



Solicitation Number: 062222

CONTRACT

This Contract is between Sourcewell, 202 12th Street Northeast, P.O. Box 219, Staples, MN 56479 (Sourcewell) and ASH North America, Inc., dba Aebi Schmidt North America, 201 M-B Lane, Chilton, WI 53014 (Supplier).

Sourcewell is a State of Minnesota local government unit and service cooperative created under the laws of the State of Minnesota (Minnesota Statutes Section 123A.21) that offers cooperative procurement solutions to government entities. Participation is open to eligible federal, state/province, and municipal governmental entities, higher education, K-12 education, nonprofit, tribal government, and other public entities located in the United States and Canada. Sourcewell issued a public solicitation for Snow and Ice Handling Equipment, Supplies, and Accessories from which Supplier was awarded a contract.

Supplier desires to contract with Sourcewell to provide equipment, products, or services to Sourcewell and the entities that access Sourcewell's cooperative purchasing contracts (Participating Entities).

1. TERM OF CONTRACT

- A. **EFFECTIVE DATE.** This Contract is effective upon the date of the final signature below.
- B. **EXPIRATION DATE AND EXTENSION.** This Contract expires August 15, 2026, unless it is cancelled sooner pursuant to Article 22. This Contract may be extended one additional year upon the request of Sourcewell and written agreement by Supplier.
- C. **SURVIVAL OF TERMS.** Notwithstanding any expiration or termination of this Contract, all payment obligations incurred prior to expiration or termination will survive, as will the following: Articles 11 through 14 survive the expiration or cancellation of this Contract. All other rights will cease upon expiration or termination of this Contract.

2. EQUIPMENT, PRODUCTS, OR SERVICES

- A. **EQUIPMENT, PRODUCTS, OR SERVICES.** Supplier will provide the Equipment, Products, or Services as stated in its Proposal submitted under the Solicitation Number listed above.

S. PROHIBITION ON CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT. To the extent applicable, Supplier certifies that during the term of this Contract it will comply with applicable requirements of 2 C.F.R. § 200.216.

T. DOMESTIC PREFERENCES FOR PROCUREMENTS. To the extent applicable, Supplier certifies that during the term of this Contract will comply with applicable requirements of 2 C.F.R. § 200.322.

22. CANCELLATION

Sourcewell or Supplier may cancel this Contract at any time, with or without cause, upon 60 days' written notice to the other party. However, Sourcewell may cancel this Contract immediately upon discovery of a material defect in any certification made in Supplier's Proposal. Cancellation of this Contract does not relieve either party of financial, product, or service obligations incurred or accrued prior to cancellation.

Sourcewell

ASH North America, Inc., dba
Aebi Schmidt North America

DocuSigned by:
Signature on file
By: _____
Jeremy Schwartz
Title: Chief Procurement Officer
Date: 8/11/2022 | 1:04 PM CDT

DocuSigned by:
Signature on file
By: _____
Steffen Schewerda
Title: CEO - North America
Date: 8/15/2022 | 7:32 AM CDT

Approved:

DocuSigned by:
Signature on file
By: _____
Chad Coquette
Title: Executive Director/CEO
Date: 8/22/2022 | 11:46 AM CDT

DocuSigned by:
Signature on file
By: _____
Sarah Blashe
Title: CFO – North America
Date: 8/22/2022 | 10:49 AM CDT

**AMENDMENT #1
TO
CONTRACT # 062222-AEB**

THIS AMENDMENT is effective upon the date of the last signature below and is by and between **Sourcewell** and **ASH North America, Inc., dba Aebi Schmidt North America** (Supplier).

Sourcewell awarded the Supplier a contract to provide Snow and Ice Handling Equipment, Supplies, and Accessories to Sourcewell and its Participating Entities from August 22, 2022, through August 15, 2026 (Contract).

NOW, THEREFORE, the parties wish to amend the Contract as follows:

The supplier's response to Proposal line item 58 under "Table 11: Pricing and Delivery" paragraph three is deleted in its entirety as it relates to Meyer Products and replaced with the following paragraph response: Meyer Products, LLC is offering a 10% discount on snowplows and related parts and a 17% discount on spreaders.

Except as amended above, the Contract remains in full force and effect.

Sourcewell

By: 
Jeremy Schwartz, Chief Procurement Officer

Date: 6/4/2024 | 9:05 PM CDT

**ASH North America, Inc.,
dba Aebi Schmidt North America**

By: 
Jason Bartuseck

Title: General Manager

Date: 6/4/2024 | 3:43 PM CDT