

State of Washington Contracts & Procurement Division Department of Enterprise Services P.O. Box 41411 Olympia, WA 98504-1411	CONTRACT AMENDMENT	
	Contract No.:	00120
Ben-Ko-Matic Co. dba Owen Equipment Company 4201 NE 66 th Ave, Ste. 105 Vancouver, WA 98661	Amendment No.:	7
	Effective Date:	November 18, 2024

**SEVENTH AMENDMENT
TO
CONTRACT No. 00120
CATCH BASIN CLEANERS AND JET RODDER TRUCKS (VARIOUS SIZES)**

This Seventh Amendment (“Amendment”) to Contract No. 00120 is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency (“Enterprise Services”) and Ben-Ko-Matic Co. dba Owen Equipment Company, an Oregon corporation (“Contractor”) and is dated as of November 18, 2024.

RECITALS

- A. Enterprise Services and Contractor (collectively the “Parties”) entered into that certain Contract No.00120 dated effective as of October 1, 2020, (“Contract”).
- B. The Parties previously amended the Contract six (6) times.:
 - I. January 1, 2021, Amendment #1 to:
 - a) amend Exhibit B- Prices, by adding a new Exhibit E- Chassis; and
 - b) add Section 3.6. Product Additions and Deletions to the Contract
 - II. April 4, 2022, Amendment #2 to update catalogs of Exhibit B-Prices.
 - III. February 6, 2023, Amendment #3 to grant price adjustment.
 - IV. March 1, 2024, Amendment #4 to add Non-discrimination as a new subsection to Section 19 of the Contract (General Provisions).
 - V. March 11, 2024, Amendment #5 to amend Exhibit B-Prices.
 - VI. November 1, 2024, Amendment #6 to add Pay Equality as a new subsection to Section 4 of the Contract (Contractor Representations and Warranties).
- C. The Parties now desire to amend the Contract to update Exhibit B- Price.
- D. The amendment set forth herein is within the scope of the Contract.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the Parties hereby agree to amend the Contract, as previously amended, as follows:

1. **EXHIBIT B- PRICES FOR GOODS/SERVICES:** Pursuant to § 3.6 of the Contract, Enterprise Services has added Jet rodder truck with flusher options to the Contract. Options may include, but are not limited to pumps, nozzles, hose, water monitoring and control systems. Users shall contact the vendor for specific information and pricing regarding flusher options.
2. **NO CHANGE OTHER THAN AMENDMENT.** Except as amended herein, the Contract is unaffected and remains in full force and effect.
3. **INTEGRATED AGREEMENT; MODIFICATION.** This Amendment constitutes the entire agreement and understanding of the Parties with respect to the subject matter and supersedes all prior negotiations and representations. In the event of any conflict between this Amendment and the Contract or any earlier amendment, this Amendment shall control and govern. This Amendment may not be modified except in writing signed by the Parties.
4. **AUTHORITY.** Each party to this Amendment, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Amendment and that its execution, delivery, and performance of this Amendment has been fully authorized and approved, and that no further approvals or consents are required to bind such party.
5. **ELECTRONIC SIGNATURES.** An electronic signature or electronic record of this Amendment or any other ancillary agreement shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment or such other ancillary agreement for all purposes.
6. **COUNTERPARTS.** This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Amendment at different times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Amendment.

EXECUTED AND EFFECTIVE as of the day and date first above written.

**BEN-KO-MATIC CO. DBA, OWEN EQUIPMENT COMPANY
AN OREGON CORPORATION**

By: *Dave Armstrong*
Dave Armstrong (Nov 1, 2024 12:16 PDT)

Name: Dave Armstrong
Title: Strategic Key Accounts Manager
Date: Nov 1, 2024

**STATE OF WASHINGTON
DEPARTMENT OF ENTERPRISE SERVICES**

By: *Michelle M. Jammott*

Name: Michelle Jemmott
Title: Procurement Supervisor
Date: Nov 4, 2024










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Final Audit Report

2024-11-04

Created:	2024-10-31
By:	Gideon Simukonda (gideon.simukonda@des.wa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAESSfbHtL96W-1JwDYonF_SRBG75hz7QP

"00120a7" History

-  Document created by Gideon Simukonda (gideon.simukonda@des.wa.gov)
2024-10-31 - 11:43:26 PM GMT
-  Document emailed to armstrong@owenequipment.com for signature
2024-10-31 - 11:44:53 PM GMT
-  Email viewed by armstrong@owenequipment.com
2024-11-01 - 7:15:28 PM GMT
-  Signer armstrong@owenequipment.com entered name at signing as Dave Armstrong
2024-11-01 - 7:16:26 PM GMT
-  Document e-signed by Dave Armstrong (armstrong@owenequipment.com)
Signature Date: 2024-11-01 - 7:16:28 PM GMT - Time Source: server
-  Document emailed to Michellee Jemmott (michellee.jemmott@des.wa.gov) for signature
2024-11-01 - 7:16:30 PM GMT
-  Email viewed by Michellee Jemmott (michellee.jemmott@des.wa.gov)
2024-11-04 - 3:28:54 PM GMT
-  Document e-signed by Michellee Jemmott (michellee.jemmott@des.wa.gov)
Signature Date: 2024-11-04 - 3:43:23 PM GMT - Time Source: server
-  Agreement completed.
2024-11-04 - 3:43:23 PM GMT