

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Pursuant to Chapter 39.34 RCW and to other applicable laws,

THE CITY OF VANCOUVER and, THE CITY OF EVERETT,

both political subdivisions of the State of Washington, 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 both by City of Vancouver and the City of Everett.
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 to 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 will 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 to 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. 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.
7. The Procurement Services Manager of the City of Vancouver and the Purchasing Manager of the City of Everett shall be representatives of the entities for carrying out the terms of this Agreement.
8. 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.

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT (Cont.)

APPROVED this _____ day of _____, 200__.

APPROVED this 10th day of November, 2008.

CITY OF VANCOUVER

CITY OF EVERETT

SIGNATURE ON FILE
BY: _____
Name: Pat McDonnell
Title: City Manager

SIGNATURE ON FILE
BY: _____
Ray Stephanson
Mayor

Subscribed and sworn to me this 16th day of October, 2008.

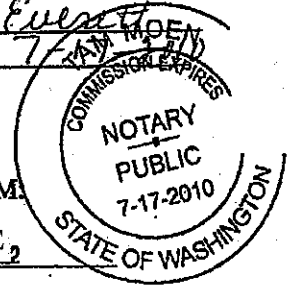
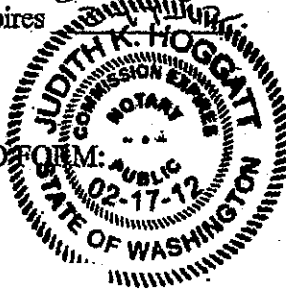
Subscribed and sworn to me this 10th day of November, 2008.

SIGNATURE ON FILE
Notary Public in and for the State of Washington, residing at _____
My commission expires _____

SIGNATURE ON FILE
Notary Public in and for the State of Washington, residing at _____
My commission expires _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:



SIGNATURE ON FILE _____

By: James D. Fles
City Attorney

Name: Ted H. Gathe
Title: City Attorney

11/17/08
Date

ATTEST:

ATTEST:

SIGNATURE ON FILE _____
Name: Lloyd Tyler
Title: City Clerk

SIGNATURE ON FILE _____
Sharon Marks
City Clerk - Deputy