



AGREEMENT FOR PIGGYBACK PURCHASE

THIS AGREEMENT FOR PIGGYBACK PURCHASE is made and entered into by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and Toter, LLC, a North Carolina limited liability company authorized to do business in the State of Florida, hereinafter referred to as the "Vendor".

WHEREAS, the Vendor entered into a purchase agreement with Sourcewell Contract Number 041521-TOT, through their Solicitation No. RFP#041521 on the 25 day of May, 2021 for Plastic Refuse and Recycling Containers with Related Technology Solutions ("Agreement"); and

WHEREAS, the Agreement is eligible for piggyback purchases; and

WHEREAS, the County desires to make purchases from the Vendor under the same terms and conditions of the Agreement..

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

The County and the Vendor agree to be bound by the terms and conditions of the Agreement with respect to the County's purchases of plastic refuse and recycling containers with related technology solutions from the Vendor during the term of the Agreement from the effective date and any renewals or extensions thereof, Except that Section 14. GOVERNING LAW, JURISDICTION, AND VENUE shall be superseded by: "Florida law governs this Contract. Venue for all legal proceedings out of this Contract, or its breach, must be in the appropriate state court in Lee County or federal court in Fort Myers,

Florida.” The effective date shall be the date the Lee County Board of County Commissioners awarded the Solicitation to the Vendor.

IN WITNESS WHEREOF, the parties have executed this Agreement for Piggyback Purchase as of the last date written below.

APPROVED as to Form for the Reliance of
Lee County Only

BY: 
County Attorney's Office

DATE: 02-23-23

COUNTY: LEE COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS

BY: 

DATE: 2/24/23

ATTEST:


(Witness) Kellie K. Clark

September 14, 2022

Date

TOTER, LLC

BY: 
Authorized Signature

Laura P. Hubbard

Authorized Signature Printed Name

Director of Municipal Sales

Authorized Signature Title

September 14, 2022

Date

CORPORATE SEAL:
(Not Applicable)