



January 17, 2025

To: Board of Education

From: Christian Palasty, Director of Technology & Media Services

Subj: INFORMATION ITEM - Purchase of Network Hardware

As part of the district technology replenishment cycle and in compliance with federal E-Rate funding, it is the intent to request approval to fund a network infrastructure upgrade.

The federal E-Rate program provides discounts to assist schools and libraries in the United States to obtain affordable services. The discounts are based on free and reduced data and ELPS qualifies for 60% discounts on eligible services and hardware.

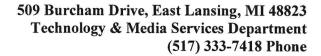
ELPS published requests for pricing for the upgrade of district network core switching hardware, wireless management, and building switching hardware and wireless access points for the High School building and MacDonald Middle School. The hardware being replaced was purchased in 2012 using funds from the 2012 Technology Bond project. The elementary buildings have already received upgraded hardware as scheduled with their reconstruction projects.

We received eight (8) proposals and after extensive research and review we are selecting a proposal from MOSS in the amount of \$556,359.55. The E-Rate program would pay for 60% of the project, leaving us eligible for \$222,543.82.

This project would be paid for using Sinking Fund dollars and has been on the schedule and budgeted for in coordination with Richard Pugh, Director of Finance.

Attached to this Information Item please find the letter of intent to E-Rate, letter of intent to MOSS, along with the quote from MOSS.

Thank you.





January 16, 2025

It is the intent of the East Lansing Public Schools to contract with MOSS SPIN #143004924 for FY25 Category 2 Network Upgrade. It is understood that the final confirmation is dependent upon E-Rate funding approval. The final bid amount is for \$556,359.55. This is the total found on page 10 of their attached quote. We removed the ineligible NAC item from their summary total to come up with this figure.

This document along with the signed letter of intent to MOSS represents the contract between East Lansing Public Schools and MOSS for the work identified in Form 470 #250006152.

Christian Palasty

Director of Technology & Media Services

East Lansing Public Schools



January 16, 2025

TO: Ron Spencer

MOSS 561 Century Avenue S.W. Grand Rapids, MI 49503

Please accept this letter as a notice of our intent to accept the MOSS bid for our E-Rate Category 2 network upgrade project. It is understood that the final confirmation is dependent upon E-Rate funding approval. We have opted to not include the Network Access Control at this time and, as it is not E-Rate eligible, we have removed the cost from the quote summary. The final bid amount is for \$556,359.55 after removing the NAC line item of \$56,277.00.

This document represents the intent of East Lansing Public Schools to work with MOSS for the work identified in Form 470 #250006152.

Christian Palasty

Director of Technology & Media Services

East Lansing Public Schools



ELPS Network Upgrade E-Rate FY 2025

QUOTE #347018751 V1

PREPARED FOR

East Lansing Public Schools

PREPARED BY

Ron Spencer

December 19, 2024

Prepared For: Prepared by: Date Issued: **East Lansing Public Schools** MOSS Dec 19, 2024 **Christian Palasty** Ron Spencer Expires: 501 Burcham Dr 561 Century Ave SW Dec 23, 2024 East Lansing, MI 48823-2782 Grand Rapids, MI 49503 ERate SPIN #: **P**: (517) 333-7418 **P**: (616) 726-7035 143004924 E: Christian.Palasty@elps.us **E:** ron.spencer@mosstele.com Special Contract Ref. #:

District Core - Cate	District Core - Category 1 or 2 Fundable			
Part #	Description	Price	Qty	Ext. Price
District Core - 001	HPE Aruba 8360 48-Port Switch Bundle	\$16,293.27	2	\$32,586.54
JL704C	HPE Aruba Networking 8360-48Y6C v2 48p 25G SFP/SFP+ /SFP28 4 Sec 6p 100G QSFP+/QSFP28 2 Sec Front-to-Back 5 Fans 2 AC Bundle		2	
JL704C ABA	INCLUDED: Power Cord - U.S. localization		2	
HU7T9E	Aruba 3Y FC NBD Exch HW 8360 SVC [for JL704C]		2	
R3K04AAE	HPE Aruba Networking Central Switch Class-5 Foundation 3-year Subscription E-STU		2	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a district core switch		2	
	Transceivers and DAC Cables			
S2P34A	HPE Aruba Networking 25G SFP28 LC LR 10km SMF C- class Transceiver	\$601.06	2	\$1,202.12
R0Z25A	HPE Aruba Networking 100G QSFP28 to QSFP28 1m Direct Attach Copper Cable	\$128.38	2	\$256.76
			Subtotal:	\$34,045.42

Buidling Core - Cate	Buidling Core - Category 1 or 2 Fundable				
Part #	Description	Price	Qty	Ext. Price	
Building Core - 001	HPE Aruba 8100 24-port Switch Bundle	\$7,943.67	2	\$15,887.34	
R9W86A	HPE Aruba Networking CX 8100 24x10G SFP+ 4x40/100G QSFP28 FB Airflow 3Fan 2AC PSU Switch Bundle		2		
R9W86A ABA	INCLUDED: Power Cord - U.S. localization		2		
H83P5E	Aruba 3Y FC NBD Exch HW 8100 24SFP+ FB SVC [for R9W86A]		2		
R3K04AAE	HPE Aruba Networking Central Switch Class-5 Foundation 3-year Subscription E-STU		2		
1_NetworkLabor	Network Labor - Installation, setup, and programming of a building core switch		2		

Buidling Core - Cat	Building Core - Category 1 or 2 Fundable				
Part#	Description	Price	Qty	Ext. Price	
	Transceivers and DAC Cables				
845970-B21	HPE QSFP28 to SFP28 Adapter	\$53.87	2	\$107.74	
S2P34A	HPE Aruba Networking 25G SFP28 LC LR 10km SMF C-class Transceiver	\$601.06	2	\$1,202.12	
R0Z25A	HPE Aruba Networking 100G QSFP28 to QSFP28 1m Direct Attach Copper Cable	\$128.38	2	\$256.76	
Subtotal:			\$17,453.96		

Access Layer Switches - Category 2 Fundable - Base Bid				
Part #	Description	Price	Qty	Ext. Price
	High School			
Access Layer - 001	HPE Aruba 6300L 48-port Switch Bundle	\$5,774.60	44	\$254,082.40
S3L76A	HPE Aruba Networking 6300L 48p Smart Rate 1G/2.5G/5G Class8 PoE 2p 50G and 2p 25G Layer2 Switch		44	
JL087A	HPE Aruba Networking X372 54VDC 1050W 110-240VAC Power Supply		88	
JL087A ABA	INCLUDED: Power Cord - U.S. localization		88	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		44	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 48-port Access Layer Switch		44	
	I			
Access Layer - 002	HPE Aruba 6300L 24-port Switch Bundle	\$4,911.66	2	\$9,823.32
S3L75A	HPE Aruba Networking 6300L 24p Smart Rate 1G/2.5G/5G/10G Class6 PoE 2p 50G and 2p 25G Layer2 Switch		2	
JL086A	HPE Aruba Networking X372 54VDC 680W 100-240VAC Power Supply		4	
JL086A ABA	INCLUDED: Power Cord - U.S. localization		4	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		2	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 24-port Access Layer Switch		2	
	Transceivers and DAC Cables			
R0M46A	HPE Aruba Networking 50G SFP56 to SFP56 0.65m Direct Attach Copper Cable	\$97.91	48	\$4,699.68
	Section Subtotal			\$268,605.40
	Middle School			

Access Layer Switch	hes - Category 2 Fundable - Base Bid			
Part #	Description	Price	Qty	Ext. Price
Access Layer - 001	HPE Aruba 6300L 48-port Switch Bundle	\$5,774.60	17	\$98,168.20
S3L76A	HPE Aruba Networking 6300L 48p Smart Rate 1G/2.5G/5G Class8 PoE 2p 50G and 2p 25G Layer2 Switch		17	
JL087A	HPE Aruba Networking X372 54VDC 1050W 110-240VAC Power Supply		34	
JL087A ABA	INCLUDED: Power Cord - U.S. localization		34	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		17	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 48- port Access Layer Switch		17	
Access Layer - 002	HPE Aruba 6300L 24-port Switch Bundle	\$4,911.66	1	\$4,911.66
S3L75A	HPE Aruba Networking 6300L 24p Smart Rate 1G/2.5G/5G/10G Class6 PoE 2p 50G and 2p 25G Layer2 Switch		1	
JL086A	HPE Aruba Networking X372 54VDC 680W 100-240VAC Power Supply		2	
JL086A ABA	INCLUDED: Power Cord - U.S. localization		2	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		1	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 24-port Access Layer Switch		1	
	Cloud Services w/ 24x7 TAC			
R0M46A	HPE Aruba Networking 50G SFP56 to SFP56 0.65m Direct Attach Copper Cable	\$97.91	18	\$1,762.38
	Section Subtotal			\$104,842.24
			Subtotal:	\$373,447.64

Access Layer Switch	hes - Category 2 Fundable - Alternate 1			* Optional
Part #	Description	Price	Qty	Ext. Price
	High School			
Access Layer - 003	HPE Aruba 6300M 48-port Switch Bundle	\$5,079.96	44	\$223,518.24
JL661A	HPE Aruba Networking CX 6300M 48-port 1GbE Class4 PoE and 4-port SFP56 Switch		44	
JL087A	HPE Aruba Networking X372 54VDC 1050W 110-240VAC Power Supply		88	
JL087A ABA	INCLUDED: Power Cord - U.S. localization		88	
Q9Y79AAE	HPE Aruba Networking Central Switch Class-3 Foundation 3- year Subscription E-STU		44	

Access Layer Switch	hes - Category 2 Fundable - Alternate 1			* Optional
Part #	Description	Price	Qty	Ext. Price
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 48- port Access Layer Switch		44	
Access Layer - 004	HPE Aruba 6300M 24-port Switch Bundle	\$3,346.19	2	\$6,692.38
JL662A	HPE Aruba Networking CX 6300M 24-port 1GbE Class4 PoE and 4-port SFP56 Switch		2	
JL086A	HPE Aruba Networking X372 54VDC 680W 100-240VAC Power Supply		4	
JL086A ABA	INCLUDED: Power Cord - U.S. localization		4	
Q9Y79AAE	HPE Aruba Networking Central Switch Class-3 Foundation 3-year Subscription E-STU		2	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 24-port Access Layer Switch		2	
	Transceivers and DAC Cables			
R0M46A	HPE Aruba Networking 50G SFP56 to SFP56 0.65m Direct Attach Copper Cable	\$97.91	48	\$4,699.68
	Section Subtotal			\$0.00
	Middle School			
Access Layer - 003	HPE Aruba 6300M 48-port Switch Bundle	\$5,079.96	17	\$86,359.32
JL661A	HPE Aruba Networking CX 6300M 48-port 1GbE Class4 PoE and 4-port SFP56 Switch		17	
JL087A	HPE Aruba Networking X372 54VDC 1050W 110-240VAC Power Supply		34	
JL087A ABA	INCLUDED: Power Cord - U.S. localization		34	
Q9Y79AAE	HPE Aruba Networking Central Switch Class-3 Foundation 3-year Subscription E-STU		17	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 48-port Access Layer Switch		17	
Access Layer - 004	HPE Aruba 6300M 24-port Switch Bundle	\$3,346.19	1	\$3,346.19
JL662A	HPE Aruba Networking CX 6300M 24-port 1GbE Class4 PoE and 4-port SFP56 Switch		1	
JL086A	HPE Aruba Networking X372 54VDC 680W 100-240VAC Power Supply		2	
JL086A ABA	INCLUDED: Power Cord - U.S. localization		2	
Q9Y79AAE	HPE Aruba Networking Central Switch Class-3 Foundation 3-year Subscription E-STU		1	

Access Layer Switch	Access Layer Switches - Category 2 Fundable - Alternate 1			* Optional
Part#	Description	Price	Qty	Ext. Price
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 24-port Access Layer Switch		1	
	Transceivers and DAC Cables			
R0M46A	HPE Aruba Networking 50G SFP56 to SFP56 0.65m Direct Attach Copper Cable	\$97.91	18	\$1,762.38
	Section Subtotal			\$0.00
* Optional Subtotal:			\$326,378.19	

Access Layer Switch	nes - Category 2 Fundable - Alternate 2			* Optional
Part #	Description	Price	Qty	Ext. Price
	High School			
Access Layer - 005	HPE Aruba 6200M 48-port Switch Bundle	\$4,097.14	44	\$180,274.16
R8Q70A	HPE Aruba Networking CX 6200M 48-port 1GbE Class4 PoE and 4-port SFP+ Switch		44	
JL087A	HPE Aruba Networking X372 54VDC 1050W 110-240VAC Power Supply		88	
JL087A ABA	INCLUDED: Power Cord - U.S. localization		88	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		44	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 48- port Access Layer Switch		44	
Access Layer - 006	HPE Aruba 6200M 24-port Switch Bundle	\$2,793.61	2	\$5,587.22
R8Q68A	HPE Aruba Networking CX 6200M 24-port 1GbE Class4 PoE and 4-port SFP+ Switch		2	
JL086A	HPE Aruba Networking X372 54VDC 680W 100-240VAC Power Supply		4	
JL086A ABA	INCLUDED: Power Cord - U.S. localization		4	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		2	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 24-port Access Layer Switch		2	
	Transceivers and DAC Cables			
J9281D	HPE Aruba Networking 10G SFP+ to SFP+ 1m Direct Attach Copper Cable	\$35.98	48	\$1,727.04
	Section Subtotal			\$0.00
	Middle School			

Access Layer Swite	ches - Category 2 Fundable - Alternate 2			* Optional
Part #	Description	Price	Qty	Ext. Price
Access Layer - 005	HPE Aruba 6200M 48-port Switch Bundle	\$4,097.14	17	\$69,651.38
R8Q70A	HPE Aruba Networking CX 6200M 48-port 1GbE Class4 PoE and 4-port SFP+ Switch		17	
JL087A	HPE Aruba Networking X372 54VDC 1050W 110-240VAC Power Supply		34	
JL087A ABA	INCLUDED: Power Cord - U.S. localization		34	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		17	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 48-port Access Layer Switch		17	
Access Layer - 006	HPE Aruba 6200M 24-port Switch Bundle	\$2,793.61	1	\$2,793.61
R8Q68A	HPE Aruba Networking CX 6200M 24-port 1GbE Class4 PoE and 4-port SFP+ Switch		1	
JL086A	HPE Aruba Networking X372 54VDC 680W 100-240VAC Power Supply		2	
JL086A ABA	INCLUDED: Power Cord - U.S. localization		2	
Q9Y74AAE	HPE Aruba Networking Central Switch Class-2 Foundation 3-year Subscription E-STU		1	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a 24-port Access Layer Switch		1	
	Cloud Services w/ 24x7 TAC			
J9281D	HPE Aruba Networking 10G SFP+ to SFP+ 1m Direct Attach Copper Cable	\$35.98	18	\$647.64
	Section Subtotal			\$0.00
		* Optional	Subtotal:	\$260,681.05

Option Unit Pricing	Option Unit Pricing for HPE OEM Transceivers			* Optional
Part #	Description	Price	Qty	Ext. Price
S2P34A	HPE Aruba Networking 25G SFP28 LC LR 10km SMF C- class Transceiver	\$601.06	1	\$601.06
S2P33A	HPE Aruba Networking 25G SFP28 LC SR 100m OM4 MMF C-class Transceiver	\$271.89	1	\$271.89
S2P31A	HPE Aruba Networking 10G SFP+ LC LR 10km SMF C-class Transceiver	\$546.32	1	\$546.32
S2P30A	HPE Aruba Networking 10G SFP+ LC SR 400m OM4 MMF C -class Transceiver	\$198.89	1	\$198.89
JL563C	HPE Aruba Networking 10GBASE-T SFP+ RJ45 30m Cat6A Transceiver	\$401.71	1	\$401.71
* Optional Subtotal:			\$2,019.87	

Wireless Access P	oints - Category 2 Fundable - Base Bid			
Part#	Description	Price	Qty	Ext. Price
	High School			
Wireless - 001	HPE Aruba 735 Access Point Bundle	\$759.61	106	\$80,518.66
S1G43A	HPE Aruba Networking AP-735 (US) Tri Radio 2x2 Wi-Fi 7 Internal Antennas Campus Access Point		106	
S4K79A	HPE Aruba Networking AP-MNT-U Campus Access Point Type U Universal Mount Bracket Kit		106	
Q9Y59AAE	HPE Aruba Networking Central AP Foundation 3-year Subscription E-STU		106	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a Wireless Access Point		106	
	Section Subtotal			\$80,518.66
	Middle School			
Wireless - 001	HPE Aruba 735 Access Point Bundle	\$759.61	67	\$50,893.87
S1G43A	HPE Aruba Networking AP-735 (US) Tri Radio 2x2 Wi-Fi 7 Internal Antennas Campus Access Point		67	
S4K79A	HPE Aruba Networking AP-MNT-U Campus Access Point Type U Universal Mount Bracket Kit		67	
Q9Y59AAE	HPE Aruba Networking Central AP Foundation 3-year Subscription E-STU		67	
1_NetworkLabor	Network Labor - Installation, setup, and programming of a Wireless Access Point		67	
	Section Subtotal			\$50,893.87
			Subtotal:	\$131,412.53

Wireless Access Po	ints - Unit Pricing for Optional Access Points			* Optional
Part #	Description	Price	Qty	Ext. Price
	Indoor WIFI 6E			
R7J50A	HPE Aruba Networking AP-615-US Dual Radio Tri Band 2x2 Wi-Fi 6E Int Antennas Campus AP	\$291.01	1	\$291.01
R7J28A	HPE Aruba Networking AP-635 (US) Tri-radio 2x2 802.11ax Wi-Fi 6E Internal Antennas Campus AP	\$407.89	1	\$407.89
R7J39A	HPE Aruba Networking AP-655 (US) Tri-radio 4x4 802.11ax Wi-Fi 6E Internal Antennas Campus AP	\$530.09	1	\$530.09
	Indoor WIFI 7			
S1G43A	HPE Aruba Networking AP-735 (US) Tri Radio 2x2 Wi-Fi 7 Internal Antennas Campus Access Point	\$477.60	1	\$477.60
S1G85A	HPE Aruba Networking AP-755 (US) Tri Radio 4x4 Wi-Fi 7 Internal Antennas Campus Access Point	\$717.00	1	\$717.00
	Outdoor WIFI 6E			

Wireless Access	Points - Unit Pricing for Optional Access Points			* Optional
Part#	Description	Price	Qty	Ext. Price
S0P50A	HPE Aruba Networking AP-675 (US) Tri Radio 2x2 Wi-Fi 6E Internal Omni-Directional Outdoor AP	\$795.74	1	\$795.74
S0P55A	HPE Aruba Networking AP-677 (US) Tri Radio 2x2 Wi-Fi 6E Internal Directional Outdoor AP	\$795.74	1	\$795.74
S0P60A	HPE Aruba Networking AP-679 (US) Tri Radio 2x2 Wi-Fi 6E Internal Dyn Directional Outdoor AP	\$844.04	1	\$844.04
JW053A	HPE Aruba Networking AP-270-MNT-V2 Outdoor AP Short Arm Pole/Wall Mounting Bracket	\$33.81	1	\$33.81
JW054A	HPE Aruba Networking AP-270-MNT-H1 Outdoor AP Hanging One-Way Tilt Pole/Wall Mounting Bracket	\$33.81	1	\$33.81
JW055A	HPE Aruba Networking AP-270-MNT-H2 Outdoor AP Flush Wall Mounting Bracket	\$17.63	1	\$17.63
R9H97A	HPE Aruba Networking AP-OUT-MNT-V1A Outdoor AP Long Arm Pole/Wall Mounting Bracket	\$46.61	1	\$46.61
R6W11A	HPE Aruba Networking AP-270-MNT-H3 Outdoor AP Hanging Dual-Tilt Pole/Wall Mounting Bracket	\$42.02	1	\$42.02
	Wall Plate WIFI 6E			
S0B62A	HPE Aruba Networking AP-605H (US) 2-Radio 3-Band Wi-Fi 6E 2x2 1+4 ETH PSE USB Hospitality AP	\$312.74	1	\$312.74
S0J42A	HPE Aruba Networking AP-600H-MNT1 Single-gang Wall-box Mount Kit	\$7.73	1	\$7.73
S0J43A	HPE Aruba Networking AP-600H-MNT2 Dual-gang Wall-box Mount Kit	\$13.52	1	\$13.52
S0J41A	HPE Aruba Networking AP-500H-MNTD2 RJ45 Ethernet Jack Desk Mount	\$13.52	1	\$13.52
	Remote WIFI 6E			
R8N10A	HPE Aruba Networking AP-605R (US) Dual Radio Tri Band 2x2 Wi-Fi 6E Remote Access Point	\$361.04	1	\$361.04
R8N10A ABA	INCLUDED: Power Cord - U.S. localization	\$0.00	1	\$0.00
R8N20A	HPE Aruba Networking AP-605R12 (US) Dual Radio Tri Band 2x2 Wi-Fi 6E CAT12 LTE Remote Access Point	\$601.34	1	\$601.34
R8N20A ABA	INCLUDED: Power Cord - U.S. localization	\$0.00	1	\$0.00
		* Optional	Subtotal:	\$6,342.88

Network Access Control - Non E-Rate Eligible				
Part #	Description	Price	Qty	Ext. Price
	NAC Software			
JZ399AAE	HPE Aruba Networking ClearPass NAC Cx000V VM-Based Appliance License E-LTU	\$1,008.00	2	\$2,016.00
JZ405AAE	HPE Aruba Networking ClearPass Access License 10K Concurrent Endpoints E-LTU	\$27,720.00	1	\$27,720.00

Network Access Control - Non E-Rate Eligible				
Part #	Description	Price	Qty	Ext. Price
	Manufacturer Direct Maintenance Service			
H9WY3E	Aruba 3Y FC SW E/R CPCx000VVMAppl E-L SVC [for JZ399AAE]	\$495.00	2	\$990.00
HT9C1E	Aruba 3Y FC SW E/R CP NLAC10K CE E-L SVC [for JZ405AAE]	\$13,551.00	1	\$13,551.00
	MOSS Services			
1_NetworkLabor	Network Labor - Installation, setup, and programming of the ClearPass NAC solution	\$12,000.00	1	\$12,000.00
Subtotal:			\$56,277.00	

Quote Summary	Amount
District Core - Category 1 or 2 Fundable	\$34,045.42
Builling Core - Category 1 or 2 Fundable	\$17,453.96
Access Layer Switches - Category 2 Fundable - Base Bid	\$373,447.64
Wireless Access Points - Category 2 Fundable - Base Bid	\$131,412.53
Network Access Control - Non E-Rate Eligible	\$56,277.00
Total:	\$612,636.55

*Optional Expenses		One-Time
Access Layer Switches - Category 2 Fundable - Alternate 1		\$326,378.19
Access Layer Switches - Category 2 Fundable - Alternate 2		\$260,681.05
Option Unit Pricing for HPE OEM Transceivers		\$2,019.87
Wireless Access Points - Unit Pricing for Optional Access Points		\$6,342.88
	Optional Subtotal:	\$595,421.99

Taxes, shipping, handling and other fees may apply. We reserve the right to cancel orders arising from pricing or other errors.

Ron Spencer Signature / Name 12/19/2024 Date East Lansing Public Schools Christian Palasty Signature / Name Initials 1/1/0001 12:00:00 AM Date

Purchase Terms and Conditions

East Lansing Public Schools of 501 Burcham Dr, East Lansing, MI 48823-2782 (hereinafter, CLIENT) and MOSS of 561 Century Ave. SW, Grand Rapids, MI 49503 (hereinafter, MOSS) agree that the following terms and conditions will apply to any orders for the sale of equipment and services to the CLIENT by MOSS.

- 1. **PRICE.** The pricing in this proposal are firm and not subject to change unless CLIENT delays the acceptance for more than thirty (30) days past the date of this MOSS proposal, in which case this proposal may be modified unless there is written agreement of both parties to extend the initial pricing. Any changes to this proposal will require a change order with adjusted costs.
- 2. **ACCESS.** CLIENT shall provide timely access to the areas needed for installation and provide the proper operating environment for the equipment and services, as specified by the manufacturer, including proper electrical and telecommunications connections.
- 3. TERMS OF PAYMENT. Invoices will be rendered on the date of shipment of CLIENT'S Equipment to the work site. Ongoing charges will be invoiced monthly based upon job progress and completed work, and final billing shall be invoiced upon the successful completion of MOSS's standard installation tests and CLIENT acceptance. Payment of invoices shall be by cash, check or electronic transfer and shall be due within twenty (20) days of MOSS's invoice date or incur an additional late fee of one and a half percent (1.5 %) per month on the unpaid balance. Credit card payments will only be accepted with a 3% service charge added.
- 4. **LIMITED WARRANTY** MOSS represents and warrants to CLIENT that the equipment and workmanship will be free from defects which materially affect the performance of the equipment for a period of one year for equipment and ninety days for labor. This warranty does not include defects or failures caused by customer abuse, misuse or negligence, or failures caused by electrical power surges. Moss does not warrant any third-party software for fitness of purpose or vulnerability to intrusion or attack.
- 5. **LIMITATION OF LIABILITY.** Without limiting the foregoing warranty, MOSS shall not be liable for any damages resulting from the use or inability to use its products or services, interruptions of service, delays in operation or transmissions or any other failure of performance or business function. Further, except in the event of willful misconduct or gross negligence by MOSS, the maximum liability of MOSS and its directors, officers, employees, agents, or suppliers for loss or damage caused by or arising from its performance under this Agreement, regardless of the form of action, whether in contract, tort, strict liability or otherwise, shall be limited to the purchase price of the Equipment.
- 6. **FORCE MAJEURE.** Neither party shall be liable for delays, failure to perform or loss or damage due to force majeure conditions including, but not limited to, fire, explosion, power blackout, earthquake, volcanic action, flood, war, government requirement, acts of God or other similar causes beyond its reasonable control. Any party so delayed in its performance shall immediately notify the other and mutually agree to reschedule the remainder of the project.
- 7. **GOVERNING LAW.** This Agreement shall be governed by and construed in accordance with the laws of the State of Michigan. MOSS shall have all rights and remedies specified herein in addition to those specified in the Uniform Commercial Code as adopted in the State of Michigan. All such rights and remedies are cumulative. MOSS shall be reimbursed by CLIENT for all costs and expenses paid or incurred in enforcing its rights hereunder, including, without limitation, reasonable attorneys' fees and costs.
- 8. **ASSIGNMENT.** MOSS may subcontract for the performance of any of its obligations under this Agreement and this Agreement is not assignable by either party except with the prior written consent of the other party
- 9. **ACKNOWLEDGEMENT.** CLIENT acknowledges that it has read this Agreement, understands it, that the person signing on its behalf is authorized to sign on its behalf, and agrees to be bound by its terms and conditions. CLIENT further agrees that this Agreement is the complete and exclusive statement of the agreement between the parties which supersedes all Agreements or prior agreements, oral or written, and all other communications between the parties relating to the subject matter of this Agreement.

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