

# H-GAC

Houston-Galveston Area Council

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

Cooperative Agreement - Limited Assignment - Adirondack EVG, Inc. - Public Services - ID: 11792

## 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, BME Fire Trucks, LLC (Contractor) at 4600 S. Apple Street, Boise, ID 83716 and Adirondack EVG, Inc., (Assignee) at 254 S. River Rd., Ste. 436, Bedford, NH 03110.

WHEREAS, Contractor entered into a cooperative purchasing Contract, identified as FS12-23, with H-GAC for the sale of Fire Service Apparatus (All Types) 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 11635 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 all parties to this agreement (the "Effective Date") and ends Nov 30 2027. 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:** All BME Fire Truck products

**Right to sell products/services in the following geographical area:** New York, New Hampshire, Vermont

**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 all parties to this Agreement (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**

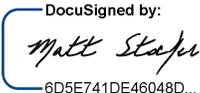
Signature 

Name Chuck Wemple

Title Executive Director

Date 1/3/2024

**BME Fire Trucks, LLC (Contractor)**

Signature 

Name Matt Stocker

Title Sales Manager

Date 1/2/2024

**Adirondack EVG, Inc. (Assignee)**

Signature 

Name Daniel Olszanski

Title President

Date 1/2/2024

**Attachment A**  
**BME Fire Trucks, LLC**  
**Fire Apparatus and Related Vehicles**  
**Contract No.: FS12-23**

| <b>Manufacturer</b> | <b>Product</b>   | <b>Item Description</b>   | <b>Offered List Price</b> | <b>HGACBuy Discount</b> |
|---------------------|------------------|---|---------------------------|-------------------------|
|                     |                  | Category A - Wildland and Brush   |                           |                         |
| BME Fire Trucks     | Summit           | Navistar, 4x4, 4-Door, Model 34, 1000 GPM Pump, 500 Gallon Water Tank                 | \$ 544,632.00             | 5%                      |
| BME Fire Trucks     | Targhee          | Navistar, 4x4, 4-Door, Model 34, 500 GPM Pump, 500 Gallon Water Tank                  | \$ 529,854.00             | 5%                      |
| BME Fire Trucks     | Rocky Mountain   | Navistar, 4x4, 4-Door, Type 3, Model 346/500R, 600 Gallon Water Tank, 500 GPM Pump    | \$ 455,062.00             | 5%                      |
| BME Fire Trucks     | Aspen            | Navistar, 4x4, 4-Door, Type 4, 800 Gallon Water Tank, 1.5AGE Pump                     | \$ 449,583.00             | 5%                      |
| BME Fire Trucks     | McCall           | Dodge, Type 6, 300 Gallon Water Tank, 1.5AGE Pump                                     | \$ 294,167.00             | 5%                      |
| BME Fire Trucks     | Ponderosa        | Type 6, 300 Gallon Water Tank, 1.5AGE Pump  | \$ 325,057.00             | 5%                      |
| BME Fire Trucks     | Sawtooth         | Type 6, 300 Gallon Water Tank, 1.5AGE Pump  | \$ 329,057.00             | 5%                      |
| BME Fire Trucks     | Big Horn         | Navistar, 4x4, 4-Door, Wildland Urban Interface, 750 Gallon Water Tank, 1000 GPM Pump | \$ 606,667.00             | 5%                      |
|                     |                  | Category D - Pumper Tanker/Tender   |                           |                         |
| BME Fire Trucks     | Tahoe            | 2000 Gallon Water Tender  | \$ 483,632.00             | 5%                      |
| BME Fire Trucks     | Cascade          | 3000 Gallon Water Tender  | \$ 552,502.00             | 5%                      |
| BME Fire Trucks     | Clearwater       | Navistar, 4x4, 4-Door, 1250 Gallon Water Tank, 500 GPM Pump Extreme Water Tender      | \$ 533,552.00             | 5%                      |
| BME Fire Trucks     | Mammoth          | 1250 Gallon Extreme Water Tender, Navistar 2-Door Cab                                 | \$ 501,135.00             | 5%                      |
| BME Fire Trucks     | Payette          | 1800 Gallon Tactical Water Tender   | \$ 484,061.00             | 5%                      |
|                     |                  | Category F - Special Service Vehicles   |                           |                         |
| BME Fire Trucks     | Sequoia          | 10 Man Crew Carrier Vehicle   | \$ 378,634.00             | 5%                      |
|                     |                  | Category J - Service/Maintenance Plans  |                           |                         |
| BME                 | Vehicle Warranty | Multiple plans available by model - see Siddons-Martin Warranty/Service Table         |                           |                         |