

COOPERATIVE PURCHASE CONTRACT

Contract No. 2020-37

This Cooperative Purchase Contract is made and entered into this _____ day of _____, 2019 by and between the City of Flagstaff, Arizona, a political subdivision of the State of Arizona ("City") and RWC International, LTD, an Arizona Limited Liability Company ("Contractor").

RECITALS:

- A. Contractor has a Local Government Purchasing Cooperative Contract CTR041813 with Arizona Department of Administration State Procurement Office to supply materials and/or services ("Agency Contract"), which was awarded through a competitive and open procurement process; and
- B. Pursuant to section 3.14 of the Agency Contract, the City has authority to utilize the Agency Contract to enter into a cooperative purchase contract with Contractor as a Co-Op Buyer.

AGREEMENT:

NOW THEREFORE, in consideration for the mutual promises contained herein, the parties agree as follows:

1. Materials and or Services Purchased: Contractor shall provide to City the materials as specified in the Purchase Order(s) submitted by the City in accordance with the Agency Contract. The materials being purchased through the Agency Contract are as follows:

Public Works Vehicles:

- (1) Barricade Truck**
- (1) 10-Wheel Snowplow Truck**
- (2) 6-Wheel Snowplow Truck**
- (1) Patch Truck**

2. Specific Requirements of City: Contractor shall comply with all specific purchase and delivery requirements and/or options selected by the City for each vehicle, as specified in the Purchase Order(s) submitted to Contractor and Exhibit A attached hereto and incorporated by reference.
3. Payment: Payment to the Contractor for the materials described above shall be one million, twenty-one thousand seven hundred and twelve dollars and seventy-five cents (**\$1,021,712.75**) made in accordance with the price list and terms set forth in the Agency Contract.
4. Terms and Conditions of Agency Contract Apply: All provisions of the Agency Contract documents, including any amendments, are incorporated in and shall apply to this Contract as though fully set forth herein. The Agency Contract documents attached as Exhibit B are incorporated by reference. Contractor is responsible for promptly notifying City in writing of any changes to the Agency Contract.
5. Certificates of Insurance: All insurance provisions of the Agency Contract shall apply, including any requirement to name the City as an additional insured. Prior to commencing performance

under this Contract, Contractor shall furnish City with a copy of the current Certificate of Insurance required by the Agency Contract.

6. Term: This Cooperative Purchase Contract shall commence upon execution by the parties.

RWC INTERNATIONAL, LTD:

By: _____

Title: _____

CITY OF FLAGSTAFF

By: _____

Title: _____

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT A
SCOPE OF WORK (attached)

**EXHIBIT B
AGENCY CONTRACT**

**RFP from STATE OF ARIZONA including AMENDMENT and OFFER & ACCEPTANCE
(attached)**