

COOPERATIVE PURCHASE CONTRACT

Contract No. CO-2024-76

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 Sport Surfaces Distributing, Inc., a New Mexico Corporation (“Contractor”).

RECITALS:

- A. Contractor is a fully authorized vendor of Turf, Track, Courts and Other Surfaces;
- B. A cooperative solicitation was released via Paradise Valley Unified School District as the lead agency of 1Government Procurement Alliance through Invitation for Bid No. 19-17PV that resulted in Contract No. 19-17PV-06 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:

Option #3: Jay Lively Activity Center Ice Rink

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 Contractor for the materials and/or services provided for an amount not to exceed **fifty thousand one hundred fifty dollars and zero cents (\$50,150.00), in addition to 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:
 Daniel Carrick
 City of Flagstaff
 1650 N. Turquoise Dr.
 Flagstaff, AZ 86001
dcarrick@flagstaffaz.gov
 Phone: 928-213-2343

To Contractor:
 Maxwell Cohen
 Sports Surfaces Distributing, Inc.
 99 E. Virginia Ave., Ste. 200
 Phoenix, AZ 85004
rcohen@sport-surfaces.com
 Phone: 505-243-2971

With a copy to:
 Emily Markel
 City of Flagstaff
 211 W. Aspen Ave.
 Flagstaff, AZ 86001
EMarkel@flagstaffaz.gov
 Phone: 928-213-2276

With a copy to:
 Amy Hagin
 City of Flagstaff
 211 W. Aspen Ave.
 Flagstaff, AZ 86001
AHagin@flagstaffaz.gov
 Phone: 928-213-2164

9. Authority: Each Party warrants that it has authority to enter into the Contract and perform its obligations hereunder, and that it has taken all actions necessary to enter into the Contract.

SPORTS SURFACES DISTRIBUTING,
 INC.

By: _____

Title: _____

CITY OF FLAGSTAFF

By: _____

Title: _____

ATTEST:

 City Clerk

APPROVED AS TO FORM:

 City Attorney's Office

EXHIBIT A
SCOPE OF WORK
(attached)

1. Scope of Work dated February 8, 2024 – Jay Lively Activity Center Ice Rink 11 pages

EXHIBIT B
AGENCY CONTRACT
(attached)

1. Agency Contract Award Invitation for Bid Solicitation No 19-17PV
2. Agency Contract
3. Agency Contract Amendment Summary
4. Agency Contract Extension
5. Sport Surfaces Pricing