

BOARD OF TRUSTEES AGENDA

<input type="checkbox"/> Workshop	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Special
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- (A) ☐ Report Only ☐ Recognition

Presenter(s):

Briefly describe the subject of the report or recognition presentation.

- (B) ☒ Action Item

Presenter(s): ISMAEL MIJARES, DEPUTY SUPERINTENDENT FOR BUSINESS AND FINANCE
LUIS VELEZ, PURCHASING DIRECTOR

Briefly describe the action required.

CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO APPROVE, IN ACCORDANCE WITH BOARD POLICY CH, THE INTERLOCAL AGREEMENT TO PARTICIPATE IN THE REGION 14 EDUCATIONAL SERVICE CENTER NATIONAL COOPERATIVE PURCHASING ALLIANCE AND THE BOARD DELEGATES THE SUPERINTENDENT OR DESIGNEE THE AUTHORITY TO MAKE RELATED BUDGETED PURCHASES OF GOODS OR SERVICES AS PER BOARD POLICY CH.

- (C) **Funding source: Identify the source of funds if any are required.**

BUDGETED FUNDS


- (D) **Clarification: Explain any question or issues that might be raised regarding this item.**

SEE ATTACHED MEMORANDUM



EAGLE PASS INDEPENDENT SCHOOL DISTRICT

MEMORANDUM

To: Mr. Ismael Mijares, Deputy Superintendent for Business and Finance
From: Mr. Luis A. Vélez, Purchasing Director  Luis A. Vélez
Date: Friday, October 1, 2021 2021.10.04 14:21:35
Subject: Interlocal Agreement - National Cooperative Purchasing Alliance -05'00'

In accordance with Board Policy CH, please accept this request to allow the Department of Purchasing to participate and have access to the interlocal agreement with Region 14 Educational Service Center National Cooperative Purchasing Alliance so we can centralize purchasing activities and increase purchasing power. By entering into this interlocal agreement, the list of available resources from where to procure from will not only be expanded, but will also ensure compliance with competitive bidding requirements at reduced costs. Please note there is no fee to participate in this interlocal agreement.

Please contact me at the Purchasing Department should you need any further information regarding this matter.



National Cooperative Purchasing Alliance

INTERLOCAL AGREEMENT

Contracting Parties

EAGLE PASS I.S.D.
(Participating Agency)

Region 14 Educational Service Center
(Lead Agency)

74-6000701
(Federal Tax ID Number)

This agreement is effective upon signature and shall be automatically renewed unless either party gives sixty (60) days prior written notice of non-renewal. This agreement may be terminated with or without cause by either party upon (60) days prior written notice, or may also be terminated for cause at anytime upon written notice stating the reason for and effective date of such terminations and after giving the affected party a thirty (30) day period to cure any breach.

Statement of Services to be Performed:

The purpose of this cooperative is to obtain substantial savings for member school districts and public entities through volume purchasing.

Role of the Purchasing Cooperative

1. Provide for the organizational and administrative structure of the program.
2. Provide staff time necessary for efficient operation of the program.
3. Receive quantity requests from entities and prepare appropriate tally of quantities.
4. Initiate and implement activities related to the bidding and vendors selection process.
5. Provide members with procedures for ordering, delivery, and billing.

Role of the Participating Agency:

1. Commitment to participate in the program as indicated by an authorized signature in the appropriate space below.
2. Designate a contact person for the cooperative.
3. Commit to purchase products and services that become part of the official products and services list when it is in the best interest of the member entity.
4. Prepare purchase orders issued to the appropriate vendor from the official award list provided by the Purchasing Cooperative.

5. Accept shipments of products ordered from vendors in accordance with standard purchasing procedures.
6. Pay vendors in a timely manner for all goods and services received.
7. Each party paying for the performance of governmental function or services must make those payments from current revenues available to the paying party.

Authorization:

Region 14 Education Service Center and the National Cooperative Purchasing Alliance (NCPA) executed a contract to provide cooperative purchasing opportunities to public and nonprofit agencies nationwide.

Please send a signed Interlocal Agreement by email to membership@ncpa.us, fax to (888) 543-6515, or mail to NCPA, P.O. Box 701273, Houston, TX 77270. A facsimile or e-mail transmission of an executed signature page of the agreement shall have the same force and effect as an original signature page.

Participating Agency

By _____
Authorized Signature

SUPERINTENDENT OF SCHOOLS
Title

OCTOBER 12, 2021
Date

LUIS A. VELEZ
Contact Person

PURCHASING DIRECTOR
Title of Contact

587 MADISON ST.
Street Address

EAGLE PASS, TX 78852
City, State Zip

830-773-5181 EXT 72801
Contact's Telephone Number

LVELEZ@EAGLEPASSISD.NET
Email Address

Region 14 Education Service Center

By _____
Authorized Signature

Title

Date

Contact Person

Telephone Number

Email Address

Guidance for Federal Funding Usage

OMB Uniform Guidance Section 2 CFR 200.318(e) encourages non-federal entities to enter into state and local intergovernmental agreements or inter-entity agreements where appropriate for procurement or use of common or shared goods and services in order to foster greater economy and efficiency.

Further, 2 CFR 200 requires that a grantee or sub-grantee follow the most restrictive rule applicable to it, whether it be its own state procurement laws or the procurement requirements set out in the federal rules.

NCPA uses a public competitive bid/proposal process which complies with the federal rules for all threshold levels.

For purchases below the micro-purchase level (currently \$10,000), the federal rules do not require the solicitation of competitive quotations but public agencies must determine the price to be reasonable. NCPA's public competitive bid/proposal process is an excellent benchmark that a price is reasonable.

The federal rules state that purchases between the micro-purchase level (currently \$10,000) and the simplified acquisition threshold (currently \$250,000) require "price or rate quotations to be obtained from an adequate number of qualified sources." NCPA provides multiple contract awards through its bid/proposal process. When using NCPA, purchasers may obtain price or rate quotations from an adequate number of qualified sources.

Purchases above the simplified acquisition threshold can use either sealed bids, competitive proposals, or non-competitive proposals depending on the circumstances. NCPA uses competitive solicited proposals as required by the federal rules.

NCPA's competitively solicited contracts satisfy requirements of the CARES Act, American Rescue Plan or any COVID-19 relief Federal funding.