

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

CONTRACT

30712

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3 THIS CONTRACT is made and entered, in duplicate, as of May 22, 2008
4 for reference purposes only, pursuant to Resolution No. RES-08-0055, adopted by the
5 City Council of the City of Long Beach at its meeting on May 13, 2008, by and between
6 HAAKER EQUIPMENT COMPANY ("Contractor"), a California corporation, located at
7 2070 N. White Avenue, La Verne, California 91750 and the CITY OF LONG BEACH
8 ("City"), a municipal corporation.

9 WHEREAS, City did by Resolution No. RES-08-0055 determine that the
10 City's need to purchase Elgin Pelican street sweeper parts could only be met by
11 Contractor and, by reason of the foregoing, no useful purpose would be served by
12 advertising for bids to purchase such street sweeper parts;

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

15 1. Contractor shall sell, furnish and deliver to City Elgin Pelican street
16 sweeper parts as authorized by Resolution No. RES-08-0055.

17 2. City shall pay Contractor in due course of payments for the street
18 sweeper parts a sum not to exceed \$300,000, including tax.

19 3. The term of this Contract shall commence at midnight on May 15,
20 2008, and shall terminate on May 15, 2009, with the option to renew for two additional
21 one-year periods, at the discretion of the City Manager.

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

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

1 the mail, whichever first occurs.

2 6. City shall have the benefit of any warranty from the manufacturer on
3 the Elgin Pelican street sweeper parts supplied and Contractor warrants that the street
4 sweeper parts are in good working order and free from defect at the time of delivery.

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

7 HAAKER EQUIPMENT COMPANY, a
8 California corporation

9 June 12, 2008

By [Signature]

John W. "Bill" Haaker
(Type or Print Name)

11 June 12, 2008

By [Signature]

ED HAAKER
(Type or Print Name)

"Contractor"

15 CITY OF LONG BEACH, a municipal
16 corporation

17 Jan 20, 2008

By [Signature] Assistant City Manager

City Manager

"City"

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

19 This Contract is approved as to form on 6-19-1, 2008.

21 ROBERT E. SHANNON, City Attorney

22 By [Signature]
23 Deputy

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