

Reference No. 20469

Reference Number	
Reference Depart.	Purchasing Department

 Master Agreement

Owner: Cobb County Board of Commissioners
100 Cherokee Street
Marietta, GA 30090

Contractor: Exmark Manufacturing Company, Inc.
415 Industrial Row
Beatrice, Nebraska 68310

Description: **TRACTORS, MOWERS, AND OTHER EQUIPMENT, PARTS, AND SERVICES:** The undersigned parties understand and agree to comply with and be bound by the entire contents of **Sealed Bid #22-6640 ("the RFP")** and the Contractor's Proposal submitted March 10, 2022 which is incorporated herein by reference.

OMNIA PARTNERS, PUBLIC SECTOR: Supplier agrees to extend Goods and/or Services to public agencies (state and local governmental entities, public and private primary, secondary and higher education entities, non-profit entities, and agencies for the public benefit ("Public Agencies")) registered with OMNIA Partners, Public Sector ("Participating Public Agencies") under the terms of this agreement ("Master Agreement").

Governing Law: This Agreement shall be governed by the laws of the State of Georgia. As to any dispute hereunder, venue shall be in the Superior Court of Cobb County, Georgia.

Term: This Agreement shall begin on May 15, 2022, the Effective Date, for a period of thirty-six months, and shall automatically terminate and renew for two (2) additional twelve (12) month periods and shall terminate absolutely on May 14, 2027 unless earlier terminated as provided herein. Pursuant to O.C.G.A. § 36-60-13, this Agreement shall terminate absolutely and without further obligation on the part of the County at the close of the calendar year in which it was executed and at the close of each succeeding calendar for which it may be renewed. The Parties reserve the right to renew, amend or extend the Agreement for additional terms. Either party may terminate this Agreement for convenience and/or due to lack of funding at the end of each annual term.

Price: Prices for services and equipment, if applicable, as stated in the Contractor's proposal

Billing: For purchases made by Cobb County Government, all original invoices shall be submitted directly to the Cobb County Finance Department. Invoices shall bill only for items received during the period covered by the invoice and shall clearly identify such items in accordance with invoicing guidelines in the Sealed Bid Proposal. For purchases made by participating public agencies, the Contractor shall comply with each agency's invoicing and billing requirements outlined on the applicable order.

{SIGNATURES ON NEXT PAGE}

IN WITNESS, WHEREOF, this Agreement has been executed by Owner and accepted by Contractor to be effective as of the date first above written.



Cobb County... Expect the Best!

Cobb County Board of Commissioners
100 Cherokee Street
Marietta, GA 30090



[Handwritten Signature]

Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners

5/31/22

Date

Exmark Manufacturing Company, Inc.
415 Industrial Row
Beatrice, Nebraska 68310

[Handwritten Signature]

Authorized Signature

Regional Sales Manager

Title

May 10, 2022

Date

FEDERAL TAX ID NUMBER
47-0646782

Approved as to form

[Handwritten Signature]

County Attorney's Office

5/17/22

Date

APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

5/10/22
