

H-GAC

Houston-Galveston Area Council

P.O. Box 22777 · 3555 Timmons · Houston, Texas 77227-2777

Cooperative Agreement - Limited Assignment - Nueces Farm Center, Inc. - Public Services - ID 6624

LIMITED CONTRACT ASSIGNMENT AND ASSUMPTION AGREEMENT

This Limited Contract Assignment and Assumption Agreement is made by and between the Houston-Galveston Area Council hereinafter referred to as H-GAC, Hyundai Construction Equipment Americas, Inc. (Contractor) at 6100 Atlantic Blvd., Norcross, GA 30071 and Nueces Farm Center, Inc., (Assignee) at 7510 IH 37, Corpus Christi, TX 78409.

WHEREAS, Contractor entered into a cooperative purchasing Contract, identified as EM06-19, with H-GAC for the sale of Earth Moving & Construction Equipment to various End User governmental agencies participating in H-GAC's Cooperative Purchasing Program; and

WHEREAS, Contractor wishes to assign certain of its rights and obligations under the Parent Contract ID 3343 to Assignee and retain the remainder; and

WHEREAS, Assignee wishes to accept the limited assignment of the Contract; and

WHEREAS, H-GAC is willing to consent to the limited assignment provided that the Assignee agrees to comply with all terms of the Contract;

WHEREAS, This Agreement goes into effect on the date signed by H-GAC (the "Effective Date") and ends May 31 2021. All products or services under this Agreement must be rendered within this performance period.

NOW THEREFORE, the parties agree as follows:

Section 1 Contractor hereby assigns to Assignee all its rights and obligations under the Contract with respect to the following:

Right to sell products/services: HGAC Product Codes EM19A95-EM19A101 only

Right to sell products/services in the following geographical area: Texas (See affected counties in the attached Sales Territory document)

Right to administer Purchase Orders: N/A

Section 2 Assignee accepts the assignment from the Contractor and assumes the obligation to provide the products and services specified in Section 1 and to otherwise perform all applicable obligations of the Contractor under the Contract on and after the Effective Date. Contractor will continue to be responsible for all actions taken by Contractor and Purchase Orders processed under the Contract prior to the Effective Date.

Section 3 Contractor reserves to itself the exclusive right to provide all the products and services described in the Contract, except those specifically assigned to Assignee pursuant to Section 1 hereof.

Section 4 H-GAC hereby consents to such limited assignment and assumption.

Unless otherwise noted, this Agreement goes into effect on the date signed by H-GAC (the "Effective Date"). All other terms and conditions of the Contract shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Contract Limited Assignment and Assumption Agreement to be executed by their respective duly authorized representatives.

H-GAC


Signature  DocuSigned by:
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Name Chuck Wemple

Title Executive Director

Date 4/23/2021

Hyundai Construction Equipment Americas, Inc. (Contractor)

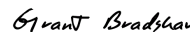
Signature  DocuSigned by:
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Name Beth Allen

Title CE Inside Sales Supervisor

Date 4/22/2021

Nueces Farm Center, Inc. (Assignee)

Signature  DocuSigned by:
7DEE2D225D8A446...

Name Grant Bradshaw

Title CEO

Date 4/22/2021

Sales Territory

Texas

Counties:

Aransas

Atascosa

Bandera

Bee

Bexar

Blanco

Brewster

Brooks

Caldwell

Calhoun

Cameron

Comal

Crockett

Culberson

DeWitt

Dimmit

Duval

Edwards

El Paso

Frio

Gillespie

Goliad

Gonzales

Guadalupe

Hays

Hidalgo

Hudspeth

Jackson

Jeff Davis

Jim Hogg

Jim Wells

Karnes

Kendall

Kenedy

Kerr

Kimble

Kinney

Kleberg

La Salle

Lavaca

Live Oak

Llano

Mason

Maverick

McCulloch

McMullen

Medina

Menard

Nueces

Pecos

Presidio

Real

Reeves

Refugio

San Patricio

Schleicher

Starr

Sutton

Terrell

Uvalde

Val Verde

Victoria

Webb

Willacy

Wilson

Zapata

Zavala