

## INTERLOCAL COOPERATIVE PURCHASING AGREEMENT

In accordance with Chapter 39.34 RCW and with all other applicable laws, the Port of Everett and the Port of Vancouver, both port districts organized under the laws of the State of Washington, hereby agree to cooperative governmental purchasing agreement for various supplies, materials, equipment and routine, expert and/or consultant services, using competitively awarded contracts. The following terms and conditions shall apply:

1. Each agency, in contracting for the purchase of supplies, materials, equipment and services, agrees to extend contracts for shared use with the other agency at each agency's discretion to the extent permitted by law and agreed upon by those agencies and the parties to the underlying contracts ("vendors").
2. Each agency shall comply with and obey all state, federal, and local laws, regulations, and ordinances, as well as their own internal policies, applicable to the performance of this Agreement, including but not limited to all statutory contracting requirements.
3. Each party may insert in its solicitations a provision disclosing that other authorized governmental agencies may also wish to utilize the resulting contract and allowing the bidder the option of extending its bid to other agencies at the same bid price, terms, and conditions. Any purchases by one agency that are extended to the other agency shall be effectuated by a purchase order, p-card, or contract from the purchasing agency and directed to the vendor(s)
4. The originating contracting agency does not accept responsibility or liability for the performance of any vendor used by the purchasing agency as a result of this agreement.
5. Each agency shall be responsible for the payment of any item(s) purchased through a contract or purchase order for that agency that it obtained as a result of this Agreement.
6. This Agreement shall remain in force until cancelled in writing by either party. If this Agreement is cancelled while either agency is awaiting items purchased prior to cancellation of this Agreement as a result of this Agreement, the party remains responsible for fulfilling payment and any other obligations relating to that purchase.
7. Upon execution of this Agreement, each agency shall either post the executed Agreement online or file it with its county auditor.
8. Neither agency shall assign its rights in this Agreement.
9. No separate legal or administrative entity is created by this Agreement. Neither party is authorized to bind the other party to any contract or obligation.

Interlocal Cooperative Purchase Agreement  
Port of Everett/Port of Vancouver

10. This Agreement may be modified by a writing explicitly identify it as a modification or amendment of this Agreement that is signed by authorized representatives of each agency.

Accepted for the Port of Vancouver, USA

Accepted for the Port of Everett:

By: Dawn Egbert

Name: Dawn Egbert

Title: Procurement Services Manager

Date: 2/10/2023

DocuSigned by:

By: Lisa Lefebvre

Lisa Lefebvre 9B7AD46E38FE4CC...

Title: Chief Executive Officer/Executive Director

Date: 2/10/2023