

COOPERATIVE PURCHASE CONTRACT

Contract No. CO-2023-138

This Cooperative Purchase Contract is made and entered into this _____ day of _____, 2022 by and between the City of Flagstaff, Arizona, a political subdivision of the State of Arizona ("City") and Hye Tech Network & Security Solutions LLC, an Arizona Limited Liability Company ("Contractor").

RECITALS:

- A. Contractor has a Government Purchasing Cooperative Contract 22-02PV-08 via Paradise Valley United School District as the lead agency for 1Government Procurement Alliance to supply materials and/or services ("Agency Contract"), which was awarded through a competitive and open procurement process;
- B. The City has authority to enter into a cooperative purchase contract with Contractor utilizing the Agency Contract.

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 and or services, as specified in the Purchase Order(s) submitted by the City in accordance with the Agency Contract. General description of materials and or services being purchased:
2. Specific Requirements of City: Contractor shall comply with all specific purchase and delivery requirements and/or options of City, as specified in the Scope of Work, Exhibit A and incorporated by reference.
3. Payment: Payment to the Contractor for the materials and or services provided shall be **one hundred twenty-nine thousand two hundred seventeen dollars and thirty-nine cents (\$129,217.39), in addition to other fees and taxes**; made in accordance with the price list and terms set forth in the Agency Contract. Any price adjustment must be approved by mutual written consent of the parties through a formal amendment. The City Manager or his/her designee (the Purchasing Director) may approve an amendment if the amendment price increase is less than \$50,000; otherwise City Council approval is required.
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 are set forth in Exhibit B, attached hereto and incorporated by reference. Contractor is responsible for promptly notifying City in writing of any changes to the Agency Contract.
5. Special Terms and Conditions: The Scope of Work, attached hereto as Exhibit A, contains additional terms and conditions apart from the Agency Contract. The parties agree to those Special Terms and Conditions.
6. Certificates of Insurance: All insurance provisions of the Agency Contract shall apply, including any requirement to name the City as an additional insured. If applicable, 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.

7. Term: This Cooperative Purchase Contract shall commence upon execution by the parties and shall continue until expiration or termination of the underlying Agency Contract, unless sooner terminated by City in writing.
8. Renewal: This Cooperative Purchase Contract shall be automatically renewed if the underlying Agency Contract is renewed, for the same renewal period, unless City provides advance written notice to Contractor of its intention to non-renew.
9. Notice: Any formal notice required under this Contract shall be in writing and sent by certified mail and email as follows:

To the City:

Matt Kakert
IT Manager
City of Flagstaff
211 W. Aspen Ave.
Flagstaff, AZ 86001
mkakert@flagstaffaz.gov
Phone: 928-213-2822

To Contractor:

Lisa Andrus
10235 S 51st St Suite 120 Phoenix, AZ, 85044
Phone: 602-694-0303
landrus@hyetechnetworks.com

With a copy to:

Teddy Callan
Procurement Specialist
City of Flagstaff
211 W. Aspen Ave.
Flagstaff, AZ 86001
teddy.callan@flagstaffaz.gov
Phone: 928-213-2275

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CONTRACTOR:

By: _____

Title: _____

CITY OF FLAGSTAFF

By: _____

Title: _____

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney's Office

Notice to Proceed issued: _____, 20__

**EXHIBIT A
SCOPE OF WORK
(Attached)**

1. Hye Tech Network and Security Solutions LLC Quote (10 pages)

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EXHIBIT B
AGENCY CONTRACT

1. Request for Proposal #22-02PV Paradise Valley/IGPA – Agency Contract
2. 2022-2023 Hye Tech Contract Extension