

## COOPERATIVE PURCHASE CONTRACT

Contract No. CO-2023-123

This Cooperative Purchase Contract is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2023 by and between the City of Flagstaff, Arizona, a political subdivision of the State of Arizona ("City") and General Acrylics, Inc., an Arizona corporation ("Contractor").

### RECITALS:

- A. Contractor has a Government Purchasing Cooperative Contract 20N-GA13-0202 with Mohave Cooperative 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:  
  
**City of Flagstaff Bushmaster Park Sports Courts: New, Repair and Maintenance**
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 **nine hundred twenty thousand six hundred forty-two and forty-two hundredths (\$920,642.42), in addition to taxes and other charges**; 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. 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 and shall continue until expiration or termination of the underlying Agency Contract, unless sooner terminated by City in writing.
7. 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.
8. Notice: Any formal notice required under this Contract shall be in writing and sent by certified mail and email as follows:

To the City:

Amy Hagin  
Assistant Parks & Recreation Director  
City of Flagstaff  
211 W. Aspen Ave.  
Flagstaff, AZ 86001  
[ahagin@flagstaffaz.gov](mailto:ahagin@flagstaffaz.gov)  
Phone: 928-213-2164

To Contractor:

Jonnie Deremo  
General Acrylics, Inc.  
22222 N. 22<sup>nd</sup> Avenue  
Phoenix, AZ 85027  
Phone: 602-569-9377 x 102

With a copy to:

Liane Garcia  
Buyer  
City of Flagstaff  
211 W. Aspen Ave.  
Flagstaff, AZ 86001  
[lgarcia@flagstaffaz.gov](mailto:lgarcia@flagstaffaz.gov)  
Phone: 928-213-2279

**(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)**

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. Bushmaster Park – City of Flagstaff Basketball Overlay for (2) Basketball Courts- 1 page
2. Bushmaster Park – City of Flagstaff Tennis Courts Overlay for (2) Tennis Courts – 1 page
3. Bushmaster Park – City of Flagstaff Construct (2) Pickleball Courts – 1 page

***(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)***

**EXHIBIT B  
AGENCY CONTRACT  
(Attached)**

1. Mohave Cooperative General Acrylics, Inc Response to Solicitation – 126 pages
2. Mohave Cooperative Awarded Documents to General Acrylics, Inc. – 13 pages.
3. Mohave Cooperative Extensions & Amendments to General Acrylics, Inc. – 21 pages.

***(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)***