

**INTERGOVERNMENTAL COOPERATIVE  
PURCHASING AGREEMENT**

Pursuant to Chapter 39.34 RCW and other provisions of the law, Spokane County and Clark Regional Wastewater District, hereby agree to cooperative governmental purchasing upon the following terms and conditions.

**WITNESSETH:**

**WHEREAS**, pursuant to the provisions of RCW 36.32.120(6), the Board of County Commissioners of Spokane County has the power to care for County property and manage County funds and business; and

**WHEREAS**, pursuant to the provisions of RCW 36.32.235, the Board of County Commissioners must lease or purchase supplies, equipment and materials, as well as capital improvements for Spokane County on a competitive basis; and

**WHEREAS**, pursuant to the provisions of RCW 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 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 Clark Regional Wastewater District are desirous of taking advantage of contracts for the procurement of supplies, equipment, materials and services negotiated by each public agency with private vendors and awarded in accordance with their respective competitive bidding laws.

**NOW, THEREFORE**, the parties agree as follows:

1. Purpose. Spokane County and Clark Regional Wastewater District each obtain supplies, equipment, materials and services pursuant to their respective competitive bidding laws; and following the award of such bids, enter into agreements with private vendors for the procurement of such supplies, equipment, materials and services. It is the intent of the parties in entering into this Intergovernmental Cooperative Purchasing Agreement ("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 at any time with or without notice to the other party.

4. Compliance with Applicable Laws. Spokane County and Clark Regional Wastewater District 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, Materials and Services. A purchase by Spokane County or Clark Regional Wastewater District shall be effected by a purchase order or other written contract from that entity, directed to the vendor or other party contracting to furnish goods or services to Spokane County or Clark Regional Wastewater District.

6. Filing. Executed copies of this Agreement shall be filed as required by RCW 39.34.040 or alternatively listed on the parties' websites or other electronically retrievable public source prior to this Agreement becoming effective.

7. 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 Clark Regional Wastewater District 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 Clark Regional Wastewater District goods and services purchase contracts.

SPOKANE COUNTY

  
Josh Kerns, Chair

  
Mary Kuney, Vice-Chair

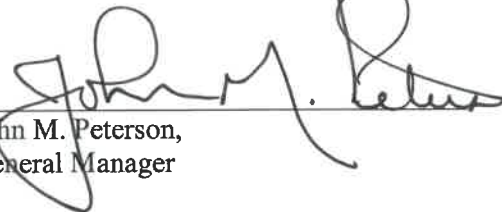
  
Al French, Commissioner

ATTEST:

  
Gina Vasquez, Clerk of the Board

Date: 9-18-18

CLARK REGIONAL WASTEWATER DISTRICT

  
John M. Peterson,  
General Manager

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF  
SPOKANE COUNTY, WASHINGTON

IN THE MATTER OF EXECUTING AN )  
INTERGOVERNMENTAL COOPERATIVE )  
PURCHASING AGREEMENT WITH CLARK )  
REGIONAL WASTEWATER DISTRICT- )  
PROJECT NO. P10898 )

**RESOLUTION**

**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 Clark Regional Wastewater District 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, 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, pursuant to which, under certain terms and conditions, Spokane County and Clark Regional Wastewater District may take advantage of certain goods or services contracts awarded and/or negotiated by the other entity.

**PASSED AND ADOPTED** this 18th day of September, 2018.




BOARD OF COUNTY COMMISSIONERS  
OF SPOKANE COUNTY, WASHINGTON

  
JOSH KERNS, CHAIR

  
MARY KUNEY, VICE-CHAIR

  
AL FRENCH, COMMISSIONER

ATTEST:

  
Gina Vasquez  
Clerk of the Board

