

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Pursuant to Chapter 39.34 RCW and to other applicable laws, the CITY OF YAKIMA and, the City of Arlington, hereby agree to cooperative governmental purchasing upon the following terms and conditions.

- (1) This Agreement pertains to bids and contracts for supplies, material, equipment or services that may be required from time to time by the City of Yakima and the City of Arlington.
- (2) Each of the parties from time to time goes out to public bid and contracts to purchase supplies, material, equipment, and services. Each of the parties hereby agrees that it may, at its sole discretion, extend to the other party the right to purchase pursuant to such bids and contracts to the extent permitted by law, and to the extent agreed upon between each party and the bidder, contractor, vendor, supplier, or service provider.
- (3) Each of the parties shall comply with all applicable laws and regulations governing its own purchases.
- (4) Each of the parties shall contract directly with the bidder, contractor, vendor, supplier, or service provider, and pay directly in accordance with its own payment procedures for its own purchases. Each party shall indemnify and hold the other party harmless as to any claim arising out of its participation in this Agreement.
- (5) Any purchase made pursuant to this Agreement is not a purchase from either of the parties. This Agreement shall create no obligation to either of the parties to purchase any particular good or service, nor create for either of the parties any assurance, warranty, or other obligation from the other party with respect to purchasing or supplying any good or service.
- (6) Nondiscrimination. Both parties agree that they shall not discriminate against any person on the grounds of race, creed, color, religion, national origin, sex, age, marital status, sexual orientation, pregnancy, veteran status, political affiliation or belief, or the presence of any sensory, mental or physical handicap in violation of the Washington State Law Against Discrimination (RCW chapter 49.60) or the Americans with Disabilities Act (42 U.S.C. 12101 et seq.) or any other applicable state, federal or local law, rule or regulation.
- (7) No separate legal or administrative entity is intended to be created pursuant to this Agreement. No obligation, except as stated herein, shall be created between the parties or between the parties and any applicable bidder or contractor.
- (8) The Purchasing Manager of the City of Yakima and Purchasing/Security Agent of the City of Arlington, shall be representatives of the entities for carrying out the terms of this Agreement.
- (9) This Agreement shall continue in force until canceled by either party, which cancellation may be effected upon receipt by one of the parties of the written notice of cancellation of the other party.

(10) Pursuant to RCW 39.34.040 regarding methods of filing agreements pursuant to the Interlocal Cooperation Act, a copy of this Agreement shall be filed with the Yakima City Clerk, or, alternatively, listed by subject on the public agency's website or other electronically retrievable public source.

APPROVED this 8th day of February, 2017

CITY OF YAKIMA

By: Cliff Moore
Cliff Moore, City Manager

APPROVED this 17th day of January, 2017

CITY OF ARLINGTON

By: Barbara Tolbert
Barbara Tolbert, Mayor

Subscribed and sworn to me this 8th day of February, 2017

Kaarre Allyn
Notary Public in and for the State of Washington, residing at _____
My commission expires _____

ATTEST: MY COMMISSION EXPIRES January 12, 2020

Sonya Claar Tee
Sonya Claar Tee, City Clerk

Subscribed and sworn to me this 19th day of January, 2017

Wendy Van der Meersche
Notary Public in and for the State of WA, residing at Arlington.
My commission expires 12-19-18.

ATTEST:

Kristin Banfield
Kristin Banfield, City Clerk

CITY CONTRACT NO: 2017-009
RESOLUTION NO: R-2017-010



RESOLUTION NO. R-2017-010

A RESOLUTION authorizing and directing the City Manager of the City of Yakima to enter into an Intergovernmental Cooperative Purchasing Agreement with the City of Arlington, WA.

WHEREAS, the City of Yakima (City), desires to arrange for making cooperative purchases of certain goods and services with the City of Arlington, WA; and the City Council of the City of Yakima deems it to be in the best interests of the City that such arrangement be carried out; and;

WHEREAS, pursuant to the provisions of RCW 39.34, the City of Yakima may enter into intergovernmental cooperative purchasing agreements with other public agencies in order to allow the parties of said agreements to cooperatively purchase or acquire supplies, equipment, and materials under contract and to utilize each other's contracts, as needs arise; and,

WHEREAS, it is recommended to City Council that the City of Yakima enter into an Intergovernmental Cooperative Purchasing Agreement with the City of Arlington; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

The City Manager is hereby authorized and directed to enter into an Intergovernmental Purchasing Agreement with the City of Arlington for the purpose mentioned above.

ADOPTED BY THE CITY COUNCIL this 7th day of February, 2017.

/s/ Carmen Mendez
Carmen Mendez, Mayor Pro Tem

ATTEST:

/s/ Sonya Claar Tee
Sonya Claar Tee, City Clerk