

**SMALL PURCHASE CONTRACT BETWEEN
THE CITY OF GLENDALE, ARIZONA AND ASSOCIATED FENCE**

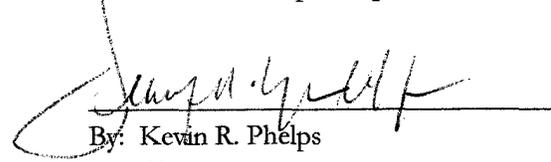
THIS SMALL PURCHASE CONTRACT (this "CONTRACT") is made this 19 day of June 2016 between the CITY OF GLENDALE, an Arizona municipal corporation (the "City") and Associated Fence, (the "Contractor"). City and Contractor agree as follows:

1. Scope of Work. Contractor shall provide services as set forth in the invoice or work order ("Services"), attached as **Exhibit A** and incorporated herein by reference. **Any terms or conditions contained in such invoice are void where they conflict with this Contract.**
2. Compensation. City shall pay Contractor a maximum contract price of \$ 5,320.51 for the Services as set forth in **Exhibit B** and incorporated herein by reference. This Contract may be modified only by a written amendment, addendum or change order signed by persons authorized to enter into contracts on behalf of City and Contractor. The original purchase price and any amendment, addendum or change order may not equal or exceed \$10,000.00 in the aggregate.
3. Term. This Contract shall be effective as of the date set forth above and shall remain in full force and effect until services are complete, or one year from the above date, whichever time is shorter.
4. Performance Warranty. Contractor warrants that the Services rendered will conform to the requirements of this Contract and to the highest professional standards in the field.
5. Insurance, Bond and Indemnification.
 - (a) Contractor certifies that it has adequate insurance (with a minimum coverage amount of \$1 Million per accident or occurrence) to cover any injury or damages that may arise out of its performance of this Contract. Contractor must provide proof of such insurance, including copies of insurance certificates, prior to commencing the performance of Services under this Agreement.
 - (b) Contractor also certifies that it has any license, performance bond or other bond required by State law or the City Code to ensure the work is performed in accordance with all applicable State and local rules and regulations, including, but not limited to, those provisions regulated by the Arizona Registrar of Contractors and the City Engineering and Building and Safety Department. Contractor must furnish Payment and Performance Bonds as required under A.R.S. § 34-608, if applicable.
 - (c) To the fullest extent permitted by law, the Contractor also agrees to indemnify, defend and hold harmless the City and each council member, officer, employee or agent thereof (herein called an "Indemnified Party"), for, from and against any and all losses, claims, damages, liabilities, costs and expenses (including, but not limited to, reasonable attorneys' fees, court costs and the costs of appellate proceedings) to which any such Indemnified Party may become subject, under any theory of liability whatsoever ("Claims"), insofar as such Claims (or actions in respect thereof) relate to, arise out of, or are caused by or in connection with the work or services of the Contractor, its officers, employees, agents, or any tier of subcontractor in the performance of this Contract.
6. Applicable Law; Venue. This Contract shall be governed by the laws of the State of Arizona. Any lawsuit brought pertaining to this Contract may only be brought Maricopa County, Arizona.
7. Termination; Cancellation. This Contract has been entered into for the City's convenience and may be terminated at any time by the City without cause by providing the Contractor five (5) business days' written notice. Upon termination, Contractor shall be paid for all undisputed services performed prior to the termination date.

8. Conflict of Interest. This Contract is subject to A.R.S. § 38-511.
9. Independent Contractor. The Contractor acknowledges and agrees that it is providing the Services under this Contract as an independent contractor, not as an employee or agent of the City. Contractor, its employees and subcontractors are not entitled to workers' compensation benefits from the City.
10. Immigration Law Compliance. Consultant warrants, to the extent applicable under A.R.S. § 41-4401, compliance with all federal immigration laws and regulations that relate to its employees as well as compliance with A.R.S. § 23-214(A) which requires registration and participation with the E-Verify Program.
11. Non-Discrimination Policies. Contractor must not discriminate against any employee or applicant for employment on the basis of race, color, religion, sex, national origin, age, marital status, sexual orientation, gender identity or expression, genetic characteristics, familial status, U.S. military veteran status or any disability. Contractor will require any Sub-contractor to be bound to the same requirements as stated within this section. Contractor, and on behalf of any subcontractors, warrants compliance with this section.

The parties enter into this Contract effective as of the date shown above.

City of Glendale,
an Arizona municipal corporation



By: Kevin R. Phelps
Its: City Manager

ATTEST:



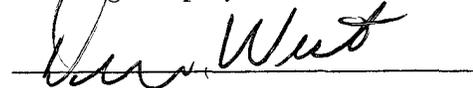
Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:



Michael D. Bailey, City Attorney

Associated Fence
a Fencing Company



By: Dennis West
Its: Sr. Project Manager

EXHIBIT A



PROPOSAL

8320 N. 67TH AVENUE
 GLENDALE AZ 85302
 PHONE: (623) 247-5896
 FAX: (623) 939-1940
 C-14 094669, L-14 094682

COMMERCIAL/INDUSTRIAL CHAIN LINK • ORNAMENTAL IRON • GATE OPERATORS • TENNIS COURT FENCE

CUSTOMER(S) CITY OF GLENDALE		ATTN: ROBERT SOUTHARD	
BILLING ADDRESS 6210 WEST MYRTLE AVENUE, SUITE 111			
CITY GLENDALE		STATE AZ	ZIP 85301
PHONE (623) 930-4726	FAX (623) 877-9826	MOBILE (623) 640-1025	

DATE 4/13/2016		
JOB GLENDALE LANDFILL		
DELIVERY SITE OR JOB ADDRESS 11480 WEST GLENDALE AVE		
CITY GLENDALE	STATE AZ	ZIP 85301

ASSOCIATED FENCE AGREES TO THE FOLLOWING:

MOHAVE CONTRACT #15J-AFCO-1102

MATERIALS AND LABOR TO INSTALL CHAIN LINK FENCING AND GATES PER THE ATTACHED DRAWING.

NOTE: THE MOHAVE FEE IS INCLUDED IN THE PRICING.

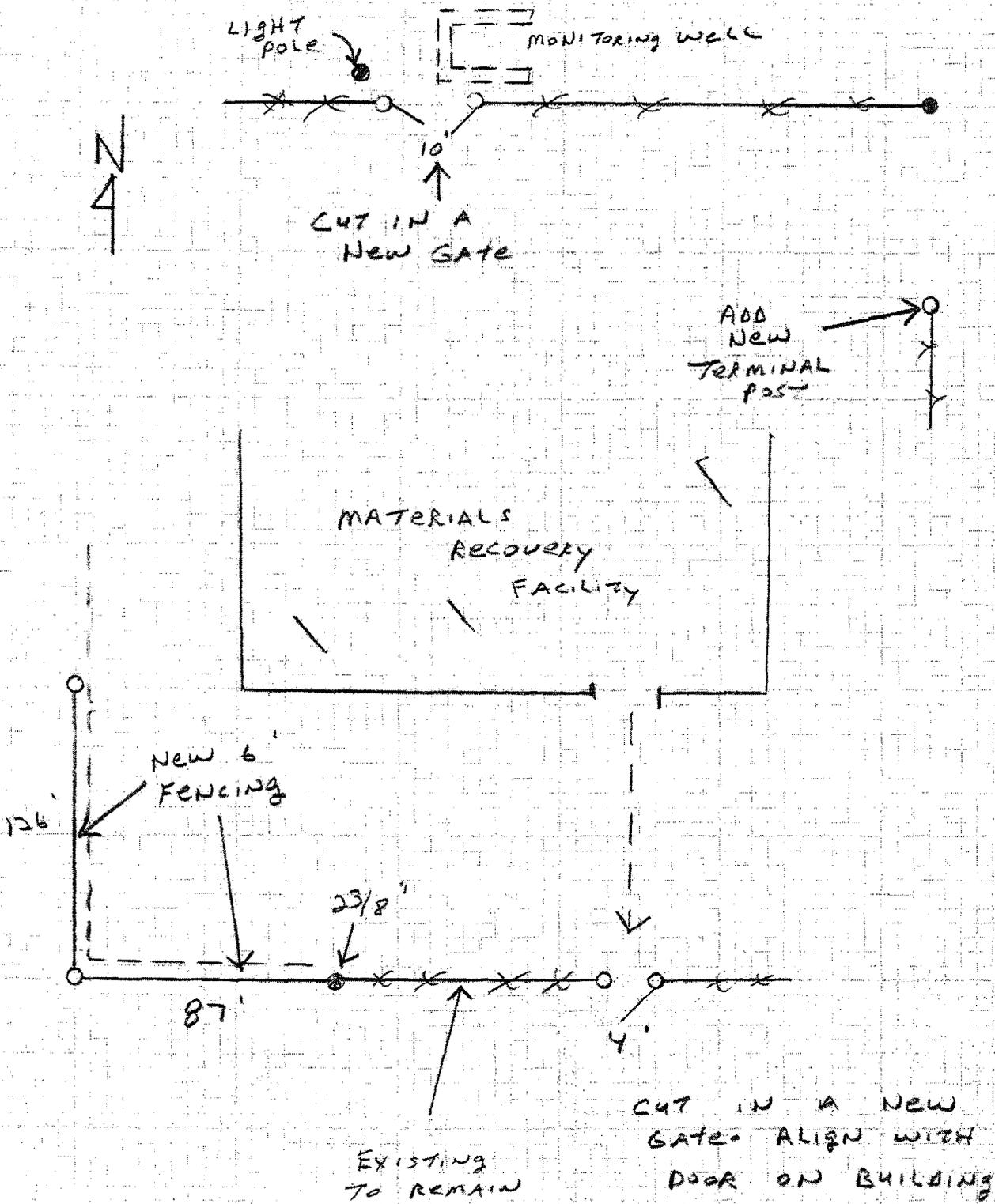
FOR PAYMENT AS FOLLOWS:

TERMS: <input type="checkbox"/>		NET SUM	\$5,320.51
<input type="checkbox"/>		SALES TAX	INCLUDED
<input checked="" type="checkbox"/>	OTHER	BUILDING PERMIT	NONE
	<u>CONTRACT #15J-AFCO-1102</u>	TOTAL	\$5,320.51
	<u>MOHAVE</u>		

This project is quoted through Mohave Educational Services Cooperative under a JOC (Job Order Contract). Under JOC contracts, performance and payment bonds are required, but may be waived by the owner for projects under \$100,000. Your acceptance of this quote (which does not include charges for such bonds) is your indication of agreement of said waiver.

If you do not wish to waive the requirement, please contact us for a revised quote with performance and payment bonds added.

SIGNATURE 	DATE	CUSTOMER'S P.O.	DATE
PRINTED NAME DENNIS WEST	CELL PHONE 602-501-9382	CUSTOMER'S SIGNATURE	
ESTIMATOR E-MAIL dwest@associatedfence.net	TITLE Sr. P.M.	PRINTED NAME	TITLE
		CUSTOMER E-MAIL rsouthard@glendaleaz.com	



CITY OF GLENDALE - GLENDALE LANDFILL		
	ASSOCIATED FENCE (623) 247-5896	8320 North 67th Avenue Glendale, AZ 85302 Phone: 623.247.5896 Fax: 623.939.1940 ROC 094682
		SCALE: NTS
		DATE: 4-13-16
		DRAWN BY: DENNIS WEST
		PROJ. #: MOHAUE

RFP 15J-AFCO-1102 Unit Price Book

ASSOCIATED FENCE COMPANY

RFP 15J-0828 Unit Price Book

JOB NAME CITY OF GLENDALE - GLENDALE LANDFILL

CHAIN LINK FENCING

QUAN	ITEM #	SIZE	LENGTH	DESC	COST	TOTAL
20	1209	2"	8'	CHAIN LINK CUT POSTS - SS40, GA	44.09	\$881.80
7	1229	3"	9'	CHAIN LINK CUT POSTS - SS40, GA	100.58	\$704.06
10	1402	1 5/8"	21'	CHAIN LINK FRAMEWORK - SS40, C	92.78	\$927.80
213	1517	Chain Link Fabric, 9 Gauge Galvanized	2 x 9 x 72	CHAIN LINK FABRIC	6.05	\$1,288.65
1	1625	Chain Link Gates - SS40, Galvanized	6' x 4'	CHAIN LINK GATES - SS40, GALV	402.30	\$402.30
1	1626	Chain Link Gates - SS40, Galvanized	6' x 6'	CHAIN LINK GATES - SS40, GALV	470.55	\$470.55
1	4602	2" guide, Galvanized and Welded		DROP ROD LATCH FOR DOUBLE C	7.18	\$7.18
1	4903	3" Post, 2" Gate		WALK GATE LATCHES	33.07	\$33.07
6	5104	3", pressed steel	1 5/8" or 2"	INDUSTRIAL BUTT HINGES FOR CH	16.14	\$96.84
20	6109	Pressed Steel Galvanized Loop Caps, 2" x 1-5/8"		CHAIN LINK LOOP CAPS	1.84	\$36.80
7	6210	3", Semi-Steel		CHAIN LINK POST CAPS, ALUMINUM	2.14	\$14.98
11	6502	1-5/8" x 6"		TOP RAIL SLEEVES, GALV	0.99	\$10.89
5	6704	2 1/2" x 7/8" 12 ga.		CHAIN LINK TENSION BANDS, BEVI	1.19	\$5.95
45	6705	3" x 7/8" 12 ga.		CHAIN LINK TENSION BANDS, BEVI	1.38	\$62.10
10	6808	72"	3/16" x 3/4" wide	CHAIN LINK TENSION BARS	3.53	\$35.30
213	7104	3" 9 ga.		CHAIN LINK ALUMINUM TIE WIRES	0.31	\$66.03
213	7203	9 ga. Steel Galv. Hog Rings		HOG RINGS	0.16	\$38.34
27	10202	Auger fence post hole, 3' deep, medium soil (by machine)		AUGER FENCE POST HOLES	8.91	\$237.87
	10203	Auger fence post hole, 3' deep, Heavy soil/rock (by machine)		AUGER FENCE POST HOLES	56.74	\$0.00
						\$0.00
					SUB-TOTAL - WITH TAX INCLUDED	\$5,320.51
						\$0.00
					GRAND TOTAL	\$5,320.51

1% MOHAVE FEE IS INCLUDED

DENNIS WEST - CELL: 602-501-9382

EXHIBIT B



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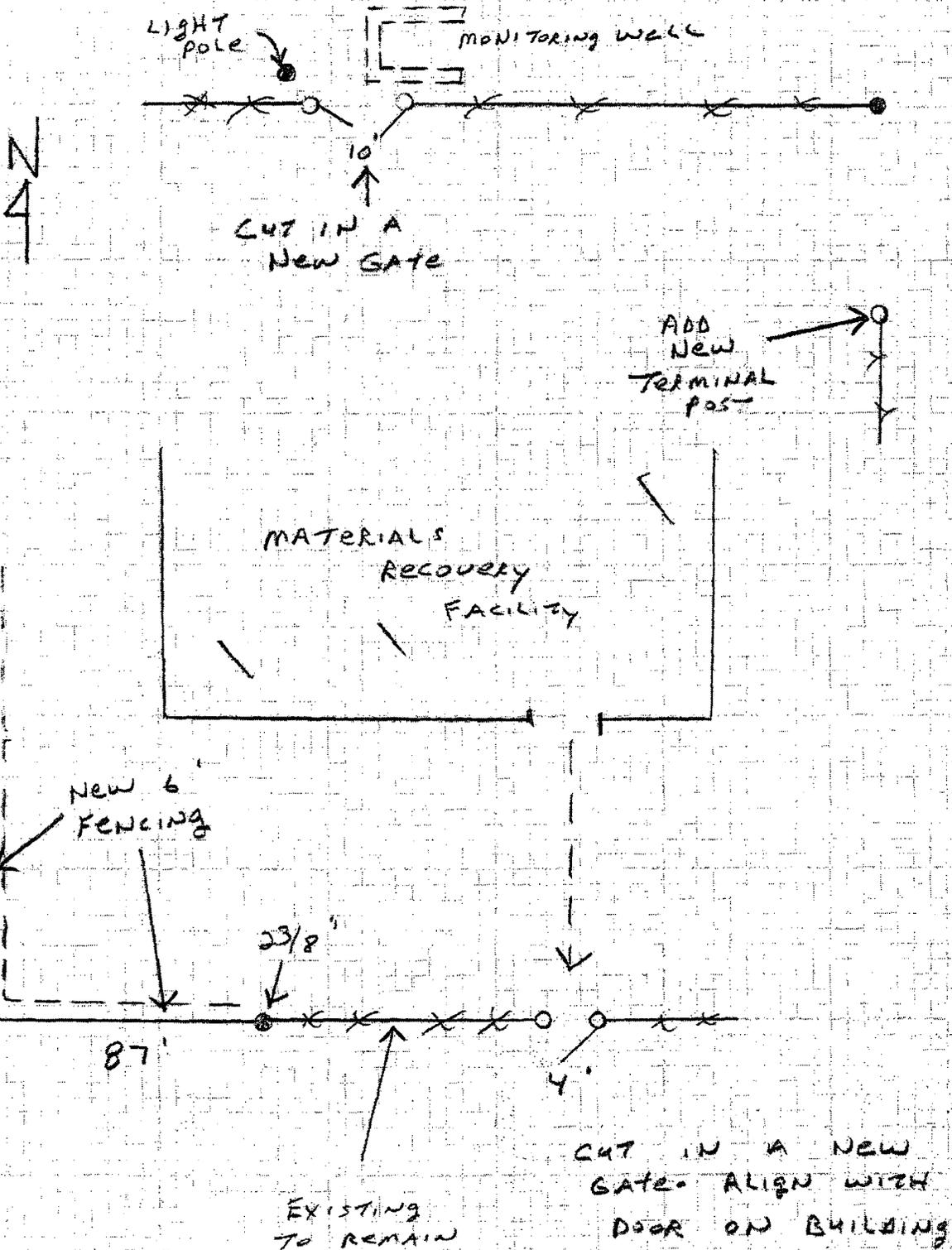
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