

H-GAC

Houston-Galveston Area Council

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

Cooperative Agreement - Assignment - Bruckner Truck Sales, Inc. - Public Services - ID 7458

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, Grande Ford Truck Sales, Inc. (Contractor) at 4562 IH 10 East, San Antonio, TX 78219 and Bruckner Truck Sales, Inc., (Assignee) at 9471 E. Interstate 40, Amarillo, TX 79118.

WHEREAS, Contractor entered into a cooperative purchasing Contract, identified as HT06-20, with H-GAC for the sale of Medium and Heavy Trucks & Truck Bodies 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 4928 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 2022. 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: Mack Products (H-GAC Product Codes: HT0620I1-HT0620I17) and Volvo Products (H-GAC Product Codes: HT0620L1-HT0620L6) only.

Right to sell products/services in the following geographical area: All States

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:
82EC270D5D61423...

Name Chuck Wemple

Title Executive Director

Date 9/29/2021

Grande Ford Truck Sales, Inc. (Contractor)

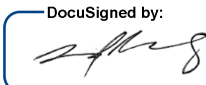
Signature  DocuSigned by:
550F1ED47216428...

Name David Keck

Title CEO

Date 9/29/2021

Bruckner Truck Sales, Inc. (Assignee)

Signature  DocuSigned by:
33502BE809B1478...

Name James Moody

Title CFO

Date 9/29/2021



*Bruckner's represents the only truck manufacturers that assemble
100% of their trucks, engines and transmissions in the US*

Bruckner's of Amarillo
9471 E. Interstate 40
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August 25, 2021

Houston-Galveston Area Council
PO Box 22777
Houston, TX 77227

To Whom it May Concern:

Notice of Assignment, Contract Number HT06-20

This letter is to hereby certify that on May 17, 2021, Bruckner Truck Sales, Inc. dba Bruckner's Truck & Equipment acquired the Mack and Volvo franchises from Grande Truck Center. Accordingly, the undersigned request that Contract Number HT06-20 (the "HGAC Contract") between Grande and HGAC should now be assigned in relevant part to Bruckner's Truck & Equipment.

More Specifically, Bruckner's Truck & Equipment and Grande request assignment to Bruckner's Truck & Equipment of the HGAC Contract with respect to the Mack and Volvo brand equipment.

Please feel free to reach out with any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to be "D. Keck", written over a horizontal line.

David Keck, CEO
Grande Truck Center
drkeck@grandetruck.com
(210) 666.7103

A handwritten signature in black ink, appearing to be "J. Moody", written over a horizontal line.

James Moody, CFO
Bruckner Truck Sales, Inc.
jmoody@brucknertruck.com
(806) 349.5158