

**Virginia Commonwealth University
University Purchasing
Contract Summary Sheet**

Commodity: Fitness Equipment	Contract Nbr: 2877380-BM
Vendor: Woodway USA Inc.	Period / Renewals: 6/5/09 - 6/4/10 with Four (4) Successive, One-Year Renewal Options
Address: W229 N591 Foster Ct. Waukesha, WI 53186	Nbr of Vendors: 12
Contact: John Donnelly	Payment Terms: NET 30
Phone: 800-966-3929 ext. 128	Accepts Purchasing Card: Yes
E-Mail: johnd@woodway.com	Fax: 262-548-6239
	Website: www.woodway.com

Contract Pricing	Contract Document (Excluding Proprietary Information)	Contract Modifications
-------------------------	--	-------------------------------

Procurement Process: RFP

Contract Summary: Woodway USA Inc. is the manufacturer/distributor for the Woodway Brand of Fitness Equipment and a distributor for the Strive, SciFit, Jacobs Ladder and Vibraflex Brands of Fitness Equipment.

Pricing/Discount Schedule: 5% discount off list price for Woodway products.

15% discount off list price for Strive products.

10% discount off list price for SciFit products.

10% discount off list price for Jacobs Ladder products.

10% discount off list price for Vibraflex products.

(Installation is included in product pricing. Freight is not included.)

Shipping Terms: F.O.B. Destination Prepaid/Added (Freight not-to-exceed actual shipping cost)

Cooperative Language:

Contract Participation: Under the authority of the Code of Virginia 2.2-4304. Cooperative Procurement, it is the intent of this solicitation and resulting contract(s) to allow for cooperative purchasing by only the Virginia Association of State College and University Purchasing Professionals (VASCUPP) and all other Commonwealth of Virginia public institutions of higher education (to include four-year, two-year and community colleges). Current VASCUPP institutions include: College of William and Mary, University of Virginia, George Mason University, Virginia Military Institute, James Madison University, Old Dominion University, Virginia Tech, Radford University and Virginia Commonwealth University. A list of all other Virginia Public Colleges and Universities is available at <http://www.explorevirginiacolleges.com/>. In addition, the lead-issuing institution may allow local governments, school boards and other agencies serving local governments in their region access to this contract(s).

Participation in this cooperative procurement is strictly voluntary. If authorized by the Contractor(s), the resultant contract(s) will be extended to the public bodies indicated above to purchase at contract prices in accordance with contract terms. *The Contractor shall notify the lead-issuing institution in writing of any such institutions accessing the contract.* No modification of this contract or execution of a separate contract is required to participate. The Contractor shall provide semi-annual usage reports for all VASCUPP members and public institutions accessing the Contract. Participating public bodies shall place their own orders directly with the Contractor(s) and shall fully and independently administer their use of the contract(s) to include contractual disputes, invoicing and payments without direct administration from the lead-issuing institution. The lead-issuing institution shall not be held

liable for any costs or damages incurred by any other participating public *body* as a result of any authorization by the Contractor to extend the contract. It is understood and agreed that the *lead-issuing institution* is not responsible for the acts or omissions of any VASCUPP member, or public *body* and will not be considered in default of the Agreement no matter the circumstances.

Use of this contract(s) does not preclude any participating public body from using other contracts or competitive processes.

Note: Please reference the contract number on purchase requisitions, purchase orders, and when contacting the vendor.

VCU PURCHASE ORDER #: EP436296