

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Pursuant to Chapter 39.34 RCW and to other applicable laws,

THE CITY OF MUKILTEO 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 THE CITY OF MUKILTEO 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 Finance Director of THE CITY OF MUKILTEO 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 10TH day of
SEPTEMBER, 2007.

APPROVED this 8th day of
October, 2007.

CITY OF MUKILTEO

CITY OF EVERETT

BY: Joe Marine
Joe Marine
Mayor

BY: Ray Stephanson
Ray Stephanson
Mayor

APPROVED AS TO FORM:

APPROVED AS TO FORM:

Jim Hahey
Jim Hahey
City Attorney

Ned Johnston
Ned Johnston
City Attorney

ATTEST:

ATTEST:

Christina J Boughman
Christina J Boughman
City Clerk

Sharon Marks
Sharon Marks
City Clerk