

City of Long Beach

28325

Transaction Document No. 6 to Master Purchase Agreement No. 28325

Xerox Corporation ("Xerox") and the City of Long Beach ("Customer") enter this Transaction Document pursuant to the terms and conditions of Master Purchase Agreement No. 28325, wherein Buyer will purchase from Xerox and Xerox will sell to Buyer various office machines, equipment, supplies and maintenance as further listed in Exhibit A in an aggregate amount not to exceed \$1,000,000.00, including tax, if any. The items in Exhibit A may be changed if necessary by mutual agreement of the parties.

Xerox acknowledges that the City of Long Beach currently holds a valid use tax direct payment permit ("Permit") for the State of California and that Xerox will not charge sales tax to customer except for the portion of Customer's billing that pertains to supplies and maintenance. Customer will notify Xerox if there is a change in the status of the permit.

IN WITNESS WHEREOF, the parties have caused this document to be duly executed with all formalities required by law as of the date last stated below.

9/9, 2008

9/9, 2008

XEROX CORPORATION

By John Cheslich

Officer's Title WEGO Controller

By John Cheslich

Officer's Title WEGO Controller

"Xerox"

9.23, 2008

CITY OF LONG BEACH

Assistant City Manager

By [Signature]  
City Manager

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"Buyer"

This Transaction Document No. 6 is hereby approved as to form on September 15, 2008.

ROBERT E. SHANNON, City Attorney

By [Signature]  
Gary J. Anderson  
Deputy City Attorney

**XEROX CORPORATION**

Certificate of Assistant Secretary

I, Douglas H. Marshall, Assistant Secretary of Xerox Corporation, a New York corporation (the "Company"), DO HEREBY CERTIFY that:

1. The following is a true and correct copy of a resolution duly adopted at a meeting of the Board of Directors of the Company duly held and convened on July 14, 1980, at which meeting a duly constituted quorum of the Board of Directors was present and acting throughout and that such resolution has not been modified, rescinded or revoked and is at present in full force and effect:

RESOLVED: that the President, any Vice President, the Treasurer, the Controller and any Manager or Director of any group, division or department of the Company, be, and each of them severally is, empowered to execute and deliver in the name and on behalf of the Company all agreements, contracts, bids, instruments of conveyance or encumbrance, leases, bonds, consents, certificates (including any non-collusion certificates required by any governmental entity, department, agency or official), releases, powers of attorney and other documents which may be necessary or desirable in and relating to the ordinary conduct of the business of the group, division or department which he serves in that capacity.

2. John D. Cheslick is as of the date hereof the Controller for the Western Education & Government Operations of the Public Sector Operations, in the United States Solutions Group of the Company and is authorized to act under the above resolution.

IN WITNESS WHEREOF, the undersigned has executed this Certificate and affixed the corporate seal of the Company hereto this 4<sup>th</sup> day of August, 2008.



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Douglas H. Marshall  
Assistant Secretary

[SEAL]

## Exhibit A

### A. Office Pricing

<i>Departmental Solution</i>		Monthly	Monthly Maintenance	Color Pages	B & W Pages
WorkCentre Pro 2636		Monthly			
36 Month Lease	\$444		included	\$00.0963425	\$00.090093
48 Month Lease	\$355		included	\$00.0963425	\$00.090093
60 Month Lease	\$302		included	\$00.0963425	\$00.090093
Purchase Price	\$16,408		\$10.83	\$00.0963425	\$00.01071675
<i>Workgroup Solution</i>		Monthly	Monthly Maintenance	B & W Pages	
WorkCentre Pro 232		Monthly			
36 Month Lease	\$309		included	\$00.009093	
48 Month Lease	\$247		included	\$00.009093	
60 Month Lease	\$211		included	\$00.009093	
Purchase Price	\$11,150		\$10.83	\$00.01071675	

### B. Office Partners Pricing

<i>Equitrac, Inc.</i>		Maintenance
		Y1 included
		Y2 \$2,566
36 Month Lease	\$748	Y3 \$2,566
48 Month Lease	\$663	Y4 \$2,566
60 Month Lease	\$572	Y5 \$2,566
Purchase Price	\$16,855	
 <i>Stream Communications, Inc.</i>		Y1 included
		Y2 \$7,158
36 Month Lease	\$2,384	Y3 \$7,158
48 Month Lease	\$2,085	Y4 \$7,158
60 Month Lease	\$1,926	Y5 \$7,158
Purchase Price	\$55,775	
 <i>Nuance Communications, Inc.</i>		Maintenance
		All Included
36 Month Lease	\$3,991	
48 Month Lease	\$3,168	
60 Month Lease	\$2,679	
Purchase Price	\$117,378	
 <i>Notable Solutions, Inc.</i>		Maintenance
		Y1 Included
		Y2 \$7,556
36 Month Lease	\$2,289	Y3 \$7,556
48 Month Lease	\$2,012	Y4 \$7,556
60 Month Lease	\$1,869	Y5 \$7,556
Purchase Price	\$52,805	

**C. Copy Center Pricing**

		Monthly Maintenance	Included B & W	Over Included
36 Month Lease	\$17,533	included		
48 Month Lease	\$15,285	included		
60 Month Lease	\$13,944	included		
Purchase Price	\$485,420	\$5,852	350,000	\$00.0041 Xerox 4110
			350,000	\$00.0042 Xerox 6115
			40,000	\$00.0617 Xerox 7000 color

On site support/Dedicated Help Desk

Monthly 40 Hour per week employee dedicated to the City of Long Beach \$6,163