

AGREEMENT

35217

THIS AGREEMENT is made and entered, in duplicate, as of March 20, 2019 for reference purposes only, pursuant to Resolution No. RES-19-0026 adopted by the City Council of the City of Long Beach at its meeting on March 5, 2019, by and between HAAKER EQUIPMENT COMPANY, a California corporation ("Contractor"), with a place of business located at 2070 N. White Avenue, La Verne, California 91750, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, Section 1802 of the Long Beach City Charter permits the City to make purchases under the purchasing contracts of other governmental agencies when authorized to do so by a resolution; and

WHEREAS, the City desires to purchase eleven (11) CNG-powered Street Sweepers, with related equipment and accessories ("Street Sweepers"); and

WHEREAS, Sourcewell (formerly the National Joint Powers Alliance) has a Contract with HAAKER EQUIPMENT COMPANY ("Haaker") for the purchase of these Street Sweepers, Contract No. 122017-FSC ("Sourcewell Contract"); and

WHEREAS, Resolution No. RES-19-0026 authorizes the City to purchase Street Sweepers by virtue of the Sourcewell Contract;

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

1. The Sourcewell Contract with Contractor, attached hereto as Exhibit "A", is incorporated by this reference as if fully set forth, and the same terms and conditions contained in the Sourcewell Contract shall be applicable here except as follows:

A. Wherever the Sourcewell Contract refers to Sourcewell (formerly the National Joint Powers Alliance), it shall be deemed to refer to the City of Long Beach;

B. Contractor shall sell, furnish and deliver to the City Street Sweepers of substantially the same type and kind purchased under the Sourcewell

1 Contract, except as modified by Exhibit "B" attached hereto and incorporated by this
2 reference, in an annual amount not to exceed Four Million Three Hundred Seventy
3 Seven Thousand Three Hundred Sixty One Dollars (\$4,377,361), including tax and
4 fees. To the extent that the Sourcewell Contract and this Agreement are
5 inconsistent, the following priority shall govern: (1) this Agreement and (2) the
6 Sourcewell Contract.

7 C. Payment for the Street Sweepers purchased from Contractor
8 by the City shall be made by the City on delivery to and acceptance of the Street
9 Sweepers by the City and submittal of an invoice to the City. Payment is due thirty
10 (30) days after the date of the invoice.

11 D. All warranties shall accrue to the City of Long Beach.

12 2. Neither this Agreement nor any money that becomes due to
13 Contractor under this Agreement may be assigned by Contractor without the prior written
14 consent of the City Manager or his designee.

15 3. Any notice given under this Agreement shall be in writing and
16 personally delivered or deposited in the U.S. Postal Service, return receipt, and shall be
17 delivered or mailed to Contractor at the relevant address first stated above, and to the City
18 at 333 West Ocean Boulevard, Long Beach, California 90802 Attn: City Manager. Notice
19 shall be deemed given three days after deposit in the mail.

20 4. The terms appearing on the Sourcewell Contract are incorporated in
21 this Agreement.

22 5. Contractor shall cooperate with the City in all matters relating to self-
23 accrual of use tax. Contractor shall contact the City Treasurer for additional information
24 regarding self-accrual.

25 6. This Agreement and all documents which are incorporated by
26 reference in this Agreement constitute the entire understanding between the parties and
27 supersede all other agreements, oral or written, with respect to the subject matter of this
28 Agreement.

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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

3 HAAKER EQUIPMENT COMPANY, a
4 California corporation

5 April 2, 2019

By Robin Haaker
Name Robin Haaker
Title President / CEO

7 April 5, 2019

By Julie Haaker
Name Julie Haaker
Title Corporate Secretary

8 Tom Modica
9 Assistant City Manager

"Contractor"

10 EXECUTED PURSUANT
11 TO SECTION 301 OF
12 THE CITY CHARTER

CITY OF LONG BEACH, a municipal
corporation

13 April 12, 2019

By T. Bill
City Manager

"City"

15 This Agreement is approved as to form on April 10, 2019.

17 CHARLES PARKIN, City Attorney

18 By [Signature]
Deputy

EXHIBIT “A”



National Joint Powers Alliance®

REQUEST FOR PROPOSAL

for the procurement of

SEWER VACUUM, HYDRO-EXCAVATION, AND STREET SWEEPER EQUIPMENT, WITH RELATED ACCESSORIES AND SUPPLIES

RFP Opening

| DECEMBER 21, 2017 |

8:30 a.m. Central Time

At the offices of the

National Joint Powers Alliance®

202 12th Street Northeast, Staples, MN 56479

RFP #122017

The National Joint Powers Alliance® (NJPA), on behalf of NJPA and its current and potential member agencies, which includes all governmental, higher education, K-12 education, not-for-profit, tribal government, and all other public agencies located in all fifty states, Canada, and internationally, issues this Request For Proposal (RFP) to result in a national contract solution for the procurement of #122017 SEWER VACUUM, HYDRO-EXCAVATION, AND STREET SWEEPER EQUIPMENT, WITH RELATED ACCESSORIES AND SUPPLIES. Details of this RFP are available beginning November 16, 2017. Details may be obtained by letter of request to Chris Robinson, NJPA, 202 12th Street Northeast, P.O. Box 219, Staples, MN 56479, or by e-mail at RFP@njpacoop.org. Proposals will be received until December 20, 2017 at 4:30 p.m. Central Time at the above address and opened December 21, 2017 at 8:30 a.m. Central Time.

RFP Timeline

November 16, 2017	Publication of RFP in the print and online version of <i>USA Today</i> , in the print and online version of the <i>Salt Lake News</i> within the State of Utah, in the print and online version of the <i>Daily Journal of Commerce</i> within the State of Oregon (note: OR entities this pertains to: http://www.njpacoop.org/oregon-advertising and also RFP Appendix B), in the print and online version of <i>The State</i> within the State of South Carolina, the NJPA website, MERX, Noticetobidders.com, PublicPurchase.com, Biddingo, and Onvia.
December 5, 2017 10:00 a.m. CT	Pre-Proposal Conference (the webcast/conference call). The connection information will be sent to all inquirers two business days before the conference.
December 13, 2017	Deadline for RFP questions.
December 20, 2017 4:30 p.m. CT	Deadline for Submission of Proposals. Late responses will be returned unopened.
December 21, 2017 8:30 a.m. CT	Public Opening of Proposals.

Direct questions regarding this RFP to: Chris Robinson at chris.robinson@njpacoop.org or (218) 895-4168.

FORM E
CONTRACT ACCEPTANCE AND AWARD



(Top portion of this form will be completed by NJPA if the vendor is awarded a contract. The vendor should complete the vendor authorized signatures as part of the RFP response.)

NJPA Contract #: 122017-FSC

Proposer's full legal name: Federal Signal Corp.

Based on NJPA's evaluation of your proposal, you have been awarded a contract. As an awarded vendor, you agree to provide the products and services contained in your proposal and to meet all of the terms and conditions set forth in this RFP, in any amendments to this RFP, and in any exceptions that are accepted by NJPA.

The effective date of the Contract will be February 20, 2018 and will expire on February 20, 2022 (no later than the later of four years from the expiration date of the currently awarded contract or four years from the date that the NJPA Chief Procurement Officer awards the Contract). This Contract may be extended for a fifth year at NJPA's discretion.

NJPA Authorized Signatures:



NJPA DIRECTOR OF COOPERATIVE CONTRACTS
AND PROCUREMENT/CPO SIGNATURE

Jeremy Schwartz
(NAME PRINTED OR TYPED)



NJPA EXECUTIVE DIRECTOR/CEO SIGNATURE

Chad Coauette
(NAME PRINTED OR TYPED)

Awarded on February 19, 2018

NJPA Contract # 122017-FSC

Vendor Authorized Signatures:

The Vendor hereby accepts this Contract award, including all accepted exceptions and amendments.

Vendor Name Federal Signal Corp.

Authorized Signatory's Title Business Development Manager



VENDOR AUTHORIZED SIGNATURE

David Parizzi

(NAME PRINTED OR TYPED)

Executed on 2/23, 2018

NJPA Contract # 122017-FSC



FEDERAL SIGNAL

Protecting people and our planet

ELGIN

VACTOR

GUZZLER

JETSTREAM

FS DEPOT

FS SOLUTIONS

January 25, 2019

To Whom it may Concern:

The only Authorized Elgin and Vactor Distributor for Southern California and Southern Nevada is:

Haaker Equipment
2070 N White Ave
La Verne, CA 91750
Tel: 909-598-2706
Fax: 909-598-1427
url: www.haaker.com

Haaker Equipment
4645 Copper Sage St
Las Vegas, NV 89115
702-639-0156
702-639-1843

As an Authorized Elgin and Vactor Distributor, Haaker Equipment maintains an inventory of Elgin and Vactor Performance Matched Replacement Parts and a staff of factory trained technicians to provide service and support to users of Elgin and Vactor Products.

We often learn of instances where other parts suppliers have attempted to represent themselves as suppliers of genuine Elgin and Vactor Parts, or as being an authorized by Elgin and Vactor to manufacture replacement parts. Please be advised that Elgin and Vactor Performance Matched Replacement Parts are sold only through Authorized Elgin and Vactor Distributors. The Elgin Sweeper Company and Vactor Manufacturing do not provide other suppliers - will fitters - with our design specifications. In addition, we have not authorized any other manufacturer to make or distribute current Elgin or Vactor Performance Matched Replacement Parts.

As an Authorized Elgin and Vactor Dealer, Haaker Equipment Company is Authorized by Sourcewell Contract #122017-FSC for the Transactions of Elgin and Vactor Products.

If you have a question regarding identification of an Authorized Elgin or Vactor Distributor, please call the Elgin Sweeper Company at 847-741-5370 or Vactor Manufacturing at 815-672-3171. We will be happy to provide you with the required information.

Sincerely,

Jake Boyle
Regional Sales Manager- South Western Region
Federal Signal Environmental Solutions Group
Elgin Sweeper Company and Vactor Manufacturing.

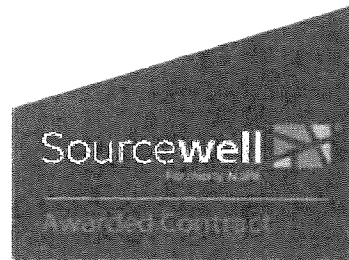
EXHIBIT “B”

HAAKER

EQUIPMENT COMPANY

2070 North White Avenue, La Verne, California
91750 (909) 598-2706 ~ FAX (909) 598-1427 ~
haaker.com

**NJPA AWARDED
CONTRACT**



PROPOSAL
January 21th 2019

TO: CITY OF LONG BEACH
2600 Temple Avenue
Long Beach CA 90806

ATTN: Mr. John Seevers
562-570-5401
Email: John.Seevers@longbeach.gov

In accordance with your request, we are pleased to submit the following proposal for your consideration and approval based on the Sourcewell (formerly NJPA) Cooperative Purchasing Agreement – Contract #122017-FCS.

CNG POWERED ELGIN PELICAN P DUAL STREET SWEEPER

With Dual Gutter broom, Hydraulic Drive, Cummins 6.7L CNG Engine, 35 DGE CNG Fuel System, 90 Mile Range, Hydrostatic Drive and Steering Painted White.

Standard and Optional Equipment Included:

- | | |
|--|--|
| ✓ Air Cleaner, Two Stage, Dry Type With Restriction Indicator | Broom |
| ✓ Alternator, 120 Amp | ✓ Lights, 2 Combination, Tail/Stop Lights |
| ✓ Automatic Engine Shutdown (Oil pressure/ engine temperature) | ✓ Lights, Headlights, Multiple Beam |
| ✓ Automatic Pick Up in Reverse with Return to Sweep feature | ✓ Manuals, Operator and Parts |
| ✓ Back Up Alarm, Electric | ✓ Mirror, Inside Rear View |
| ✓ Battery-Maintenance Free | ✓ Mirrors, Outside, Front Mounted 6" Fish Eyes |
| ✓ Brakes, Power | ✓ Mirrors, Outside, West Coast Type, One Each Side |
| ✓ Broom, Main, Prefab, Disposable | ✓ Parking Brake with Interlock |
| ✓ Broom, Main, Hydraulically Suspended | ✓ Seat Belts, Both Sides for Dual |
| ✓ Bumper Pads, Front | ✓ Seat, Deluxe Foam Cushions, Both Sides for Dual, with Armrests |
| ✓ Doors, See-thru with Sliding Upper Windows | ✓ Steering Wheel, Tilt and Telescoping |
| ✓ Engine, Hour Meter | ✓ Signals, Self-Canceling Directional With Hazard Switch |
| ✓ Fenders, Over Front Wheels | ✓ Sun Visor |
| ✓ Flushing System For Hopper/Conveyor | ✓ Tachometer, Diesel Engine |
| ✓ Hose, Hydrant Fill, 16'8" With Coupling | ✓ Temperature Gauge, Hydrostatic Oil |
| ✓ Light, Spotlight, Adjustable, One Per Side | ✓ Tires, Tubeless Radials |

- ✓ Tow Loops, Four
- ✓ Water Tank, Molded Polyethylene, 180 Gallon
Total, Nominal Capacity
- ✓ Water Tank, Fill Gauge
- ✓ Wheels, Dual Guide
- ✓ Windshield, Tinted
- ✓ Windshield Washer
- ✓ Windshield Wipers, 2 Speed
- ✓ Front Jack Pads
- ✓ Low Water Indicator Light
- ✓ Coolant Recirculation System
- ✓ New NP Style Guide Wheel
- ✓ Low Hydraulic Warning Buzzer
- ✓ Anti Siphon Water Fill
- ✓ Cummins Cng Engine, 6.7L
- ✓ CNG Emblem
- ✓ 4-Function Engine Shutdown (High Coolant, Low
Oil Coolant Level, Hydraulic Oil Level)
- ✓ 35 DGE Fuel System With 40PSI Regulator Valve
- ✓ T-Fitting on Fuel Tank for De-Fueling the Tank
- ✓ Battery Disconnect Switch
- ✓ Conveyor Clean Out/Lower Roller Washout
- ✓ AM/FM/CD Player
- ✓ RHS Air Ride Seat
- ✓ Two (2) map lights
- ✓ Air Conditioner/Heater/Pressurizer
- ✓ Heated & Motorized Cab Mirrors
- ✓ LED Arrowstick (Whelen)

- ✓ Single LED Beacon with Guard Mounted LHS
- ✓ Wink Mirror in Cab on Right Hand Side
- ✓ Addl 12" Convex Mirror LHS
- ✓ Connection for Laptop Computer in Cab
- ✓ PM10 Water System W/ Low Water Shutdown
- ✓ Double Jacket Fill Hose
- ✓ Fire Extinguisher 2.5#
- ✓ Side Broom Tilt, Right/Left
- ✓ Heavy Duty Limb Guards
- ✓ Hydrant Wrench
- ✓ Back Up Camera 3rd Eye System
- ✓ Mechanical Sprung Main Broom Suspension
- ✓ Hydraulic Level Shutdown
- ✓ Low Water Pump Shutdown
- ✓ Sliding Cab Windows
- ✓ In Cab Water Level Gauge
- ✓ 6 LED Strobes 2ft/2rear/2sides
- ✓ LED Worklights
- ✓ LED Headlights
- ✓ Hydraulic Tank Shut off Ball Valve
- ✓ Cable Wrap Main Broom/Mtl Side Brooms
- ✓ Factory Inspection Trip (4) People
- ✓ 4 Day Mechanic Training at Elgin (3) people
included
- ✓ Lifeliner Hopper Coating \$3,930.00
- ✓ AutoLube System for Sweeper \$5,900.00
- ✓ Paint Unit Blue \$1,165.00

Sourcewell Contract Unit Price:.....\$ 373,445.00
 Elgin and Haaker Equipment Multiple Unit Discount (11 Units).....(\$ 12,500.00)
SUBTOTAL.....\$ 360,945.00
 Sales Tax (Long Beach 10.25%).....\$ 36,996.86
11 UNIT PRICE, F.O.B. LONG BEACH, CA:.....\$ 397,941.86

THE PROPERTY HEREIN IS GUARANTEED BY MANUFACTURER'S WARRANTY ONLY AND SELLER MAKES NO WARRANTY EXPRESSED OR IMPLIED, OF MERCHANTABILITY OR OTHERWISE, OR OF FITNESS FOR ANY PARTICULAR PURPOSE, THAT EXTENDS BEYOND THE ABOVE DESCRIPTION OF THE EQUIPMENT.

NOTE: Price is good for 90 Days. Cost increases due to the addition of Government mandated safety or environmental devices incurred after the date of this proposal, will be charged to you at our cost. Proof of such costs, if any, will be documented.

TAXES: SALES TAX applicable at time of delivery will be shown on our invoice. FEDERAL EXCISE TAXES, if applicable, will require payment unless a properly executed Exemption Certificate is submitted.

DELIVERY: 300-365 Days **TERMS:** Net 30

Add-On/Cooperative Purchase Authorization: Haaker Equipment Company offers the above proposed price, terms and conditions to any governmental agency or subdivision in the State of California or Nevada for a period not to exceed a full calendar year from the date of original purchaser's purchase order or contract.

We appreciate the opportunity to present this proposal and look forward to being of further and continued service.

HAAKER EQUIPMENT COMPANY

ACCEPTED BY: _____