

CONTRACT

34500

THIS CONTRACT is made and entered, in duplicate, as of January 25, 2017 for reference purposes only, pursuant to Resolution No. RES-17-0002, adopted by the City Council of the City of Long Beach at its meeting on January 17, 2017, by and between WAXIE'S ENTERPRISES, INC., an Arizona corporation ("Contractor"), with a place of business at 3220 S. Fairview Street, Santa Ana, California 92704-6509, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, the City desire to purchase twenty (20) Bigbelly solar compacting trash units; and

WHEREAS, City did by Resolution No. RES-17-0002 determine that the City's need to purchase twenty (20) Bigbelly solar compacting trash units could only be met by Contractor and, by reason of the foregoing, no useful purpose would be served by advertising for bids to purchase twenty (20) Bigbelly solar compacting trash units, and to do so would constitute an idle and useless act and an unnecessary expenditure of public funds;

NOW, THEREFORE, in consideration of the mutual terms and conditions contained herein, the parties agree as follows:

1. Contractor shall sell, furnish and deliver to City twenty (20) Bigbelly solar compacting trash units, attached hereto as Exhibit "A" and incorporated herein by reference, as authorized by Resolution No. RES-17-0002.

2. City shall pay Contractor in due course of payments, following receipt of an invoice from Contractor and upon acceptance from City, for the twenty (20) Bigbelly solar compacting trash units, the prices shown in Exhibit "A", a sum not to exceed One Hundred Fifty Thousand One Hundred Ninety-Seven Dollars (\$150,197).

3. The term of this Contract shall commence on March 1, 2017, and shall terminate at midnight on July 1, 2017 unless sooner terminated as provided herein. The City may terminate this Contract by giving thirty (30) days prior notice of termination to

1 Contractor.

2 4. Neither this Contract nor any of the moneys that may become due
3 Contractor hereunder may be assigned without the prior written consent of City.

4 5. Any notices required hereunder or desired to be given by either party
5 shall be in writing and personally delivered or deposited in the U.S. Postal Service, first
6 class postage prepaid, addressed to Contractor at the address stated herein, and to City
7 at 333 West Ocean Boulevard, Long Beach, California 90802 Attn: City Manager. Notice
8 shall be deemed given on the date personal delivery is made or on the date of deposit in
9 the mail, whichever first occurs.

10 6. City shall have the benefit of any warranty from the manufacturer on
11 the twenty (20) Bigbelly solar compacting trash units, and Contractor warrants that the
12 twenty (20) Bigbelly solar compacting trash units are in good working order and free from
13 defect at the time of delivery.

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 IN WITNESS WHEREOF, the parties have signed this document with all the
2 formalities required by law as of the date first stated above.

3 WAXIE'S ENTERPRISES, INC., an
4 Arizona corporation

5 2/3, 2017

By [Signature]
6 Name David Wax
7 Title Executive Vice President

8 2/3, 2017

By [Signature]
9 Name Alfred Sawayan
10 Title VP GM

11 "Contractor"

12 CITY OF LONG BEACH, a municipal
13 corporation

14 2/14, 2017

By [Signature]
15 City Manager

16 "City"

17 This Contract is approved as to form on 2/9, 2017.

18 CHARLES PARKIN, City Attorney

By [Signature]
19 Deputy

EXHIBIT “A”



The Most Trusted Name In Clean. Since 1945.

EMAIL

TO: CITY OF LONG BEACH

QUOTATION QUOTATION
QUOTATION QUOTATION

FROM: WAXIE SANITARY SUPPLY
3220 S. FAIRVIEW STREET
SANTA ANA, CA 92704-6509

ATTN: _____

DATE: 11/07/16

Message

If you do not receive all of the pages listed please

JOAN T. SCHLINSOG

at 714-545-8441

in SANTA ANA, CA

at extension _____



The Most Trusted Name In Clean. Since 1945.

QUOTE ACKNOWLEDGEMENT

Page #	1
Order Date	10/11/16
Order Time	15:35:55
Order #	BY4EU-00
Requested Ship Date	10/12/16

P.O.#:	TIDELANDS
Customer #	0221435400

S
O
L
D
T
O
CITY OF LONG BEACH
ATTN: ACCOUNTS PAYABLE
333 W OCEAN BLVD FL 6
LONG BEACH, CA 90802-4691

S
H
I
P
T
O
CITY OF LONG BEACH

*
QUOTATION QUOTATION
QUOTATION QUOTATION

SHIPPING FROM WAXIE Santa Ana

Sales Rep: 02249		Terms: NET 20 DAY		
Item Number/Description	U/M	Order Qty	Unit Price	Extended Amount

610814 BBSB5 BIGBELLY + SMARTBELLY DOUBLE STATION - (2 PALLETS)	EA	8	5,360.00	42,880.00
610813 BB5 BIGBELLY SINGLE STATION	EA	12	3,995.00	47,940.00
610823 BBS EXTENDED SOFTWARE LICENSE FOR BIGBELLY DOUBLE STATION	EA	480	24.00	11,520.00
610822 BBS EXTENDED SOFTWARE LICENSE FOR BIGBELLY SINGLE STATION	EA	720	18.00	12,960.00
638310 INSTALLATION CHARGE	EA	1	2,600.00	2,600.00
COMMON CARRIER FREIGHT	EA	1	6,744.00	6,744.00
610026 BBS INTEGRATED FOOT PEDAL DOOR FOR BB5 (FACTORY INSTALLED)	EA	20	386.14	7,722.80

This Quotation Expires 11/10/16

* CONTINUED *



The Most Trusted Name In Clean. Since 1945.

QUOTE ACKNOWLEDGEMENT

Page #	2
Order Date	10/11/16
Order Time	15:35:55
Order #	BY4EU-00
Requested Ship Date	10/12/16

P.O.#:	TIDELANDS
Customer #	0221435400

S
O
L
D
T
O
CITY OF LONG BEACH
ATTN: ACCOUNTS PAYABLE
333 W OCEAN BLVD FL 6
LONG BEACH, CA 90802-4691

S
H
I
P
T
O
CITY OF LONG BEACH

*
QUOTATION QUOTATION
QUOTATION QUOTATION

SHIPPING FROM WAXIE Santa Ana

Sales Rep: 02249		Terms: NET 20 DAY		
Item Number/Description	U/M	Order Qty	Unit Price	Extended Amount

610845	EA	40	155.00	6,200.00
BBS SIDE MESSAGING PANEL WITH INSERT				

We Gladly Accept ACH Payments
Eliminate costs while helping the environment.
Get started today: <http://info.waxie.com/ach>

Subtotal	138,566.80
Sales Tax	11,630.05
Quote Total	150,196.85
Deposit	
Quote Total	150,196.85