

RESOLUTION R-4753

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING PARTICIPATION BY THE CITY IN AN INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF WASHINGTON FOR INTERGOVERNMENTAL COOPERATIVE PURCHASING AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY OF KIRKLAND.

WHEREAS, the City of Kirkland and the University of Washington seek to enter into an intergovernmental cooperative purchasing agreement enabling the City of Kirkland to purchase goods and services through the University of Washington's contract number SL0206 with Workplace Development, LLC, dba Bank and Office Interiors; and

WHEREAS, Chapter 39.34 of the Revised Code of Washington and Section 3.85.180 of the Kirkland Municipal Code provide the authority for the City of Kirkland to enter into cooperative purchasing agreements with other public agencies; and

WHEREAS, the City Council has determined it to be in the best interest of the City of Kirkland to enter into such an interlocal cooperative purchasing agreement; and

NOW, THEREFORE, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Manager is hereby authorized and directed to execute on behalf of the City an Interlocal Agreement with the University of Washington substantially similar to the Agreement attached hereto as Exhibit A.

Passed by majority vote of the Kirkland City Council in open meeting this 7<sup>th</sup> day of April, 2009.

Signed in authentication thereof this 7th day of April, 2009.

  
MAYOR

ATTEST:

  
City Clerk

**INTER-LOCAL AGREEMENT**  
**U.W. CONTRACT SL0206**

Pursuant to Chapter 39.34 RCW and to other provisions of law, the University of Washington ("University") and the following named municipal corporation or political subdivision of the State of Washington, or political subdivision of another state, **The City of Kirkland** (hereinafter called the "Political Subdivision") hereby enter into this Intergovernmental Cooperative Purchasing Agreement (hereinafter called the "Agreement"), the purpose of which is to purchase goods and services from Workspace Development, LLC, dba Bank and Office Interiors ("Vendor") pursuant to the Master Contract Between University and Vendor, Contract Number SL0206 ("Contract"), dated November 2, 2006, upon the following terms and conditions:

- (1) The University has contracted for the purchase of goods and services from Vendor according with the laws and regulations governing purchases by and on behalf of the University.
- (2) The bid or solicitation notice for the Contract was posted on a web site established and maintained by the Journal of Commerce for the purposes of posting public notice of bid and proposal solicitations.
- (3) The Political Subdivision may purchase goods and services covered by the Contract on the same terms and conditions as the University. Purchases by the Political Subdivision may be made by a purchase order issued by the Political Subdivision to the Vendor. The Political Subdivision accepts full responsibility for payment for any goods and services it purchases under the Contract.
- (4) The Political Subdivision reserves the right to contract independently for the purchase of any particular class of goods or services, with or without notice being given to the University.

- (5) This Agreement shall be effective on the later of the two signature dates appearing below, and shall continue in force until cancelled in writing by either party.
- (6) The Political Subdivision agrees that all purchases from the Contract will be made only for the direct use of the Political Subdivision and will not be made on behalf of other jurisdictions.
- (7) It is not the intention of the parties, nor shall this Agreement be interpreted, to create a separate legal entity for the performance of this Agreement.
- (8) The Political Subdivision shall be responsible for filing a copy of this Agreement with its county auditor's office or having this Agreement posted on its website or another electronically retrievable public source as required by RCW 39.34.040.
- (9) By its signature below, the University confirms it approves of this Agreement as required by RCW 39.34.050 and it is authorized to enter into this Agreement pursuant to RCW 39.34.080. Similarly, by its signature below, the Political Subdivision confirms it is authorized to enter into this Agreement pursuant to RCW 39.34.080.
- (10) NOTICES: Any notice, demand or other communication required or permitted to be given under this Contract shall be made to the parties at the addresses provided below

University of Washington contact information:

Contact Person (To whom contract documents and related communications are to be mailed or faxed).

Name: Claudia Christensen  
Address: 3917 University Way NE  
City, St. Zip Seattle, WA 98195  
Phone Number (206) 543-4156  
Federal ID #: \_\_\_\_\_  
Fax Number: (206) 543-3854  
Email Address: claudiac@u.washington.edu

Political Subdivision contact information:

Contact Person (To whom contract documents and related communications are to be mailed or faxed).

Political Subdivision Name: City of Kirkland  
Name: Barry Scott, Purchasing Agent  
Address: 123 5<sup>th</sup> Ave  
City, St. Zip: Kirkland, WA 98033  
Phone Number: 425-587-3123  
Federal ID #: 91-6001255  
Fax Number: 425-587-3123  
Email Address: bscott@ci.kirkland.wa.us

The undersigned has read, understands and agrees to the terms and conditions of this agreement.

Political Subdivision Authorized Signature: \_\_\_\_\_

Name: David Ramsay  
Title: City Manager  
Address: 123 5<sup>th</sup> Ave, Kirkland, WA 98033  
Phone Number: 425-587-3001  
Date: \_\_\_\_\_

**FOR UNIVERSITY OF WASHINGTON USE ONLY (Completed by University, this page will be returned to you in executed copy)**

University has assigned you customer number \_\_\_\_\_. Please provide this number when ordering from contracts or communications with University.

**UNIVERSITY AUTHORIZED SIGNATURE**

\_\_\_\_\_  
Name Title Date