

791 PURCHASING COOPERATIVE VENDOR AGREEMENT

Between

TOMETYS Inc IBA KREATIVDESK

(Company Name)

with the principal place of business at

13686 LINCOLNSHIRE LN.

FRISCO, TX. 75035

----- and

**791 Purchasing Cooperative For
RFP # 791-2020-04-008 Personal Protective Equipment
Issued: April 2020**

General Information

The Vendor Agreement ("Agreement") made and entered into by and between 791 PURCHASING COOPERATIVE (hereinafter referred to as "791COOP") a government cooperative purchasing program authorized by the Region 15 Education Service Center, having its principal place of business 612 Irene Street San Angelo TX 76903 and *Company listed at the top of page one* (hereinafter referred to as "Vendor") a provider having its principal place of business as listed at the top of page one. This Agreement consists of the provisions set forth below, including provisions of all Attachments referenced herein. In the event of a conflict between the provisions set forth below and those contained in any Attachment, the provisions set forth shall control.

The vendor Agreement shall include and incorporate by reference this Agreement, the terms and conditions, special terms and conditions, any agreed upon amendments, as well as all of the sections of the Solicitation (RFP, RCSP, RFQ) as posted, including any addenda and the awarded vendor's proposal.

The following pages will constitute the Agreement between the successful vendors(s) and 791 PURCHASING COOPERATIVE.

791 PURCHASING COOPERATIVE Vendor Agreement
Signature Form

RFP #791-2020-04-008 Personal Protective Equipment

Vendor:

Company Name: TOMETYS INC JBA KREATIVDESK

Address: 13686 LINCOLNSHIRE LN

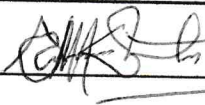
City: FRISCO State: TX Zip: 75035

Phone: 469-522-9694 Fax: _____

Name of Authorized Representative: EVANS TOMETY

Title: CEO Date: 6/20/2022

Email of Authorized Representative: Info@kreativdesk.com

Signature of Authorized Representative: 

791 PURCHASING COOPERATIVE:

Contract Administrator Signature: _____

Name: _____

Title: _____

Email: _____

Address: _____

City _____ State _____ Zip _____

Phone: _____ Fax: _____

Date: _____

comply with the applicable requirements and laws of Texas. Region 15 ESC, its officers, or employees will not be responsible for any claims or actions occasioned by the failure of the Contractor to comply with the provisions of this paragraph.

If any class of employee is not protected under the Workers' Compensation Statute, the Contractor shall provide adequate employer's liability coverage as will protect him and the University against any claims resulting from injuries to and death of workers engaged in work under this contract.

- d) Coverage limits-**Insurance coverage limits required to be carried by the Contractor under this Section shall be as follows:
1. Commercial General Liability Insurance and Commercial Automobile Liability Insurance limits of coverage shall be the limits established by Texas Claims Act or a Combined Single Limit coverage of \$1,000,000.
 2. Contractor's Workers' Compensation - coverage shall be those established by applicable statutes. Employer's liability coverages shall be the limits established by the State of Texas or \$1,000,000.
 3. Umbrella Liability Insurance: Liability on a following form basis with a limit \$1,000,000 per occurrence in excess of all primary limits.
- e) All proposals shall include a valid Certificate of Liability Insurance showing REGION 15 ESC, 791 Purchasing Cooperative and individual 791 Purchasing Cooperative member (if requested) as a certificate holder.**
- f) To protect the REGION 15 ESC, 791 Purchasing Cooperative, 791 Purchasing Cooperative Members and their employees against liability, loss, or expense in the event of damage to property, injury, or death to any person or persons arising in any way out of or in connection with or resulting from the work provided hereunder, Vendor shall procure and maintain, at its sole expense and until acceptance of the work, insurance as hereinafter enumerated in policies which shall be subject to the REGION 15 ESC's and 791 Purchasing Cooperative's approval as to form, amount and issuing company. Amounts listed are minimum.**

[SIGNATURE PAGE IMMEDIATELY FOLLOWING]