

CONTRACT AGREEMENT - COMMODITIES

This Agreement is effective as of the 20th day of April 2022, by and between Fulton County, a political subdivision of the State of Georgia (hereinafter called the "County"), and the Contractor ("Contractor") set forth below.

Contractor:	InVeris Training Solutions, Inc.
ITBC Contract No. & Title:	22ITBC0125B-EC, Judgmental Pistol Simulator
Address:	296 Brogdon Road, Suwanee, GA 30024
Telephone:	678-288-1090
Email:	amy.krebsbach@inveristraining.com
Contact Name & Title:	Amy Krebsbach, Senior Contracts Specialist

This agreement was approved by the Fulton County Board of Commissioner on April 20, 2022, BOC#22-0277.

The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of this Agreement:

Exhibit 1: Solicitation Document

Exhibit 2: Contractor Bid Form Response (attached)

1. Contract Term

- 1.1 Initial Term: The initial term of this Agreement will be for one year. This Agreement shall commence on the April 20, 2022 and end on April 19, 2023. The "Commencement Term" of this Agreement shall begin on April 20, 2022, the starting date, and shall end absolutely and without further obligation on the part of the county on the 19th day of April 2023. The Commencement Term shall be subject to events of termination and the County's termination rights that are described elsewhere in this Agreement. Notwithstanding anything contained in this Agreement, the County's obligation to make payments provided under this Agreement shall be subject to the County's annual appropriations of funds for the goods, services, materials, property and/or supplies procured under this Agreement by the County's governing body and such obligation shall not constitute a pledge of the County's full faith and credit within the meaning of any constitutional debt limitation.

2. Compensation

The total contract amount for the Project shall not exceed \$62,500.00 (Sixty-Two Thousand, Five Hundred Dollars and Zero Cents), which is full payment for a complete scope of work. The detailed costs are provided in Exhibit 2, Bid Form Response.

3. Description of Goods

The Contractor agrees to provide all goods, services, and other deliverables in compliance with the specifications contained in the ITBC solicitation document and the terms of this Agreement.

IN WITNESS THEREOF, the Parties hereto have caused this Contract to be executed by their duly authorized representatives as attested and witnessed and their corporate seals to be hereunto affixed as of the day and year date first above written.

OWNER:

CONTRACTOR:

FULTON COUNTY, GEORGIA

INVERIS TRAINING SOLUTIONS INC.

DocuSigned by:
Robert L. Pitts
14E1B4AA5F6A44A...
Robert L. Pitts, Chairman
Fulton County Board of Commissioners

DocuSigned by:
Amy Krebsbach
13A1C18E3E91403...
Amy Krebsbach
Senior Contracts Specialist

ATTEST:

ATTEST:

DocuSigned by:
Tonya R. Grier
EEC476C4937048D...
Tonya R. Grier
Clerk to the Commission

Secretary/
Assistant Secretary

(Affix County Seal)

(Affix Corporate Seal)

APPROVED AS TO FORM:

ATTEST:

DocuSigned by:
Steven Rosenberg
68D5A3B69CE5465...
Office of the County Attorney

DocuSigned by:
Marco-Ann Swire
0939A8EFB88343E...
Notary Public

APPROVED AS TO CONTENT:

County: Gwinnett

DocuSigned by:
W. Wade Yates
AFB5B1F6433B4FB...
W. Wade Yates, Chief of Police
Police Department

Commission Expires: September 3, 2024
DocuSigned by:

(Affix Notary Seal)



ITEM#:2022-0277 RCS: 4/20/2022 RECESS MEETING	ITEM#: _____ RM: _____ REGULAR MEETING
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EXHIBIT 1

SOLICITATION DOCUMENT

(By reference made a part of this Agreement)

EXHIBIT 2

BID FORM RESPONSE

The County agrees to compensate the Contractor for all the materials provided under this Agreement in an amount not to exceed [Insert Dollar Amount approved by the Board of Commissioners \$62,500.00 (Sixty-Two Thousand, Five Hundred Dollars and Zero Cents)]. The detailed costs are provided on the following Bid Form.



7 BidNet Excel Spreadsheet

InVeris submits its pricing for the FATS® 300LE training system on the BidNet Excel Spreadsheet as a separate file to BidNet. A PDF of the spreadsheet is provided on the following page. Following the spreadsheet, InVeris provides a breakdown of the components that make the overall price shown on the spreadsheet.

Description	Manufacturer	Part Number	Brand Preference	UOM	Qty	Delivery Location	Price
<p>Judgmental Pistol Simulator:</p> <ol style="list-style-type: none">1. Must be compatible with the weapon systems as follows: Glock 9mm pistols, AR-15 style rifles, Tasers.2. Must have multiple scenarios to choose from.3. Scenarios should range from deadly force on down to compliance with minimal force.4. A debrief process where you can review the actions of the student.5. When the weapons are used, it must show shot placement.6. Ability to run multiple students at the same time. It is not a must but would be preferred.	InVeris	VR Simulator	InVeris	\$62,500.00	1	Fulton County Public Safety Training Center, 3025 Merk Road, College Park, GA 30349	\$62,500.00



Fulton County Police Department Virtual Reality Training System

7.1 Virtual Reality Pricing – Base Quotation

TABLE 7.1 – BASE QUOTATION						
GSA / OPEN MKT	CATALOG NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE (USD)	TOTAL PRICE (USD)
OPEN MKT	VR-SIMULATOR	<p>VIRTUAL REALITY SIMULATOR: 1-Person simulator configuration with Service Package. Includes the following:</p> <ul style="list-style-type: none"> ○ One VR head-mounted display that fully immerses a trainee into a realistic training environment. ○ One VR-Optimized Computer system with wireless adapter and two batteries. ○ One portable lighthouse tracking system with hand tracking to track the trainee in up to a 35' x 35' space. ○ One VR Toolset with one each of the following: VR Handgun, VR Rifle, VR Taser, VR OC Spray, VR Flashlight, and Haptic Feedback wrist strap. ○ One Desktop Computer with keyboard, external keypad, mouse, charging hub, audio/microphone, headset & speakers. ○ Two Monitors for initial simulator (additional simulators receive one monitor). ○ Miscellaneous wires/parts. ○ One year Warranty that covers hardware. ○ One year Service Package that provides software updates and new features. 	2	LOT	\$45,000.00	\$90,000.00
OPEN MKT	VR-NETWORK KIT	<p>MULTI-USER NETWORKING: Advanced networking software and configuration needed for multi-user functionality.</p>	1	LOT	\$5,000.00	\$5,000.00



Fulton County Police Department Virtual Reality Training System

TABLE 7.1 – BASE QUOTATION						
GSA / OPEN MKT	CATALOG NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE (USD)	TOTAL PRICE (USD)
OPEN MKT	VR-INSTALL/ TRAIN	IN-PERSON INSTALLATION AND TRAINING: Includes on-site equipment setup and train-the-trainer onboarding.	1	LOT	\$2,000.00	\$2,000.00
OPEN MKT	EXT WRTY	EXTENDED SERVICE AGREEMENT PACKAGE: Additional year Service Agreement provides software updates and technical support. <ul style="list-style-type: none"> ○ Covers a 1-year period starting after the Initial Coverage Period ends. ○ Service Package price for one simulator is \$950 per year. Add \$350 for each additional simulator per year of coverage. 	2	YR	INCLUDED	INCLUDED
SUBTOTAL (USD)						\$97,000.00
One-Time Discount (USD)						(\$34,500.00)
TOTAL PRICE (USD)						\$62,500.00

7.2 Notes:

1. Please reference **23522-22-USL** for future correspondence concerning this FFP proposal.
2. Orders may be faxed or emailed to: 678.288.1515 | ITS-ContractsMailUsers@inveristraining.com, Attn: Contracts.
3. All items included herein are OPEN MARKET items as specified in the Pricing Table.
4. Pricing is based on FY 2022 pricing and is subject to change.
5. Pricing assumes the Buyer will be purchasing with GSA Funds. Should GSA Funds not be used for the purchase of the items and services herein, pricing will be adjusted to commercial rates accordingly.
6. Pricing Includes:
 - a. Freight: Items will be shipped CONUS F.O.B. in accordance with INCOTERMS® 2020.



Fulton County Police Department Virtual Reality Training System

- b. Installation and Training: up to 2 days of Training. 5 Trainees per system.
 - c. Warranty: 12-month warranty.
7. Pricing assumes Buyer is Tax Exempt. Therefore, sales tax is not included.
8. InVeris is responsible for collecting sales tax in the following states: CA, CT, FL, MN, GA, IL, KY, VA, NJ, SD, and WA. If work is to be performed in any of these states under a Purchase Order issued as a result of this proposal, any applicable sales tax will be added to the final invoice. If your organization is exempt from state sales tax, a copy of the tax exemption certificate will be required. Otherwise, please include the sales tax value on any resulting purchase order.
9. Only those items specifically outlined in the pricing tables herein are to be considered as included in this proposal. InVeris will not be held liable for the provision of any other items or services.
10. Pricing does not include any special markings or certifications. If markings or certifications must be provided, a price can be provided upon request and further specifications.
11. Supplier (InVeris) shall not be liable to Purchaser if and for so long as it is unable to deliver because Supplier's (InVeris') production is suspended, or it cannot obtain necessary materials, or it cannot make delivery arrangements, due to the COVID-19 pandemic.
12. Neither party shall be in default of its obligations under this Agreement by reason of delay or failure to perform if such delay or failure arises out of causes beyond the reasonable control and without the fault or negligence of the party including, but not restricted to, acts of God, acts of governments, fires, floods, epidemics, pandemics, quarantine restrictions, terrorism, war, labor unrest and unusually severe weather ("Excusable Delay").

The party experiencing the Excusable Delay shall give prompt written notice to the other party upon such party becoming aware of any circumstance or event which may reasonably be anticipated to cause or constitute an Excusable Delay as described herein. Such notice shall contain a description of the delay and of the affected portion of the Work. In the event that InVeris is the party experiencing the Excusable Delay, InVeris, in its discretion, may delay delivery, cancel delivery, make price adjustments and/or allocate delivery among customers as necessary due to such unexpected event and during the period of such Excusable Delay. If the Excusable Delay continues for a period of 90 days, the party not experiencing the Excusable Delay may terminate this Agreement with no cost or liabilities accruing to either party.
13. InVeris reserves the right to make modifications in the design of its products without prior notification.
14. Extended Warranty pricing is based on the items and quantities listed above (options not included). If actual items or quantities purchased vary, pricing will be adjusted accordingly. Extended warranty pricing does not cover Non-InVeris products, such as Dvorak Retrofit Kits.



**Fulton County Police Department
Virtual Reality Training System**

15. The Extended Warranty begins upon completion of the 12-Month Warranty. If the 12-Month Warranty has already expired, the Extended Warranty will begin upon approval and acceptance of order.
16. **Validity:** 60 days
17. **Contractor:** InVeris Training Solutions, Inc.
296 Brogdon Road
Suwanee, GA 30024
Tel: 678-288-1090
Fax: 678-288-1515
18. **Payment Terms:** 100% NET 30 Days
19. **Payment Address:** InVeris Training Solutions, Inc.
P.O. Box 100530
Atlanta, GA 30384-0530

Description	Manufacturer	Part Number	Brand Preference	UOM	Qty	Delivery Location	Price
<p>Judgmental Pistol Simulator: 1. Must be compatible with the weapon systems as follows: Glock 9mm pistols, AR-15 style rifles, Tasers.</p> <p>2. Must have multiple scenarios to choose from.</p> <p>3. Scenarios should range from deadly force on down to compliance with minimal force.</p> <p>4. A debrief process where you can review the actions of the student.</p> <p>5. When the weapons are used, it must show shot placement.</p> <p>6. Ability to run multiple students at the same time. It is not a must but would be preferred.</p>	InVeris	VR Simulator	InVeris	\$62,500.00	1	Fulton County Public Safety Training Center, 3025 Merk Road, College Park, GA 30349	\$62,500.00

EXHIBIT 3
CONTRACT COMPLIANCE
DOCUMENTS

SECTION 3 - CONTRACT COMPLIANCE REQUIREMENTS

Project Name & Number: 22ITBC0125B-EC-Judgmental Pistol Simulator

NON-DISCRIMINATION IN PURCHASING AND CONTRACTING

It is the policy of Fulton County Government that discrimination against businesses by reason of the race, color, gender or national origin of the ownership of any such business is prohibited. Furthermore, it is the policy of the Board of Commissioners ("Board") that Fulton County and all vendors and contractors doing business with Fulton County shall provide to all businesses the opportunity to participate in contracting and procurement paid, in whole or in part, with monetary appropriations of the Board without regard to the race, color, gender or national origin of the ownership of any such business. Similarly, it is the policy of the Board that the contracting and procurement practices of Fulton County should not implicate Fulton County as either an active or passive participant in the discriminatory practices engaged in by private contractors or vendors seeking to obtain contracts with Fulton County.

REQUIRED FORM

In order to be compliant with the intent and provisions of the County's Non-Discrimination in Purchasing and Contracting Policy, Bidders **must** complete and upload the completed Contract Compliance Requirements document.

WORK CATEGORY: GOODS

BUSINESS CLASSIFICATION

The firm that will provide the scope of work/service(s) **IS NOT** , **IS** a Minority or Female owned and controlled business enterprise. Check the appropriate box.

- African American (AABE)
- Asian American (ABE)
- Hispanic American (HBE)
- Native American (NABE)
- White Female American (WFBE)
- Small Business (SBE)
- Service Disable Veteran (SDVBE)
- Disadvantage Business (DBE)

****If yes, Prime must submit a copy of recent certification.**

Male or Female (Check the appropriate box).



Fulton County

Legislation Details

File #: 22-0277 **Version:** 1 **Name:**
Type: Consent - Justice and Safety **Status:** Agenda Ready
File created: 3/3/2022 **In control:** Board of Commissioners
On agenda: 4/20/2022 **Final action:**
Title: Request approval of the lowest responsible bidder - Police Department, 22ITBC0125B-EC, Judgmental Pistol Simulator in an amount not to exceed \$62,500.00 with InVeris Training Solutions, Inc. (Suwanee, GA) to provide a judgmental pistol simulator for the Fulton County Public Training Center. Effective upon BOC approval. 100% grant funded.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Bid Tabulation, 2. Exhibit 2 - Contractors Performance Report

Date	Ver.	Action By	Action	Result
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