

**PEND OREILLE COUNTY
NEWPORT, WASHINGTON**

RESOLUTION NO. 2025- 069

**RESOLUTION REGARDING THE APPROVAL OF THE 2025
INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT-DESCHUTES
COUNTY, OREGON**

WHEREAS, Chapter 39.34 Revised Code of Washington (RCW), the Interlocal Cooperation Act, authorizes public agencies to enter into agreements for mutually advantageous joint or cooperative action; and

WHEREAS, Pend Oreille County and Deschutes County, Oregon, are public agencies within the meaning of Chapter 39.34 RCW; and

WHEREAS, pursuant to the Revised Code of Washington (RCW) 36.32.120(6), the Board of County Commissioners of Pend Oreille County, Washington ("the Board") has the care of county property and the management of county funds and business; and

WHEREAS, Deschutes County, Oregon has entered into a contract with Sherwin-Williams Paint for the purchase of highway marking paint; and

WHEREAS, Sherwin-Williams Paint is no longer on the Washington State Contract for the purchase of highway marking paint; and

WHEREAS, the pricing offered under this contract will be a substantial savings to Pend Oreille County; and

WHEREAS, entering into the Intergovernmental Cooperative Purchasing Agreement with Deschutes County, Oregon, will allow Pend Oreille County to purchase highway marking paint from Sherwin-Williams Paint at this pricing; and

WHEREAS, the Board believes that the best interest of the public will be served by entering said agreement with Deschutes County, Oregon.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Pend Oreille County Board of Commissioners that the Intergovernmental Cooperative Purchasing Agreement with Deschutes County, Oregon, which is attached hereto and incorporated herein, be established and adopted.

BE IT FURTHER RESOLVED, by the Pend Oreille County Board of Commissioners, that the Intergovernmental Cooperative Purchasing Agreement with Deschutes County, Oregon, is hereby approved, and the Chair of the Board, or a majority of the Board is hereby authorized to execute it on behalf of Pend Oreille County.

[executed page with signatures is attached]

ADOPTED this - 29 day of April, 2025.

**BOARD OF COUNTY COMMISSIONERS
PEND OREILLE COUNTY, WASHINGTON**

Absent
John Gentle, Chair

Brian Smiley
Brian Smiley, Vice-Chair

Robert Rosencrantz
Robert Rosencrantz, Member

ATTEST:

Crystal Zieske
Crystal Zieske, Clerk of the Board

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Pursuant to Chapter 39.34 RCW, ORS 279A.215 et seq., ORS Chapter 190, and other applicable laws, PEND OREILLE COUNTY, WASHINGTON, a political subdivision of the State of Washington and, DESCHUTES COUNTY, OREGON, a political subdivision of the State of Oregon, 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 and identified from time to time by Pend Oreille County and Deschutes 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, to the extent permitted by law, 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) Nondiscrimination. Both parties agree that they shall not discriminate against any person on the grounds of race, creed, color, religion, national origin, sex, age, marital status, sexual orientation, pregnancy, veteran status, political affiliation or belief, or the presence of any sensory, mental or physical handicap in violation of the Washington State Law Against Discrimination (RCW chapter 49.60) or the Americans with Disabilities Act (42 U.S.C. 12101 et seq.) or any other applicable state, federal or local law, rule or regulation.

(7) 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.

(8) The Public Works Support Specialist of Pend Oreille County and the Deschutes County Road Department Operations Manager shall be representatives of the entities for carrying out the terms of this Agreement.

(9) 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.

Cooperative Purchasing Agreement: Pend Oreille (# 2025 - 069) and Deschutes County (# 2025 - 468)

(10) Pursuant to RCW 39.34.040 and ORS 279A.215 et seq., regarding methods of filing agreements pursuant to the Interlocal Cooperation Act, a copy of this Agreement shall be filed with the Pend Oreille County Auditor, or, alternatively, listed by subject on the public agency's website or other electronically retrievable public source.

BOARD OF COUNTY COMMISSIONERS
PEND OREILLE COUNTY, WASHINGTON

Absent
John Gentle, Chair
Brian Smiley
Brian Smiley, Vice-Chair
Robert Rosencrantz
Robert Rosencrantz, Member

ATTEST:

Crystal Zieske
Crystal Zieske, Clerk of the Board

Approved as to form
Dolly Hunt
Dolly Hunt, Prosecuting Attorney

Approved this ____ day of _____, 2025

DESCHUTES COUNTY, OREGON

Anthony DeBone, Board Chair

Subscribed and sworn to me this ____ day of _____, 2025

My Commission Expires: _____

ATTEST:

Cooperative Purchasing Agreement: Pend Oreille (# 2025 - 069) and Deschutes
County (#2025 - 468)