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

CONTRACT SIGNATURE SHEET

Date: 11/29/2010
CONTRACT NO.: 40214
Replaces Contract No.: 08902

Procurement Officer: Chris Dekat, CPPB
Phone: 785-532-6214
E-Mail: cidekat@k-state.edu

Item:	On-Call Services – General Construction
Primary Using Department:	Kansas State University – Facilities
Period of Contract:	12/1/2010 through 11/30/2015
Contractor Information:	Benchmark Construction, LLC 5610 SW Topeka Blvd., Suite A Topeka, KS 66609 CONTACT: Tim Bruce Phone: 785-862-0343; FAX: 785-862-0339; e-mail: tim.bruce@benchmarkconstructionks.com
Prices:	as bid on Div of Purchases IFB #28
Payment Terms:	Net 30
Shipping Information:	FOB: Destination, Freight prepaid & allowed

The parties agree as follows:

1. Subject to the terms and conditions of this contract and companion IFB document, Kansas State University hereby accepts the offer of Contractor as expressed by Contractor's bid submitted to State of Kansas Division of Purchases 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.

BENCHMARK CONSTRUCTION, LLC

By: Tim Bruce

Printed Name: Tim Bruce

Title: VP

KANSAS STATE UNIVERSITY

By: Carla K Bishop
CARLA BISHOP
DIRECTOR OF PURCHASING

General Construction Service on Call

REPLACE CONTRACT 08902 - FACILITIES ON CALL
GENERAL CONSTRUCTION
5 YEAR CONTRACT WITH NO RENEWALS

General Construction Service to include but not limited to the following: General Construction Management Services for Commercial, Institutional, Metal Buildings and all forms of Remodeling Services in Commercial Institutional State Buildings.

Please check the following Service that you can provide:

Pre Construction

- Preconstruction Estimating Budgeting X
- Needs Analysis X
- Feasibility Studies
- Scheduling & Phasing X
- Value Engineering X
- MEP Review X
- Constructability Review X
- Risk Management X
- Cost control X
- Permitting & Utilities X
- Quality Control X

Construction

- LEED Certification X
- Progress Monitoring X
- Change Order Management X
- Quality Control and Testing X
- Labor Relations X

Post Construction

- Commissioning X (we are not a commissioning company but we can manage the process)
- Lien Release X
- O&M Manuals X
- Final Closeout (Punch List) X
- One Year Walkthrough X

List all Labor Rates (If applicable to your operations)

Manager

- On Site Supervisor (Forman) $29.70 per hour
- Laborer $22.28 per hour
- Laborer Forman $23.38 per hour
- Clerical $22.28 per hour
- Operations $32.67 per hour

- Carpenter $26.73 per hour
- HVAC Technicians N/A
- Electricians Journeyman N/A
- Painter $26.73 per hour
- Cement Finisher $23.76 per hour
- Mason Journeyman (list all wage rates pertaining to this type of work)
- Dry Wall Finishers (list all operations pertaining to this type of work) $26.73
- Equipment Operator $29.70 per hour
- Wood Floor Re-Finishing (Sanding-Staining and Coating). N/A

Other Rates Applicable to your operations not listed above. (list below)

Mark Up on Materials Purchased
Percent to be added to materials Purchased 10% for the project work.

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

Must be able to comply with Davis Bacon Act Requirement when applicable.

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

1. Min Rental Hours
2. Hourly Rate
3. Daily Rates
4. Weekly Rates

The following rates are for the equipment only and DO NOT include and operator.

Skid Loader > 6000#

1. 2 Hr.
2. $40.00
3. $320.00
4. $1600.00

Equipment Trailer
$50.00 per day flat rate

Single Axle Dump Truck

1. 2 Hr.
2. $45.00
3. $360.00
4. $1800.00

Mini Excavator>8000#

1. 2 Hr.
2. $85.00
3. $680.00
4. $3400.00

Pick Up Truck
$70.00 per day flat rate