

#### OFFICE OF PROCUREMENT AND CONTRACT ADMINISTRATION

6751 Columbia Gateway Drive, Suite 226 Columbia, MD 21046 (410) 313-6370 Tax Exemption No. 30001219

JOHNSON & TOWERS LLC 500 WILSON POINT ROAD BALTIMORE MD 21220 USA Page: 1 / 7 Contract Number: 4400004564

	Service Contract
Contract Number:	4400004564
Vendor Number:	1103301
Date:	06/17/2022
Contract Term:	07/01/2022 to 06/30/2023
Header Target:	\$2,000,000.00
Ceiling Value:	\$14,000,000.00 Over 6 Years
Buyer:	Shelley Liby, CPPB
Telephone:	410-313-6379
Fax Number:	410-313-6388
Email:	sjliby@howardcountymd.gov

**Delivery Terms:** Free On Board Destination **Payment Terms:** Net Due Within 30 Days

Contract text: Invitation for Bid No. 2022-49, Heavy Equipment Parts and Service

This is a multiple award contract and represents one of five awarded contracts.

This Contract shall be executed in accordance with all terms, conditions and specifications incorporated herein by reference, in your possession and considered an integral part of this contract. The Contract Term is 07/01/2022 to 06/30/2023 with five (5) one-year renewal options.

All invoices shall reflect the Contract Number, release Purchase Order Number, and the contract Line Item Numbers. For contracts based on discounts insert: Invoices against contract lines with discounts, rather than unit prices, must show the list price, discount amount and net pricing for each item.

The vendor must maintain, in full force and current, the insurance coverage required under the terms and conditions of this contract while this contract is in effect, including any renewal terms.

The Ceiling Value is representative of multiple contract terms and does not represent the value of one year's services.

Vendor Contact: Paul Amalfitano, 443-425-7647, email: pamalfitano@johnsontowers.com

Agency Contact: Adam D. Brown, Central Fleet, 410-313-2047, email adbrown@howardcountymd.gov

Item NIGP Code

Description

Unit

Price



## OFFICE OF PROCUREMENT AND CONTRACT ADMINISTRATION

1       92847       Hvy Equi Maint +15 Eng Repair/Recond Price(Contract/Bid)       1 HR       147.00 USD         Material Text:       Heavy Equipment Maintenance, GVW OVER 15,000 lbs., Reconditioning and Repair Services, Engine, Fue System, Shop Labor Rate         2       92847       Hvy Equi Maint +15 Eng Parts & Mat. Price(Contract/Bid)       1 EA       1.00 USD         Material Text:       Heavy Equipment Maintenance, GVW OVER 15,000 lbs., Reconditioning and Repair Services, Engine, Fue System, Parts and Materials - Cummins list - 12% discount, Detroit Diesel - 15% discount         3       92847       Hvy Equi Maint -15 Eng Repair/Recond Price(Contract/Bid)       1 HR       147.00 USD         Material Text:       Heavy Equipment Maintenance, GVW UNDER 15,000 lbs., Reconditioning and Repair Services, Engine, F System, Shop Labor Rate         4       92847       Hvy Equi Maint -15 Eng Parts & Mat. Price(Contract/Bid)       1 HR       147.00 USD         Material Text:       Heavy Equipment Maintenance, GVW UNDER 15,000 lbs., Reconditioning and Repair Services, Engine, F System, Shop Labor Rate         4       92847       Hvy Equi Maint -15 Eng Parts & Mat. Price(Contract/Bid)       1 EA       1.00 USD         Material Text:       Heavy Equipment Maintenance, GVW UNDER 15,000 lbs., Reconditioning and Repair Services, Engine, F System, Parts and Materials - Cummins list - 12% discount, Detroit Diesel - 15% discount       5         5       92847       Hvy Equi Maint +15 Repair/Reco	ltem	NIGP Code	Description	Unit	Price
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Price(Contract/Bid) 1 EA 1.00 USD	6	92847	Hvy Equi Maint +15 Parts & Mat	Trans	
Material Text:			• •		1.00 USD
	Mate	rial Text:	-		



# OFFICE OF PROCUREMENT AND CONTRACT ADMINISTRATION

ltem	NIGP Code	Description	Unit	Price
	y Equipment Maintena and Materials - Allisor	nce, GVW OVER 15,000 lbs., Recondi n list - 15% discount	tioning and R	epair Services, Transmission,
7	92847	Hvy Equi Maint -15 Repair/RecondTrans		
		Price(Contract/Bid)	1 HR	147.00 USD
Heav		nce, GVW UNDER 15,000 lbs., Recon Case, Chain and Final Drives) Shop La		Repair Services, Transmission
8	92847	Hvy Equi Maint -15 Parts & Mat Tra	ns	
		Price(Contract/Bid)	1 EA	1.00 USD
Heav	rial Text: y Equipment Maintena and Materials - Allisor	nce, GVW UNDER 15,000 lbs., Recon n list - 15% discount	ditioning and	Repair Services, Transmission
9	92847	Hvy Equi Maint +15 Repair/Recond Brakes		
		Price(Contract/Bid)	1 HR	147.00 USD
Heav	rial Text: y Equipment Maintena ension and Wheel, Sh	nce, GVW OVER 15,000 lbs., Recondi op Labor Rate	tioning and R	epair Services, Brakes,
10	92847	Hvy Equi Maint +15 Parts & Mat Bra	akes	
		Price(Contract/Bid)	1 EA	1.00 USD
Heav		nce, GVW OVER 15,000 lbs., Recondi rts and Materials - Freightliner list 15%		epair Services, Brakes,
11	92847	Hvy Equi Maint -15 Repair/Recond Brakes		
		Price(Contract/Bid)	1 HR	147.00 USD
Heav	rial Text: y Equipment Maintena ension and Wheel, Sh	nce, GVW UNDER 15,000 lbs., Recon op Labor Rate	ditioning and	Repair Services, Brakes,



### OFFICE OF PROCUREMENT AND CONTRACT ADMINISTRATION

ltem	NIGP Code	Description	Unit	Price
12	92847	Hvy Equi Maint -15 Parts & Mat Brake	es	
		Price(Contract/Bid)	1 EA	1.00 USD
Heav		ce, GVW UNDER 15,000 lbs., Recondit and Materials - Freightliner list 15% o		epair Services, Brakes,
13	92847	Hvy Equi Maint +15 Repair/Recond Exhaust		
		Price(Contract/Bid)	1 HR	147.00 USD
Heav	ial Text: y Equipment Maintenanc m, Shop Labor Rate	ce, GVW OVER 15,000 lbs., Recondition	oning and Re	oair Services, Exhaust
14	92847	Hvy Equi Maint +15 Parts & Mat Exhaust		
		Price(Contract/Bid)	1 EA	1.00 USD
Heav		ce, GVW OVER 15,000 lbs., Recondition Freightliner list 15% discount	oning and Re	oair Services, Exhaust
15	92847	Hvy Equi Maint -15 Repair/Recond Exhaust		
		Price(Contract/Bid)	1 HR	147.00 USD
Heav	rial Text: y Equipment Maintenanc m, Shop Labor Rate	ce, GVW UNDER 15,000 lbs., Recondi	tioning and R	epair Services, Exhaust
16	92847	Hvy Equi Maint -15 Parts & Mat Exha	ust	
		Price(Contract/Bid)	1 EA	1.00 USD
Heav		ce, GVW UNDER 15,000 lbs., Recondi Freightliner list 15% discount	tioning and R	epair Services, Exhaust
21	92847	Hvy Equi Maint +15 Repair/RecondElectric		
		Price(Contract/Bid)	1 HR	157.00 USD



## OFFICE OF PROCUREMENT AND CONTRACT ADMINISTRATION

ltem	NIGP Code	Description	Unit	Price
Heav	ial Text: y Equipment Maintenanc ms, Shop Labor Rate	e, GVW OVER 15,000 lbs., Recondition	ning and Rep	oair Services, Electrical
22	92847	Hvy Equi Maint +15 Parts & Mat Elect Price(Contract/Bid)	ric 1 EA	1.00 USD
Heavy		e, GVW OVER 15,000 lbs., Reconditio - Freightliner list 15% discount	oning and Rep	oair Services, Electrical
23	92847	Hvy Equi Maint -15 Repair/RecondElectric		
Heav	ial Text: y Equipment Maintenanc ms, Shop Labor Rate	Price(Contract/Bid) e, GVW UNDER 15,000 lbs., Recondit	1 HR	157.00 USD epair Services, Electrical
24	92847	Hvy Equi Maint -15 Parts & Mat Electr Price(Contract/Bid)	ric 1 EA	1.00 USD
Heav		e, GVW UNDER 15,000 lbs., Recondit - Freightliner list 15% discount		
32	92847	Mechanical Repair Service Contractor	r	
		Price(Contract/Bid)	1 HR	147.00 USD
	ial Text: y Equipment Maintenanc	e and Repair, mechanical repair servic	e, contractor	facility
33	92847	Mechanical Repair Service County fac Price(Contract/Bid)	cilit 1 HR	165.00 USD
Heav	ial Text: y Equipment Maintenanc e equals \$592.00	e and Repair, mechanical repair servic	e, county fac	ility - minimum service
34	92847	Road Call Service - On Road		



### OFFICE OF PROCUREMENT AND CONTRACT ADMINISTRATION

6751 Columbia Gateway Drive, Suite 226 Columbia, MD 21046 (410) 313-6370

Item NIGP Cod	e Description	Unit	Price
	Price(Contract/Bid)	1 HR	160.00 USD
Material Text: Heavy Equipmer on road	t Maintenance and Repair, road call service,		
35 92847	Road Call Service - Off Road		
	Price(Contract/Bid)	1 HR	160.00 USD
Material Text: Heavy Equipmer off road	t Maintenance and Repair, road call service,		
36 92847	Road Call Service - Off road over 15,000		
	Price(Contract/Bid)	1 HR	160.00 USD
Material Text: Heavy Equipmer off road service of	t Maintenance and Repair, road call service, ver 15,000 GVW		

#### TERMS AND CONDITIONS APPLICABLE TO CONTRACTS

1. This is notice that the Contract referenced above has been awarded to you based on the bid or proposal you submitted. All terms, conditions and specifications of the solicitation, when the result of a solicitation, will apply to all orders.

2. Any County agency authorized to purchase from this Contract must issue a release Purchase Order and reference the Contract number and line number for each of the goods and/or services on the Contract.

3. This is not an order to ship goods or begin services. A release Purchase Order must be issued before you are authorized to ship goods or begin services.

4. Changes in goods to be furnished or services to be performed are not permitted unless approved by the Office of Procurement and Contract Administration prior to goods being shipped or services being performed. Prior approval of the Office of Procurement and Contract Administration is also required before goods or services can be added or deleted.

5. The Contractor must supply actual goods and services ordered at the Contract price.

6. Contractors must maintain, in full force and current, the insurance coverage required under the terms and conditions of this Contract while this Contract is in effect, including any renewals thereof.

7. The County is exempt from State and Federal Excise Taxes. Maryland Sales and Use Tax Exemption Certificate No. 30001219.

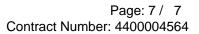
8. Invoices for release Purchase Orders against this Contract must include:

a. Contractor's name;

b. Address;

c. Federal tax identification number;

d. Contract number (the first two digits are 44XXXXXXX) and Contract Line number (shown under each item description as 44XXXXXXXX/X – the last digit is the Contract Line number);





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e. Purchase Order number (the first digit is 2XXXXXXXX);

- f. Unit price and extended price (the unit price must match a Contract Line on the Contract); and
- g. Description of goods provided and/or services performed as show on this Contract.
- 9. Termination

a. Termination for Convenience: The County may terminate this Contract, in whole or in part, whenever the County determines that such termination is in the best interest of the County, without showing cause, upon giving at least 30 days written notice to the Contractor. The County shall pay all reasonable costs incurred by the Contractor up to the date of termination. However, in no event shall the Contractor be paid an amount which exceeds the price bid for the work performed or goods delivered. The Contractor shall not be reimbursed for any profits which may have been anticipated but which have not been earned up to the date of termination.

b. Termination for Default: When the Contractor has not performed or has unsatisfactorily performed one or more material terms of the Contract, the County may terminate the Contract for default. Upon termination for default, payment may be withheld at the discretion of the County. Failure on the part of a Contractor to fulfill the Contractual obligations of this Contract shall be considered just cause for termination of the Contract. If the damages exceed the undisbursed sums available for compensation, the County shall not be obligated to make any further disbursements hereunder. The Contractor will be paid for work satisfactorily performed prior to termination less any excess costs incurred by the County in reprocuring and completing the work or obtaining the goods.

#### 10. Remedies for Default

a. The County shall have the right upon the happening of any default, without providing notice to the Contractor:

i. In addition to other available rights and remedies, to terminate the Contract immediately, in whole or in part;

ii. To suspend the Contractor's authority to receive any undisbursed funds; and/or

iii. To proceed at any time or from time to time to protect and enforce all rights and remedies available to the County, by suit or any other appropriate proceedings, whether for specific performance of any covenant, term or condition set forth in this Contract, or for damages or other relief, or proceed to take any action authorized or permitted under applicable law or regulations.

b. Upon termination of this Contract for default, the County may elect to pay the Contractor for services provided and/or goods delivered up to the date of termination, less the amount of damages caused by the default. If the damages exceed the undisbursed sums available for compensation, the County shall not be obligated to make any further disbursements hereunder.

11. Remedies Cumulative and Concurrent

No remedy herein conferred upon or reserved to the County is intended to be exclusive of any other remedies provided for in this Contract, and each and every such remedy shall be cumulative, and shall be in addition to every other remedy given hereunder, or under this Contract, or now or hereafter existing at law or in equity or by statute. Every right, power and remedy given to the County shall be concurrent and may be pursued separately, successively or together against the Contractor, and every right, power and remedy given to the County may be exercised from time to time as often as may be deemed expedient by the County.

Jhelly Gil

Authorized Signature

**Buyer**