

RESOLUTION NO. 12-50
OF EDMONDS SCHOOL DISTRICT No. 15
SNOHOMISH COUNTY, WASHINGTON

AUTHORIZE INTERLOCAL COOPERATION AGREEMENT WITH
NATIONAL JOINT POWERS ASSOCIATION

WHEREAS, RCW 39.34, the Interlocal Cooperation Act, provides for interlocal cooperation between governmental agencies, and;
WHEREAS, the District desires to utilize the competitively bid contracts available through the National Joint Powers Association (NJPA); and

WHEREAS, this Interlocal Cooperation Agreement will allow the District to purchase commodities and/or services from any and all NJPA Contract Holders, under the same terms, conditions and price as stated in each awarded contract;

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Edmonds School District No. 15, Snohomish County, as follows:

1. That an interlocal cooperation agreement be formed between the Edmonds School District No.15 and the NJPA.
2. That the Superintendent or designee of Edmonds School District No. 15, Snohomish County, Washington, is hereby designated as representative to the interlocal cooperation agreement, and the Superintendent or designee is further authorized to execute and implement the requisite agreement or agreements to accomplish this purpose.

ADOPTED by the Board of Directors of Edmonds School District No.15, Snohomish County, Washington, at a regular meeting thereof this 30th day of October, 2012.

Edmonds School District No. 15
BOARD OF DIRECTORS

Ann McMurray, Board President

Susan Phillips, Vice President

Diana White, Legislative Representative

Kory DeMunn, Board Member

ATTEST: 

Nick Brossoit, Ed.D.
Secretary of the Board

Gary Noble, Board Member

**JOINT EXERCISE OF POWERS
AGREEMENT**



This Agreement is Between the National Joint Powers Alliance® (NJPA) and

EDMONDS SCHOOL DISTRICT NO. 15

(participating governmental agency)

Agreement. The participants in this Joint Exercise of Powers Agreement, hereinafter referred to as the Agreement, agree to jointly or cooperatively exercise certain powers common to them for the procurement of various goods and services by the participants. The term "governmental agency" as defined and used in this Agreement, includes any city, county, town, school district, education agency, post-secondary institution, governmental agency or other political subdivision of any agency of any state of the United States or any other country that allows for the Joint Exercise of Powers, and includes any instrumentality of a governmental agency. For the purpose of this section, an instrumentality of a governmental agency means an instrumentality having independent policy making and appropriating authority.

Purpose. The purpose of this Agreement is to allow for the cooperative efforts to provide for contract and vendor relationships to purchase supplies, materials, equipment or services (hereinafter referred to as goods and services,) as a result of the current and active competitive bidding process exercised by a legal qualifying bidding agency on behalf of governmental and other qualifying agencies. Qualified customers may forgo the competitive bidding process as a result of this action and process provided on the agencies behalf. Reference the Uniform Municipal Contracting Law MN Statute 471.345 subd 15. This provision is made possible as a result of the purchasing contract development through a national governmental agency association's purchasing alliance.

Whereas, parties to this Agreement are defined as governmental agencies in their respective states;

and Whereas, this Agreement is intended to be made pursuant to the various Joint Exercise of Powers Acts of the states or nations of the respective participating governmental agencies which authorizes two or more governmental agencies to exercise jointly or cooperatively powers which they possess in common;

and Whereas, the undersigned Participating Governmental Agency asserts it is authorized by Intergovernmental Cooperation Statutes to enter into an agreement with NJPA to cooperate in procurement of goods and services; and Whereas, NJPA asserts it is a Minnesota Service Cooperative created and governed under Minnesota Statute §123A.21 authorized by Minnesota Statute §471.59 to "jointly or cooperatively exercise any power common to the contracting parties";

and Whereas, the undersigned Participating Governmental Agency and NJPA desire to enter into a "Joint Exercise of Powers Agreement" for the purpose of accessing available purchasing contracts for goods and services from each other which can be most advantageously done on a cooperative basis;

Now Therefore, it is mutually agreed as follows:

1. The Parties to this agreement shall provide in a cooperative manner access to each other's purchasing efforts to procure supplies, equipment, materials and services hereinafter referred to as "goods and services";
2. The Parties to this Agreement will adhere to any and all applicable laws pertaining to the purchasing of goods and services as they pertain to the laws of their state or nation,
3. Either Party to this Agreement may terminate their participation in this Agreement upon thirty (30) days written notice,
4. Neither Party to this Agreement claims any proprietary interest of any nature whatsoever in any of the other participants in this Agreement
5. Each party agrees that it will be responsible for its own acts and the result thereof to the extent authorized by law and shall not be responsible for the acts of the other party and the results thereof. NJPA's liability shall be governed by the provisions of the Minnesota Tort Claims Act, Minnesota Statutes, Section §3.736, and other applicable law;

5/29/2012

Board Agenda

12.

Meeting Date: 10/30/2012

Submitted By: Sandra Masterman, Business Services (2L)

Information

Subject

Resolution No. 12-50, Interlocal Cooperation Agreement with National Joint Powers Association

Recommendation

It is recommended that the School Board approve Resolution No. 12-50 for the District to enter into an Interlocal Cooperation Agreement with National Joint Powers Association (NJPA) for the purpose of utilizing established competitively bid contracts.

Background

National Joint Powers Association (NJPA) is a public agency and member-driven service cooperative based in Minnesota that serves over 35,000 members. NJPA offers a multitude of contracted products, equipment and service opportunities to education, government and other non-profit entities.

NJPA offers its members contract purchasing solutions that are leveraged nationally to enable contracted suppliers and member agencies to work smarter and more efficient as they do business with each other. NJPA does this by establishing a business and service alliance between member buyers and contracted suppliers, ensuring a valued and successful national purchasing program.

The District seeks to join this purchasing cooperative to efficiently manage some of our procurements. The bidding documents from each procurement will be reviewed and analyzed to ensure that they meet the Washington state requirements for competitive bids.

Fiscal Impact

Fiscal Year: 2012

Amount Requested:

Source of Funds:

Account Code:

Fiscal Impact:

Fiscal impact will vary depending on the contracts selected. Multiple contracts are available for use.

Attachments

NJPA Board Resolution Document

NJPA JOINT POWERS AGREEMENT

Form Review

Inbox

Reviewed By

Date