

AUG 09 2021

Approved

REQUEST FOR AGENDA PLACEMENT FORM

Submission Deadline - Tuesday, 12:00 PM before Court Dates

SUBMITTED BY: Ralph McBroom

TODAY'S DATE: August 2, 2021

DEPARTMENT: Purchasing

SIGNATURE OF DEPARTMENT HEAD:

REQUESTED AGENDA DATE: August 9, 2021

SPECIFIC AGENDA WORDING: Consideration and approval of the 791 Purchasing Cooperative Master Interlocal Agreement and the 791 Purchasing Cooperative Board/Commissioners Court Resolution.

PERSON(S) TO PRESENT ITEM: Ralph McBroom C.P.M.

SUPPORT MATERIAL: (See attached)

TIME: 5 min

(Anticipated number of minutes needed to discuss item)

ACTION ITEM: X

WORKSHOP

CONSENT:

EXECUTIVE:

STAFF NOTICE:

COUNTY ATTORNEY:

AUDITOR:

PERSONNEL:

BUDGET COORDINATOR:

IT DEPARTMENT:

PURCHASING DEPARTMENT:

PUBLIC WORKS:

OTHER: SO

*****This Section to be completed by County Judge's Office*****

ASSIGNED AGENDA DATE: _____

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE _____

COURT MEMBER APPROVAL _____ Date _____

**791 PURCHASING
COOPERATIVE
BOARD / COMMISSIONERS
COURT RESOLUTION**

STATE OF TEXAS

FOR: THE 791 PURCHASING
COOPERATIVE

WHEREAS, the Board of Directors or Commissioners Court of Johnson County, Texas,
(Named Public Agency), (City)

pursuant to the authority granted by TEX. GOV'T CODE § 791.001, *et seq.*, desires to participate in the 791 Purchasing Cooperative, and in the Opinion that participating in this program will be highly beneficial to the taxpayers through the anticipated savings to be realized.

Therefore, be it RESOLVED that the Johnson County requests a stated need for
(Named Public Agency)

participation in 791 Purchasing Cooperative (791 Coop) whereby Roger Harmon
(Name of Authorized Person)


is authorized and directed to sign and deliver any and all necessary requests and documents in connection therewith for and on behalf of Johnson County.
(Named Public Agency)

I certify that the foregoing is a true and correct original Resolution duly adopted by the

Johnson County and is filed on record at the 791 Coop office.
(Named Public Agency)

In witness thereof, I have set my hand and signature this 9th day of August, 2021.

By:


(Authorized Signature)

Roger Harmon

(Printed Authorized Name)

County Judge

(Title)

This legal document will remain current on file until either party severs the agreement.

MASTER INTERLOCAL AGREEMENT

This Master Interlocal Agreement ("Agreement") is made by and between 791 Purchasing Cooperative ("791 COOP") and Johnson County ("End User"), (collectively referred to as the "Parties" or individually as the "Party") acting herein by and through their respectively authorized officers, agents, and/or employees.

PURPOSE

WHEREAS, the federal, state, and territorial governments of the United States of America have expressly authorized and encouraged use of cooperative purchasing agreements to increase quality and efficiency in purchasing for public, publicly funded, and other legally authorized entities; and

WHEREAS, 791 Purchasing Cooperative LLC through its purchasing cooperative named 791 Purchasing Cooperative (791 COOP) is committed to providing cooperative purchasing contracts with lead public agencies to eligible organization, including, but not limited to, public and private K12 schools, cities, counties, institutions of higher education and other eligible units of government ("Authorized Users") in all states in order to increase quality and efficiency in purchasing; and

WHEREAS, 791 COOP is authorized to contract with the End User entity through Chapter 791 of the Texas Government Code, Chapter 252, 262 and 2269 of the Texas Government Code, Chapter 44 of the Texas Education Code, and other relevant federal and state laws to provide goods and service through legally compliant mechanisms; and

WHEREAS, The Parties wish to enter into this Agreement to maximize spending power of End User entity and provide increased efficiency in the sourcing and purchase of goods and services; and

WHEREAS, the governing bodies of the Parties, individually and corporately do hereby adopt and find the foregoing promises as findings of said Authorized Users; and

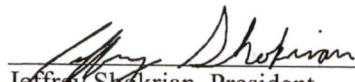
NOW THEREFORE, premises considered, and in consideration of and conditional upon the mutual covenants and agreements herein, the Parties herein mutually agree as follows:


AGREEMENT

- 1. Term:** This Agreement is effective for ten (10) years from the date of the last signature and shall automatically renew annually unless either party gives sixty (60) days prior written notice of non-renewal.
- 2. Permissions:** This Agreement shall: (1) Allow Authorized User/End User entities to purchase goods and services by purchase order, contract, agreement, or other legally permitted mechanism through 791 COOP's competitively awarded vendor list; (2) allow the Authorized User to access 791 COOP's cooperative contracts to purchase products or services from vendors which have been awarded contracts through statutorily authorized methods; and (3) allow the Authorized User/End User entities to access 791 COOP subject matter expertise to facilitate best practices in sourcing and procurement.
- 3. Relationship:** The relationship between the Parties is that of Independent Contractor. Neither Party has the authority to bind the other in any manner beyond the terms of this Agreement. The

End User entity may be required to enter into subsequent contractual arrangements with 791 COOP to ensure pricing, standards, and compliance, and for specific products or services.

4. **Confidentiality and Safeguarding:** To the extent permitted and/or required by laws of Authorized User's operation's jurisdiction, proprietary information and intellectual property of 791 COOP will be shielded from public inquiry without prior written consent of 791 COOP.
5. **Venue and Governing Law:** The Parties covenant and agree that any litigation relating to this agreement, the terms, and conditions of the agreement will be interpreted according to the laws of the State of Texas and venue shall be exclusively in Bexar County, Texas.

 | August 2, 2021
Jeffrey Shokrian, President | Date
791 Purchasing Cooperative LLC

 | 8-9-2021 | 8-9-2021
Authorized User Representative | Date | Governing Body Approval Date

Johnson County | 2 N Main, Rm 120, Cleburne, Tx 76031
Entity Name | Entity Address (Principal Office)

817-556-6360 | countyjudge@johnsoncountytexas.org
Entity Contact Telephone Number | Entity Contact E-mail Address