PEPPM/Central Susquehanna Intermediate Unit
Cooperative Purchasing Program
Intergovernmental Cooperative Purchasing Agreement

RECITALS

RCW 39.34 allows cooperative purchasing between the District and other “Public Agencies” of this state and those of another state.

Central Susquehanna Intermediate Unit (“CSIU”) is a Pennsylvania state agency that has developed and operates a national cooperative bidding program for technology equipment and supplies known as the Premier Education Purchasing Program (“PEPPM”).

While PEPPM specifically receives bids for Pennsylvania and California schools and agencies, terms of its master purchasing contracts allow other states’ entities, such as the District, to utilize its competitively awarded contracts.

The District desires to enter into an agreement with CSIU/PEPPM to utilize its awarded purchasing contracts.

TERMS OF AGREEMENT

Pursuant to Chapter 39.34 RCW and to other provisions of law, CSIU the administering agency for the PEPPM Technology Bidding and Purchasing Program, hereinafter called “CSIU/PEPPM” and Public Utility District No. 1 of Chelan County, a municipal corporation of the State of Washington, hereinafter called the “Public Agency”, hereby agree to cooperative governmental purchasing upon the above recitals, which are incorporated herein by this reference, and the following terms and conditions:

1. **Extension of CSIU/PEPPM Contracts.** Whenever CSIU/PEPPM has included in contracts with any vendor the authority for the purchase of goods and/or services by a Public Agency, the Public Agency may purchase on the same terms and conditions as CSIU/PEPPM. CSIU/PEPPM’s standard bid and contract terms and conditions, as may be amended from time to time, shall apply to all Public Agency’s purchases made using CSIU/PEPPM contracts and procedures.

2. **Public Agency Use and Payment.** The Public Agency will be responsible for the payment of any goods or services purchased through CSIU/PEPPM contracts. Such purchase may be effected by a direct contract between the Public Agency and the vendor; however, the Public Agency shall order goods or services under CSIU/PEPPM contracts, pursuant to CSIU/PEPPM ordering procedures.

   CSIU/PEPPM accepts no responsibility for the performance of any vendor used by the Public Agency and accepts no responsibility for payment of the purchase price owed to vendor by the Public Agency.

3. **Ownership.** Any goods or services procured by the Public Agency under CSIU/PEPPM awarded contracts shall remain the exclusive property of or under control of the Public Agency.
4. **Independent Contractors.** Each party reserves the right to contract independently for the acquisition of goods or services without notice to the other party and shall not bind or otherwise oblige the other party to participate in the activity.

5. **Liability and No Third Party Liability.** Each party shall be liable and responsible for the consequence of any negligent or wrongful act or failure to act on the part of itself and its employees. Neither party assumes responsibility to the other party for the consequences of any act or omission of any person, firm, entity, corporation not a party to this Agreement.

6. **Governing Laws.** CSIU/PEPPM will contract for the purchase of goods and services according to the laws and regulations governing purchases by and on behalf of CSIU/PEPPM. The Public Agency accepts responsibility for compliance with any additional or varying laws and regulations governing purchases by or on behalf of the Public Agency.

7. **No Membership Fees.** There is no annual Public Agency fee required in order to participate in CSIU/PEPPM.

8. **Term.** This Agreement shall remain in force until canceled by either party in writing.

9. **Effective Date.** This Agreement shall be effective upon execution by both parties and as authorized by the respective governing bodies.

**CSIU/PEPPM**

Central Susquehanna Intermediate Unit / Premier Educational Purchasing Program

By: [Signature]

Authorized Signature

Date: 3-15-11

**PUBLIC AGENCY**

Public Utility District No. 1 of Chelan County

By: [Signature]

John Janney, General Manager

Date: 4-5-2011
RESOLUTION NO. 11-13643

A RESOLUTION APPROVING AN INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT WITH CENTRAL SUSQUEHANNA INTERMEDIATE UNIT (CSIU), A PENNSYLVANIA STATE AGENCY, THROUGH ITS COOPERATIVE BIDDING PROGRAM (PEPPM), FOR THE PURCHASE OF TECHNOLOGY GOODS AND/OR SERVICES

FACTUAL BACKGROUND AND REASONS FOR ACTION

The Interlocal Cooperation Act, Chapter 39.34 RCW, allows for cooperative purchasing between the District and other public agencies of this state and those of another state. Such agreements can work to the mutual benefit of the cooperating entities and result in savings to the District and its customers.

Central Susquehanna Intermediate Unit ("CSIU") is a Pennsylvania state agency that has developed and operates a national cooperative bidding program for technology goods and services, which may include, but is not limited to equipment, materials, supplies and/or services known as the Premier Education Purchasing Program ("PEPPM"). The terms of CSIU/PEPPM’s master purchasing contracts allow other states’ entities, such as the District, to utilize its competitively awarded contracts.

District staff has identified a need to utilize one of the CSIU/PEPPM’s 2011 awarded contracts to purchase Zonar Systems, Inc.’s products for its fleet and site computerized asset management. The District may desire to utilize other awarded contracts under CSIU/PEPPM’s purchasing program in the future.

District staff has reviewed the terms and conditions of the CSIU/PEPPM awarded contracts and find them to be beneficial to the District and consistent with District procurement requirements. There are no annual membership fees required for participation in CSIU/PEPPM purchasing program.

District staff recommends that it is in the best interest of the District to enter into an Intergovernmental Cooperative Purchasing Agreement with CSIU/PEPPM for utilization of CSIU/PEPPM awarded contracts for purchase of technology goods and/or services.

The General Manager has reviewed staff’s recommendation and concurs in the same.
ACTION

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY
DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON, as follows:

Section 1. The General Manager, or his designee, is hereby authorized to enter
into an Intergovernmental Cooperative Purchasing Agreement with Central
Susquehanna Intermediate Unit (CSIU) for the purchase of technology equipment and
supplies, which may include equipment, materials, supplies and/or services through its
Premier Education Purchasing Program (PEPPM) master purchasing contracts. A copy
of the Agreement will be on file in the offices of the District.

DATED this 4th day of April 2011.

[Signatures]

ATTEST:

[Signatures]

Commissioner

Seal