

NO. 15 - 0563

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF
SPOKANE COUNTY, WASHINGTON

IN THE MATTER OF AMENDING RESOLUTION)
NO. 2008-1120 THAT AUTHORIZED AN)
INTERGOVERNMENTAL COOPERATIVE) **RESOLUTION**
PURCHASING AGREEMENT NO. P6295 WITH)
UNIVERSITY OF WASHINGTON – PROJECT NO.)
P9447

WHEREAS, pursuant to the provisions of the RCW Section 36.32.120(6), the Board of County Commissioners of Spokane County has the care of County property and the management of County funds and business; and

WHEREAS, pursuant to the provisions of the RCW Section 36.32.235, et seq., the Board of County Commissioners must let out for bid the purchase or lease of all supplies, equipment and materials, as well as capital improvements for Spokane County and for all elected officials thereof; and

WHEREAS, pursuant to the provisions of the RCW Section 39.34.030(2), any two (2) or more public agencies may enter into agreements with one another for joint or cooperative action pursuant to the provisions of Chapter 39.34 RCW; and

WHEREAS, pursuant to the provisions of RCW Section 39.34.080, any one (1) or more public agencies may contract with any one (1) or more other public agencies to perform any governmental service, activity or undertaking which each public agency entering into the contract is authorized by law to perform; and

WHEREAS, Spokane County and University of Washington are desirous of taking advantage of contracts for the procurement of supplies, equipment, and materials negotiated by each public agency with private vendors and awarded in accordance with the competitive bidding laws of this State; and

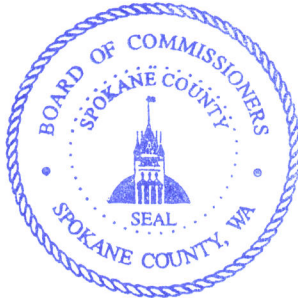
WHEREAS, at a public hearing on December 16, 2008, the Board of County Commissioners adopted Resolution 2008-1120 that authorized Spokane County University of Washington to utilize competitively bid and negotiated contracts entered into by University of Washington through Intergovernmental Cooperative Purchasing Agreement P6295; and

WHEREAS, University of Washington subsequently has a need to use competitively bid and negotiated contracts entered into by Spokane County. In order for the Intergovernmental Cooperative Purchasing Agreement to be reciprocal, it is recommended that the existing Intergovernmental Cooperative Purchasing Agreement No. P6295 be rescinded and replaced with Intergovernmental Cooperative Purchasing Agreement No. P9447, which is attached and is incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Spokane County that either the Chairman of the Board of County Commissioners of Spokane County, or a majority of the Board, be and is hereby authorized to execute the attached Intergovernmental Cooperative Purchasing Agreement No. P9447, which rescinds and replaces the existing Intergovernmental Cooperative Purchasing Agreement No. P6295, pursuant to which, under certain terms and conditions, Spokane County and University of Washington may take advantage of certain goods or services contracts awarded and/or negotiated by the other entity.

ADOPTED by the Board of County Commissioners of Spokane County, Washington this 14th day of July, 2015.

BOARD OF COUNTY COMMISSIONERS
OF SPOKANE COUNTY, WASHINGTON



ATTEST:

Ginna Vasquez
Ginna Vasquez, Interim Clerk of the Board

Date: 7.14.15

Todd Mielke
Todd Mielke, Chair

ABSENT
Shelly O'Quinn, Vice -Chair

Al French
Al French, Commissioner

**INTERGOVERNMENTAL COOPERATIVE
PURCHASING AGREEMENT**

Pursuant to Chapter 39.34 RCW and to other provisions of the law, Spokane County, hereinafter referred to as the "Political Subdivision" and University of Washington, hereby agree to cooperative governmental purchasing upon the following terms and conditions.

WITNESSETH:

WHEREAS, pursuant to the provisions of the RCW Section 36.32.120(6), the Board of County Commissioners of Spokane County has the care of County property and the management of County funds and business; and

WHEREAS, pursuant to the provisions of the RCW Section 36.32.235, et seq., the Board of County Commissioners must let out for bid the purchase or lease of all supplies, equipment and materials, as well as capital improvements for Spokane County and for all elected officials thereof; and

WHEREAS, pursuant to the provisions of the RCW Section 39.34.030(2), any two (2) or more public agencies may enter into agreements with one another for joint or cooperative action pursuant to the provisions of Chapter 39.34 RCW; and

WHEREAS, pursuant to the provisions of RCW Section 39.34.080, any one (1) or more public agencies may contract with any one (1) or more other public agencies to perform any governmental service, activity or undertaking which each public agency entering into the contract is authorized by law to perform; and

WHEREAS, Spokane County and University of Washington are desirous of taking advantage of contracts for the procurement of supplies, equipment, and materials negotiated by each public agency with private vendors and awarded in accordance with the competitive bidding laws of this State.

NOW, THEREFORE, the parties agree as follows:

1. Purpose. The Political Subdivision and University of Washington each obtain supplies, equipment and materials pursuant to the competitive bidding laws of the State; and following the award of such bids, negotiate agreements with private vendors for the procurement of such supplies, equipment, and materials. It is the intent of the parties in entering into this Intergovernmental Cooperative Purchasing Agreement to extend such contracts to each other to the extent permitted by law, and in a manner agreed upon by the parties.

2. Administration. No separate and distinct legal entity shall be created to conduct this joint undertaking. Day-to-day administration of this agreement shall be through managers appointed by each party. The parties shall form a joint board comprised of the managers appointed by each party.

3. Duration and Termination. This agreement shall take effect immediately, and shall continue until terminated by the parties. Either party may terminate this agreement with or without notice to the other party.

4. Compliance with Applicable Laws. The Political Subdivision and University of Washington accept responsibility for compliance with any additional or varying laws and regulations governing purchases by or on behalf of their entity.

5. Method of Purchasing Supplies, Equipment, and Materials. A purchase by the Political Subdivision or University of Washington shall be affected by a purchase order from that entity, directed to the vendor or other party contracting to furnish goods or services to the Political Subdivision or University of Washington.

6. General Provisions:

(a) Each party accepts no responsibility for the performance of any purchasing contract by the vendor, and each accepts no responsibility for payment of the purchase price by the other party.


(b) Each party reserves the right to contract independently for the purchase of any goods or services, with or without notice to the other party.

(c) Spokane County and University of Washington reserve the right to exclude the other party, or any class containing the other party, from any particular purchasing contract, with or without notice to the other party.


(d) This Agreement covers all Spokane County and University of Washington goods and services purchase contracts.

SPOKANE COUNTY

UNIVERSITY OF WASHINGTON



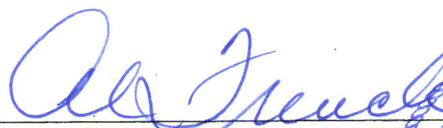
Todd Mielke, Chair



Claudia Christensen
Procurement Manager

ABSENT

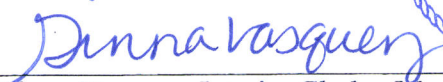
Shelly O'Quinn, Vice-Chair



Al French, Commissioner



ATTEST:



Ginna Vasquez, Interim Clerk of the Board

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