

Zimbra

elena.gomez@co.hidalgo.tx.us

Re: 2016-058 Rental of Heavy Equipment

From : Robert Zohrer <roberto@npetex.com> Mon, Apr 18, 2016 02:10 PM
Subject : Re: 2016-058 Rental of Heavy Equipment
To : Elena Gomez
<elena.gomez@co.hidalgo.tx.us>

Hi Elena,
thanks for the email. We understand that any contract executed in Texas by two entities registered in Texas are bound to the provisions set forth by Texas state law, so that is not a problem. Amending our contract forms at this time is not feasible as multiple locations are using it and they are ordered and printed in large quantities in batches. If your legal department needs something further, signed or in writing, to address this concern please forward it to me and I'll have our management look at it.

Regarding the insurance we do need to see something regarding the limits of the county's liability coverage, if you can send something over then we should be fine.

Sincerely,

Robert Zohrer

From: Elena Gomez <elena.gomez@co.hidalgo.tx.us>
Sent: Monday, April 18, 2016 11:54 AM
To: Robert Zohrer
Subject: Fwd: 2016-058 Rental of Heavy Equipment

Good Morning,

Our Legal Counsel has reviewed your Rental Agreement and has recommended that you add this language "**to the extent permitted under the Constitution and laws of the state of Texas**" to the following Paragraphs.

Any questions please don't hesitate to call me.

NPE

Paragraph 5 Insurance requirements (County is self insured)

Paragraph 6 has an indemnity provision

Paragraph 9 requires County as lessor to cover Attorney Fees and Court Costs

Respectfully,

Elena Gomez, Procurement Process Coordinator

Hidalgo County Purchasing Dept.

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