

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Pursuant to Chapter 39.34 RCW and to other applicable laws, WHATCOM TRANSPORTATION AUTHORITY (WTA), a municipal Corporation of Whatcom County, Washington and, WHATCOM COUNTY, a political subdivision 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 WTA and the WHATCOM COUNTY.
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 and Grants Coordinator of WTA and the Purchasing Agent of WHATCOM COUNTY 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 19 day of November, 2018.

WHATCOM TRANSPORTATION AUTHORITY

BY: Peter L. Stark
Peter L. Stark
General Manager

Subscribed and sworn to me this 19th day of November, 2018.

Notary Public in and for the State of Washington, residing at Lynden, WA
My commission expires 03-27-2020.
Amber R. Curry

APPROVED AS TO FORM:

Mark Lee [Signature]
General Counsel
11/19/18
Date

ATTEST:
Vicki G. Esser
Vicki Esser
Clerk of the Board

APPROVED this 5th day of December, 2018.

WHATCOM COUNTY

BY: [Signature]
Jack Louws
County Executive

Subscribed and sworn to me this 5th day of December, 2018.

Notary Public in and for the State of Washington, residing at Bellingham
My commission expires 12-31-22.
Suzanne M. Mildner



APPROVED AS TO FORM:

[Signature]
Christopher Quinn Senior Civil Deputy Pros. Attorney
Whatcom County
11/20/18
Date

ATTEST:

