

**BOARD OF COUNTY COMMISSIONERS
Grant County, Washington**

**RESOLUTION AUTHORIZING EXECUTION
OF INTERLOCAL AGREEMENT BETWEEN
GRANT COUNTY AND THE NATIONAL
JOINT POWERS ALLIANCE**

RESOLUTION No. 15-⁰⁶⁶-CC

WHEREAS, Chapter 39.34 RCW, the Interlocal Cooperation Act, permits local governmental entities to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage, for the purposes of providing services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, Grant County, Washington, a political subdivision, and the National Joint Powers Alliance of Minnesota, a Minnesota Service Cooperative, (hereafter NJPA) are vested with authority to enter into an interlocal agreement pursuant to chapter 39.34 RCW and Minnesota Statute § 123A.21; and

WHEREAS, Grant County is authorized to utilize contracts competitively solicited by the NJPA and enter into a "Joint Exercise of Powers of Agreement" for the purpose of accessing available contracts for goods and services from NJPA Awarded Vendors;

NOW, THEREFORE, BE IT RESOLVED, that the National Joint Powers Alliance Joint Powers Agreement, aka Joint Exercise of Powers Agreement, between Grant County and the NJPA be executed by and between the aforementioned parties.

PASSED AND ADOPTED this 23rd day of November, 2015.

**BOARD OF COUNTY COMMISSIONERS
GRANT COUNTY, WASHINGTON**

Yea Nay Abstain

Richard Stevens
Richard Stevens, Chair

Cindy Carter
Cindy Carter, Vice-Chair

Carolann Swartz
Carolann Swartz, Member

ATTEST:

Brian J. [Signature]
Clerk of the Board

**JOINT EXERCISE OF POWERS
AGREEMENT**



**NATIONAL JOINT POWERS ALLIANCE
JOINT POWERS AGREEMENT**

This Agreement, made effective on the date hereof, is between the National Joint Powers Alliance® (hereinafter referred to as "NJPA") and Grant County WA (hereinafter referred to as "Governmental Unit").

Recitals

WHEREAS, NJPA asserts it is a Minnesota Service Cooperative created and governed under Minnesota Statute §123A.21; and

WHEREAS, under Minnesota Statute §471.59, NJPA is permitted to enter into agreements with other governmental units in the United States and Canada to jointly or cooperatively exercise any power common to the contracting powers or similar powers, as deemed necessary; and

WHEREAS, Governmental Unit asserts it is authorized by its Statutes to utilize contracts competitively solicited by another governmental unit; and

WHEREAS, Governmental Unit and NJPA desire to enter into a "Joint Exercise of Powers Agreement" for the purpose of Governmental Unit accessing available contracts for goods and services from NJPA Awarded Vendors;

NOW THEREFORE, NJPA and the Governmental Unit hereby agree as follows:

Agreement

1. NJPA will make its contracts for commodities and services and/or other NJPA services available to the Governmental Unit. The Governmental Unit will be deemed a non-voting Participating Member.
2. The Governmental Unit may utilize the contracts or services procured or offered through NJPA to purchase supplies, equipment, materials and services hereinafter referred to as "goods and services" for its eligible users.
3. 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.
4. This Agreement will become effective on the date hereof and shall remain in effect until canceled by either party upon thirty (30) days' written notice to the other party.
5. Each party agrees that it is responsible for its acts and the results thereof, to the extent authorized by law, and will not be responsible for the acts of the other party and the results thereof. The Governmental Unit will be responsible for all aspects of its purchase, including ordering its goods and/or services, inspecting and accepting the goods and/or services, and paying the Vendor who will have directly billed the Governmental Unit placing the order.
6. Both Parties to this Agreement agree to strict accountability of all public funds disbursed in connection with this joint exercise of powers as required by each party's respective laws.
7. To purchase commodities or services from NJPA's contracts, the Governmental Unit must issue a purchase order or other subsequent agreement in accordance with the terms and conditions of NJPA's contracts and any requirements applicable to the Governmental Unit's governing body. The Governmental Unit must send purchase orders directly to the applicable Vendor and will make payments directly to the Vendor in accordance with its established procedures and terms of NJPA's contract. The Governmental Unit will not use the goods available under NJPA's contracts for purposes of resale.

**JOINT EXERCISE OF POWERS
AGREEMENT**



- 8. Pursuant to Minn. Stat. §471.59, subd. 5, if applicable, the Parties shall provide for the disposition of any property acquired as the result of such joint or cooperative exercise of powers, and the return of any surplus moneys in proportion to contributions of the several contracting parties after the purpose of the Agreement has been completed.
- 9. There shall be no financial remunerations by the Governmental Unit to NJPA for the use of NJPA's procurements, contracts or agreements or the payment of any membership fee to NJPA.
- 10. Both Parties to this Agreement acknowledge their individual responsibility to gain ratification of this agreement through their governing body, if required by law.
- 11. The NJPA contracts utilized by the Governmental Unit through this Agreement were procured or will be procured through the Uniform Municipal Contracting law, MN Statute Sec. 471.345.

IN WITNESS WHEREOF, the Parties have executed this Agreement effective the date hereof.

Member Name:

National Joint Powers Alliance®

By Richard Stevens
Richard Stevens

AUTHORIZED SIGNATURE

Its BOCC Chair
TITLE

TITLE

11-23-15
DATE

DATE

**JOINT EXERCISE OF POWERS
AGREEMENT**



ORGANIZATION INFORMATION (Required Fields)**

Applicant Name: ** Grant County WA
Address: ** 37 C street NW
City, State, Zip ** Ephrata WA, 98823
Federal ID Number: 91-600 1319
Contact Person: ** Tom Gaines
Title: ** Central Services Director
E-mail: ** tgaines@grantcountywa.gov
Phone: 509-754-2011 x3276
Website: http://www.grantcountywa.gov

Reference:
Minnesota Joint Exercise of Powers
M.S. 471.59

Participating Agency
Joint Exercise of Powers Authority
granted under State Statute

RCW 39.34.030 Joint powers

APPLICANT ORGANIZATION TYPE:

- K-12
- Government or Municipality (please specify: County Government)
- Higher Education
- Other (please specify: _____)

I WAS REFERRED BY: (please specify)

- Advertisement _____
- Current NJPA Member _____
- Vendor Representative _____
- Trade Show _____
- NJPA Website _____
- Other _____

Completed applications may be returned to:

National Joint Powers Alliance ®
202 12TH Street NE
Staples, MN 56479

Duff Erholtz

Phone 218-894-5490
Fax 218-894-3045
E-mail duff.erholtz@njpacoop.org