



PURCHASING ITEM FOR COUNCIL AGENDA

1. Agenda Item Number:

30

2. Council Meeting Date: January 17, 2008

TO: MAYOR & COUNCIL

3. Date Prepared: November 21, 2007

THROUGH: CITY MANAGER

4. Requesting Department: Management Services

5. SUBJECT: Approve Cooperative Purchasing Agreement with the National Intergovernmental Purchasing Alliance.

6. RECOMMENDATION: Request approval of a cooperative purchasing agreement between the City and the National Intergovernmental Purchasing Alliance (NIPA).

7. HISTORICAL BACKGROUND/DISCUSSION: Per the City code the City may participate in, sponsor, conduct, or administer cooperative purchasing with other public agencies and with non-profit groups or organizations established by public entities for the purpose of cooperative purchasing, provided that competitive purchasing procedures similar to those required in the City of Chandler are employed. NIPA members award contracts that are eligible for use by other political subdivisions. For example, NIPA offers an extensive variety of first responder and emergency operations products that may be purchased by the City at a future date. Other key contracts the City may look at to use include Panasonic Toughbooks, Office Supplies and Furniture. This is a one time agreement to allow us permanent access to NIPA contracts. The Law Department has reviewed this program and has approved it contingent upon the City reviewing the lead agencies procurement rules to ensure similarity to the City's before making purchases from the cooperative. The Master Intergovernmental Cooperative Purchasing Agreement has been attached for informational purposes but does not require City signatures (e-mail subscription).

8. EVALUATION PROCESS: Utilizing opportunities to purchase from vendors awarded contracts by NIPA will provide the City the advantage of discounts due to volume purchasing, save bidding costs and expedites the purchasing process. This cooperative agreement adds another large purchasing cooperative to the City's options when determining best value in its procurement decisions.

9. FINANCIAL IMPLICATIONS: NA

10. PROPOSED MOTION: Move to approve a cooperative purchasing agreement between the City and the NIPA.

APPROVALS

11. Requesting Department

Robert Combs, CPPB  
Purchasing Manager

12. Department Head

Dennis Strachota, Director

13. Procurement Officer

Robert Descheemaker, CPPB  
Purchasing Supervisor

14. City Manager

W. Mark Pentz

## **MASTER INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT**

This agreement is made between certain government agencies that execute a Principal Procurement Agency Certificate ("Principal Procurement Agencies") to be appended and made a part hereof and other government agencies ("Participating Public Agencies") that register electronically with National Intergovernmental Purchasing Alliance ("National IPA") or otherwise execute a Participating Public Agency Certificate ("Participating Public Agencies") to be appended and made a part hereof.

### **RECITALS**

WHEREAS, after a competitive bidding and selection process by Principal Procurement Agencies, a number of Suppliers have entered into Master Agreements to provide a variety of goods, products and services based on national volumes (herein "Products");

WHEREAS, Master Agreements are made available by Principal Procurement Agencies through National IPA and provide that Participating Public Agencies may purchase Products on the same terms, conditions and pricing as the Principal Procurement Agency, subject to any applicable local purchasing ordinances and the laws of the State of purchase;

NOW, THEREFORE, in consideration of the mutual promises contained in this agreement, and of the mutual benefits to result, the parties agree as follows:

1. That each party will facilitate the cooperative procurement of Products.
2. That the procurement of Products subject to this agreement shall be conducted in accordance with and subject to the relevant statutes, ordinances, rules and regulations that govern each party's procurement practices.
3. That the cooperative use of bids obtained by a party to this agreement shall be in accordance with the terms and conditions of the bid, except as modification of those terms and conditions is otherwise allowed or required by applicable law.
4. That the Principal Procurement Agencies will make available, upon reasonable request and subject to convenience, information which may assist in improving the procurement of products by the Participating Public Agencies.
5. That a procuring party will make timely payments to the Supplier for Products received in accordance with the terms and conditions of the procurement. Payment for Products and inspections and acceptance of Products ordered by the procuring party shall be the exclusive obligation of such procuring party. Disputes between procuring party and Supplier are to be resolved in accord with the law and venue rules of the State of purchase.
6. The procuring party shall not use this agreement as a method for obtaining additional concessions or reduced prices for similar products or services.
7. The procuring party shall be responsible for the ordering of Products under this agreement. A non-procuring party shall not be liable in any fashion for any violation by a procuring party, and the procuring party shall hold non-procuring party harmless from any liability that may arise from action or inaction of the procuring party.
8. This agreement shall remain in effect until termination by a party giving 30 days written notice to the other party.

This agreement shall take effect after execution of the Principal Procurement Agency Certificate or Participating Public Agency Registration, as applicable.



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APPROVED BY  
CHANDLER CITY COUNCIL

DEC 13 2007

CITY CLERK'S OFFICE

Rep # 31

DEC 13 2007

MEMORANDUM

Management Services Memo No. 08-039

**DATE:** DECEMBER 12, 2007  
**TO:** MARLA PADDOCK, CITY CLERK  
**FROM:** DENNIS STRACHOTA, MANAGEMENT SERVICES DIRECTOR  
**SUBJECT:** AGENDA ITEM # 31 - COOPERATIVE PURCHASING AGREEMENT

This is to request a continuance of Agenda Item #31 to the next Council meeting to allow additional time for internal review.

Thank you.

c: Pat McDermott, Assistant City Manager



**PURCHASING ITEM  
FOR  
COUNCIL AGENDA**

**1. Agenda Item Number:**

**31**

**2. Council Meeting Date:**  
December 13, 2007

**TO: MAYOR & COUNCIL**

**3. Date Prepared:** November 21, 2007

**THROUGH: CITY MANAGER**

**4. Requesting Department:** Management Services

**5. SUBJECT:** Approve Cooperative Purchasing Agreement with the National Intergovernmental Purchasing Alliance.

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**APPROVALS**

**11. Requesting Department**

Robert Descheemaker, CPPB  
Purchasing Supervisor

**12. Department Head**

Dennis Strachota, Director

**13. Procurement Officer**

Robert Descheemaker, CPPB  
Purchasing Supervisor

**14. City Manager**

W. Mark Pentz