KANSAS STATE UNIVERSITY
PURCHASING OFFICE
21 ANDERSON HALL
MANHATTAN, KS 66506
PHONE 785-532-6214  FAX 785-532-5577

CONTRACT SIGNATURE SHEET

Date: 12/22/2010
CONTRACT NO.: 40227
Replaces Contract No.: 08900

Procurement Officer: Chris Dekat, CPPB
Phone: 785-532-5469
E-Mail: cidekat@k-state.edu

Item: On Call Services – Electrical, Telecommunications, and Data Services
Primary Using Department: Kansas State University – Facilities
Period of Contract: 1/1/2011 through 12/31/2015

Contractor Information:
DL Smith Electric
4105 SW 41st St.
Topeka, KS 66609
CONTACT: Shawn P. Smith
Phone: 785-267-4920; FAX: 785-267-9201; e-mail: shawn@dlsmith.com

Prices: as bid on Division of Purchases IFB # 51
Payment Terms: Net 30
Shipping Information: Dest, Ppd & Allowed

The parties agree as follows:

1. Subject to the terms and conditions of this contract and companion bid documents, Kansas State University hereby accepts the offer of Contractor as expressed by Contractor’s bid submitted to K-State Purchasing in response to above referenced contract/quote number.

2. It is understood and agreed by the parties that pursuant to the bid, Contractor agrees to furnish products or services for the period noted above on orders of the Department(s) at the price or prices contained in the bid. Department(s) agrees to pay on delivery of the item(s) the amount(s) billed by Contractor in accordance with the bid as shown on delivery invoice(s) of the Contractor to the Department(s). Payment will be made as soon after receipt of the invoice(s) as possible in accordance with state law.

3. Failure of Contractor to furnish the item(s) in accordance with the bid specifications incorporated into this contract by reference, or failure of Contractor to deliver the item(s) in accordance with any time schedules prescribed in this contract or any documents incorporated by reference into this contract shall result in forfeiture of any performance bond of Contractor and/or in termination of this contract at the option of the University.

4. It is understood and agreed that the provisions set out in the K-State Purchasing Office bid document for this contract are incorporated and made a part of this contract by reference as though fully set forth herein. Contractor agrees and understands that these documents are controlling over Contractor’s bid, invoice, department order forms or any other documents of the Contractor.

5. The provisions found in Contractual Provisions Attachment, is incorporated and made a part of this contract by reference.

6. In the event of any disputes regarding the terms and conditions of this Contract or payments alleged to be due and owing, Contractor’s sole remedy shall be with the Department that placed the order.

Contractor: DL Smith Electric
By: Shawn P. Smith
Printed Name: Shawn P Smith
Title: President

KANSAS STATE UNIVERSITY
By: Carla K Bishop
CARLA BISHOP
DIRECTOR OF PURCHASING
Kansas State University
Electrical, Telecommunications & Data Services On Call

**Electrical, Telecommunications & Data Services to include but not limited to the following:** Vendors are to be able to supply trained licensed electricians to provide the services required at Kansas State University. Services could be (high voltage above and below ground, transformers, electrical switch gears, commercial building wiring applications, electrical feed panel applications from the 4160 and 12.5 line feeds. Also needed are normal wiring of new circuit from the panel to outlets under remodel conditions and or adding circuits to an area. Installation of new building fire alarm systems designed by Engineers and approved by the State Fire Marshal. Data line installation for technical devices. Control wiring for lighting, motors, audio visual devices and DDC controls.

List all Labor Rates
Manager
On Site Supervisor (Foreman)
Laborer
Clerical
Operations
Service Technician
Journeyman Electrical Technician
Cable Puller
Other Rates Applicable to your operations not listed above. (list below)

Mark Up on Materials Purchased
Percent to be added to materials Purchased **15%** for the project work.

Mark up on Subcontractors hired
Percent to be added to subcontractors hired by you. **10%** for the project work.

We do have Davis Bacon Act Funded projects and all vendors would have to comply when required.

Equipment Rental (if applicable)
List any equipment available for rental and or would be billed for if service were rendered. List equipment with the following information (List all equipment charges applicable to your operations).
1. Min Rental Hours
2. Hourly Rate
3. Daily Rates
4. Weekly Rates
CONTRACTOR: D.L. Smith Electrical Construction, Inc.  
1405 SW 41st St.  
Topeka, KS  66609  
E-Mail: shawn@dsmith.com  
Toll Free Telephone: 877-357-6484  
Telephone: 785-267-4920  
Fax: 785-267-9201  
FEIN: 48-0791514  
Contact Person: Shawn Smith, President

IFB Number:  51 EVT 294

Closing Date: December 14, 2010, 2:00p.m.

Item: Electrical, Telecommunications and Data Service On Call

Labor Rates for 2010 to 2015 per following:

<table>
<thead>
<tr>
<th>Year</th>
<th>Manager/Onsite Supr. Operations</th>
<th>Laborer</th>
<th>Clerical</th>
<th>Technician</th>
<th>Electrician</th>
<th>Cable Puller</th>
</tr>
</thead>
<tbody>
<tr>
<td>2010/2011</td>
<td>$56.76</td>
<td>$35.00</td>
<td>$34.54</td>
<td>$53.00</td>
<td>$53.00</td>
<td>$43.19</td>
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<td>2012</td>
<td>$57.61</td>
<td>$35.00</td>
<td>$35.06</td>
<td>$53.80</td>
<td>$53.80</td>
<td>$43.84</td>
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<td>2013</td>
<td>$59.63</td>
<td>$36.23</td>
<td>$35.59</td>
<td>$55.68</td>
<td>$55.68</td>
<td>$45.37</td>
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<tr>
<td>2014</td>
<td>$61.72</td>
<td>$37.50</td>
<td>$36.12</td>
<td>$57.63</td>
<td>$57.63</td>
<td>$46.96</td>
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<tr>
<td>2015</td>
<td>$63.88</td>
<td>$38.81</td>
<td>$36.66</td>
<td>$59.65</td>
<td>$59.65</td>
<td>$48.60</td>
</tr>
</tbody>
</table>

**The above rates are hourly regular time rates.**

Equipment Rentals will be rates from NECA 2007-2008 Tool & Equipment Rental Schedule