

BULK PURCHASE AGREEMENT, FY 2022-2023 HARDWARE AND PERIPHERALS

BP2022-0039

FOR

DIR CONTRACT DIR-DIR-CPO-5084

BETWEEN

**THE STATE OF TEXAS, ACTING BY AND THROUGH
TEXAS DEPARTMENT OF INFORMATION RESOURCES**

AND

AVI SYSTEMS, INC.

1. Introduction

This Bulk Purchase Agreement (this "**Agreement**") is subject to DIR Contract DIR-CPO-5084 (the "DIR Contract") by and between AVI Systems, Inc. ("**Successful Respondent**") and the Texas Department of Information Resources ("**DIR**"). This Agreement identifies supplemental discounts on products Successful Respondent and its designated resellers offer under the DIR Contract.

1.1 Order of Precedence

The order of precedence shall be as follows:

1. The DIR Contract and all attachments thereto;
2. this Agreement and all attachments hereto; and
3. Purchase Orders (as defined in the DIR Contract) issued under this Agreement.

2. Background

The Texas Department of Information Resources (DIR) is pleased to announce the bulk purchase of personal computers, laptops, tablets, monitors, peripherals, accessories, and related services for hardware solutions. By tapping into our existing contractual vehicles through our Cooperative Contracts program, DIR anticipates a much-shortened procurement process for Customers.

3. Pricing

Pricing and eligible products shall be as set forth in Exhibit A, Pricing, of this Agreement.

3. Agreement Term

Texas state agencies and other eligible Customers (as defined in the DIR Contract) may issue Purchase Orders for eligible products beginning on the date of the last signature below through December 31, 2022.

4. Requirements

4.1 Ordering

There is no minimum order quantity under the bulk purchase. Regardless of the number of items purchased, each Customer will pay the same discounted unit price for items listed on Exhibit A, Pricing.

Customers must include the DIR Contract number and the phrase "**DIR Bulk Purchase Initiative BP2022-0039**" on all Purchase Orders issued under this Agreement. Failure to do so may result in a purchase not being considered a Bulk Purchase and as such be subject to state competitive procurement laws. Customers will submit Purchase Orders directly to Successful Respondent, or the applicable reseller, and forward a copy of the Purchase Order to bulk.purchase@dir.texas.gov.

4.2 Reporting

Successful Respondent shall report all sales under this Agreement through the Vendor Sales Report (VSR) portal. Successful Respondent is required to insert "yes" in column AA on the sales report for all sales made through this Agreement.

5. DIR Contact Information

For general inquiries regarding the DIR's Bulk Purchase Initiative, or those related to this Bulk Purchase agreement:

Email lisa.ramirez@dir.texas.gov or call 512-475-5186

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This Agreement is executed to be effective as of the date of last signature.

AVI Systems, Inc.

Authorized By: Signature on file

Name: Robby Turner

Title: Regional Vice President

Date: 8/16/2022 | 6:17 PM CDT

The State of Texas, acting by and through the Department of Information Resources

Authorized By: Signature on file

Name: Hershel Becker

Title: Chief Procurement Officer

Date: 8/18/2022 | 6:04 PM CDT

Office of General Counsel: Signature on file 8/17/2022 | 3:22 PM CDT