ON FILE	ATTORNEY GENERAL APPROVAL AS TO FORM SIGNED BY: John S Gray DATE: 2019-10-18 ELECTRONIC SIGNATURE ON FILE	ENCUMBRANCE CERTIFICATION SIGNED BY: Beverly A Toler DATE: 2019-10-18 ELECTRONIC SIGNATURE ON FILE
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Extended Description:

Change Order #4 - issued to renew the original contract according to all terms, conditions, prices and specifications contained in the original contract including all authorized change orders.

Effective date of renewal 12/01/2019 - 11/30/2020

Renewals Remaining: NONE (0)

All provisions of the original Contract and subsequent Change Orders not modified herein shall remain in full force and effect.

No Other Changes.

Line	Commodity Code	Manufacturer	Model No	Unit	Unit Price
1	84101703				\$0.000000
	Service From	Service To			
	2016-12-01	2020-11-30			

Commodity Line Description: Financing Agreement

Extended Description:

Please see attached New Pricing Index; CO #3 - Pricing Page.

FAR1700000001	Document Phase Final	Document Description Statewide Contract for Financing Services	Page 3 of 3
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ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions



STATE OF WEST VIRGINIA
DEPARTMENT OF ADMINISTRATION
FINANCE DIVISION
DAVID MULLINS
ACTING FINANCE DIRECTOR

October 2, 2019

Charles T. Maguire, Senior Vice President
Banc of America Public Capital Corp.
1111 E. Main Street, 18th Floor
Richmond, VA 23219

RE: Change Order #4 Last Renewal - FAR1700000001 Statewide Contract for Financing Services

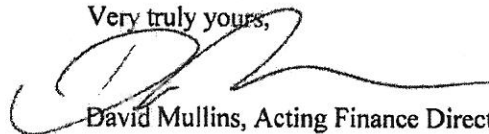
Dear Mr. Maguire:

The Finance Division is offering the last renewal for the subject contract according to all terms, conditions, pricing and specifications contained in the original contract including all authorized subsequent change orders. The effective renewal dates are **December 1, 2019 through November 30, 2020**. If your company agrees to this change order for renewal please sign below and return the original to my attention as soon as possible.

Also attached is a **Purchasing Affidavit** that is a required document and part of the renewal documents, to be signed, dated and notarized and returned with this letter.

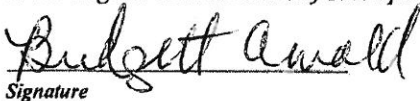
Please let me know if you have any questions.

Very truly yours,



David Mullins, Acting Finance Director

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


Signature

10/9/19
Date

Bridgett T. Arnold
Name & Title
Authorized Agent

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

CONSTRUCTION CONTRACTS: Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

ALL CONTRACTS: Under W. Va. Code §5A-3-10a, no contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. Code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceeds five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:

Banc of America Public Capital Corp

Vendor's Name: _____

Authorized Signature: Budgett Arnold Date: 10/9/19

State of _____

County of _____, to-wit:

Taken, subscribed, and sworn to before me this SEE ATTACHED day of _____, 2019.

My Commission expires _____, 20 .

AFFIX SEAL HERE

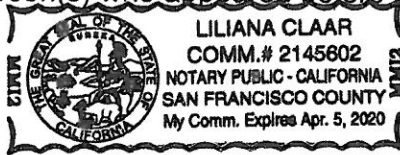
NOTARY PUBLIC _____

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of SAN FRANCISCO

Subscribed and sworn to (or affirmed) before me on this 9TH
day of OCTOBER, 2019, by BELGETT ARUJO

proved to me on the basis of satisfactory evidence to be the
person(s) who appeared before me.



(Seal)

Signature Liliana Clar