

**COOPERATIVE PURCHASE CONTRACT**  
Contract No. 2024-86

This Cooperative Purchase Contract is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by and between the City of Flagstaff, Arizona, a political subdivision of the State of Arizona (“City”) and AZ Wastewater Industries, Inc., an Arizona Corporation (“Contractor”).

**RECITALS:**

- A. Contractor is a dealer as described in the Agency Contract; and
- B. Sourcewell, a State of Minnesota local government agency, Procurement Department, Public Sector conducted a competitive and open procurement process through Request for Proposal Solicitation No. #101221 that resulted in Contract #101221-SCA with Contractor (“Agency Contract”); and
- C. 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 the City the materials and/or services, as specified in the Scope of Work attached as Exhibit A, and in accordance with the Agency Contract. A general description of materials and/or services being purchased is:

**900-ECO 12 YARD TRUCK MOUNTED COMBINATION SEWER CLEANER**

- 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 attached as Exhibit A and incorporated by reference.
- 3. **Payment:** Payment to the Contractor for the materials and/or services provided is **five hundred eighty-nine thousand, seven hundred ninety-nine dollars and ninety-nine cents (\$589,799.99), plus other fees and taxes;** 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 attached as Exhibit B, including any amendments, are incorporated in and shall apply to this Contract as though fully set forth herein. Contractor is responsible for promptly notifying City in writing of any changes to the Agency Contract, including, specifically changes in price for materials and/or services.
- 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 the Contract shall be in writing and sent by certified mail and email as follows:

To the City:

Emily Markel  
City of Flagstaff  
211 W. Aspen Ave.  
Flagstaff, AZ 86001  
[Emarkel@flagstaffaz.gov](mailto:Emarkel@flagstaffaz.gov)  
Phone: 928-213-2276

To Contractor:

Aaron Mickle  
AWI-Arizona  
3201 W. Virginia Ave. Suite 3  
Phoenix, AZ 85009  
[aaron@uas-awi.com](mailto:aaron@uas-awi.com)  
Phone: 800-778-9359

With a copy to:

Patrick O'Connor  
City of Flagstaff  
2323 N. Walgreen Blvd  
Flagstaff, AZ 86001  
[Poconnor@flagstaffaz.gov](mailto:Poconnor@flagstaffaz.gov)  
Phone: 928-213-2444

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

AZ WASTEWATER INDUSTRIES, INC.:

By: \_\_\_\_\_

Title: \_\_\_\_\_

CITY OF FLAGSTAFF

By: \_\_\_\_\_

Title: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney's Office

Last Updated July 20,2023

**EXHIBIT A**  
**QUOTE**  
(attached)

1. AZ Wastewater Industries, Inc. Quote No. 21475

**EXHIBIT B**  
**AGENCY CONTRACT**  
(attached)

1. Sourcewell RFP/Contract 101221-SCA