

COOPERATIVE PURCHASE CONTRACT

Contract No. CO-2023-152

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 Goodmans Inc., DBA Goodman's Interior Structure., an Arizona corporation ("Contractor").

RECITALS:

- A. The State of Arizona, Procurement Department, Public Sector conducted a competitive and open procurement process through Request for Proposal Solicitation No. ADSPO18-00008152 that resulted in Contract No. ADSPO18-211721 with Contractor ("Agency Contract"); and
- B. Contractor is a dealer as described in the 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 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:

Modular Furniture and Related Services – Engineering

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 forty-six thousand three hundred ninety-seven and seventy-two cents (\$146,397.72), 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:
Manuel Rivera
Facilities Maintenance Manager
City of Flagstaff
211 W. Aspen Ave.
Flagstaff, AZ 86001
manuel.rivera@flagstaffaz.gov
Phone: 928-213-2163

To Contractor:
Kevin Hoehne
Account Manager
Goodmans Interior
1400 E. Indian School Road
Phoenix, AZ 85014
khoehne@goodmans.com
Phone: 602-499-4100

With a copy to:
Liane Garcia
Buyer
City of Flagstaff
211 W. Aspen Ave.
Flagstaff, AZ 86001
lgarcia@flagstaffaz.gov
Phone: 928-213-2279

To Contractor:
Ray Tanner
Sales Associate
Goodmans Interior
1400 E. Indian School Road
Phoenix, AZ 85014
rtanner@goodmans.com
Phone: 602-512-0546

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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. Quote #167768

EXHIBIT B
AGENCY CONTRACT
(Attached)

1. ADSPO18-211721_Contract_Amendment_Summary_8
2. ADSPO18-211721-Contract_Document_-_GOODMANS_INC