

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF ALLEN, TEXAS AND PARTICIPANTS IN THE COLLIN COUNTY GOVERNMENTAL PURCHASERS FORUM PROVIDING FOR A COOPERATIVE PURCHASING PROGRAM FOR GOODS AND SERVICES; DESIGNATING THE CITY MANAGER, OR HIS DESIGNEE, AS OFFICIAL REPRESENTATIVE OF THE CITY IN MATTERS RELATING TO THE PROGRAM; AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has been presented a proposed Interlocal Agreement by and between the City of Allen, Texas, and participants in the Collin County Governmental Purchasers Forum, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference (herein called "Agreement"); and

WHEREAS, upon full review and consideration of the Agreement, and all matters attendant and related thereto, the City Council is of the opinion that the terms and conditions thereof should be approved, and that the City Manager, or his designee, shall be authorized to execute it on behalf of the City of Allen.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS THAT:

SECTION 1: The terms and conditions of the Agreement, having been reviewed by the City Council of the City of Allen and found to be acceptable and in the best interests of the City of Allen and its citizens, are hereby in all things approved.

SECTION 2: The City Manager, or his designee, of the City of Allen, under the direction of the City Council of the City of Allen, is hereby designated as the official representative to act for the City in all matters relating to the Cooperative Purchasing Program including the designation of specific contracts in which the City desires to participate.

SECTION 3: The City Manager, or his designee, is hereby authorized to execute the Agreement and all other documents in connection therewith on behalf of the City of Allen, substantially according to the terms and conditions set forth in this Agreement.

SECTION 4: This resolution shall become effective from and after its passage. Furthermore, any previous Interlocal Agreements between the City of Allen and other participants in this Forum shall become null and void upon passage of this Agreement and this Agreement shall become the valid agreement between the participants.


DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS THE 15TH DAY OF OCTOBER, 1998.

APPROVED:



Stephen Terrell, MAYOR

ATTEST:

  
Judy Morrison, CMC, CITY SECRETARY

## **INTERLOCAL AGREEMENT**

**THIS AGREEMENT** made and entered into this 15<sup>th</sup> day of October, 1998, by and between the City of Allen, Texas, and participants in the COLLIN COUNTY GOVERNMENTAL PURCHASER'S FORUM (hereinafter called "FORUM"), acting through the CITY OF ALLEN'S duly authorized agent:

### **WITNESSETH:**

**WHEREAS**, the CITY OF ALLEN and the present FORUM participants (currently consisting of COLLIN COUNTY, COLLIN COUNTY COMMUNITY COLLEGE DISTRICT, UNIVERSITY OF TEXAS-DALLAS, COLLIN COUNTY CENTRAL APPRAISAL, CITY OF ALLEN, CITY OF ANNA, CITY OF BLUE RIDGE, CITY OF CARROLLTON, CITY OF CELINA, TOWN OF FAIRVIEW, CITY OF FARMERSVILLE, CITY OF FRISCO, CITY OF MCKINNEY, CITY OF MURPHY, CITY OF PARKER, CITY OF PLANO, CITY OF RICHARDSON, CITY OF SACHSE, CITY OF WYLIE, ALLEN I.S.D., BLUE RIDGE I.S.D., CELINA I.S.D., COMMUNITY I.S.D., FARMERSVILLE I.S.D., FRISCO I.S.D., MCKINNEY I.S.D., MELISSA I.S.D., PLANO I.S.D. and PRINCETON I.S.D.) as permitted under Chapter 271 V.T.C.A., Local Government, Cooperative Purchasing Program, wish to enter into this Interlocal Agreement to set forth the terms and conditions under which the CITY OF ALLEN and FORUM Participants may purchase various goods and services commonly utilized by all entities; and

**WHEREAS**, participation in a Cooperative Purchasing Program will be highly beneficial to the taxpayers of the CITY OF ALLEN and FORUM participants through the anticipated savings to be realized; and

**WHEREAS**, it is also realized that this program could be very beneficial to smaller governmental entities in Collin County that choose to join the FORUM at a latter date by formal declaration by their governing bodies to participate in this program by passage of a similar document.

**NOW, THEREFORE**, in consideration of the foregoing as set forth herein, the CITY OF ALLEN and other FORUM participants agree as follows:

1. All FORUM participants will work cooperatively to provide a program for the purchase of various goods and services commonly utilized by all participants ("Cooperative Purchasing Program"), and under such Program purchase goods and services from vendors under present and future contracts with any entity in the FORUM.
2. The FORUM participants will enter into individual contracts with vendors under the Cooperative Purchasing Program provided for under the Agreement. The participant shall be individually responsible for payment directly to the vendor and for the vendor's compliance with all conditions of delivery and quality of purchased items under such individual contracts.
3. This Agreement shall continue in full force and effect until terminated by either party with thirty (30) day written notice.
4. Notwithstanding anything herein to the contrary, participation in this Agreement by the CITY OF ALLEN may be terminated upon thirty (30) days written notice to the other members of the FORUM.
5. This Agreement may be executed simultaneously, to two or more participants in the FORUM, each of which shall be deemed an original and all which together shall constitute one and the same instrument.

**EXECUTED** hereto on the 15<sup>th</sup> day of October, 1998, as authorized by authority of CITY OF ALLEN.

**APPROVED:**

  
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**Michael Stanger, ACTING CITY MANAGER**

**ATTEST:**

  
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**Judy Morrison, CMC, CITY SECRETARY**