



# SOUTH SAN ANTONIO INDEPENDENT SCHOOL DISTRICT

## Agenda Item Summary

Meeting Date: October 12, 2022

Agenda Section: Consent

Agenda Item Title: Approval to join the 791 Purchasing Cooperative

From: Mr. Tony Kingman – Chief Financial Officer

Description: The District utilizes various purchasing cooperatives as a means to competitively procure items or services and streamline the buying process. The Business and Finance Department would like to take advantage of the vendor contracts available on the 791 Purchasing Cooperative. It is request that the Board of Trustees approve the interlocal participant agreement with the 791 Purchasing Cooperative. The interlocal participant agreement is enclosed under separate cover for review.

Recommendation: Recommend the Board of Trustees approve the interlocal participant agreement with the 791 Purchasing Cooperative.

Funding Budget Code and Amount: N/A

## MASTER INTERLOCAL AGREEMENT

This Master Interlocal Agreement (“Agreement”) is made by and between 791 Purchasing Cooperative (“791 COOP”) and \_\_\_\_\_ (“End User”), (collectively referred to as the “Parties” or individually as the “Party”) acting herein by and through their respective 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 the 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 organizations, 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 mechanisms 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 the Independent Contractor. Neither Party has the authority to bind the other in any manner beyond the terms of this Agreement. The



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

STATE OF TEXAS

FOR: THE 791 PURCHASING  
COOPERATIVE

WHEREAS, the Board of Directors or Commissioners Court of \_\_\_\_\_, 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 \_\_\_\_\_ requests a stated need for  
*(Named Public Agency)*

participation in 791 Purchasing Cooperative (791 Coop ) whereby \_\_\_\_\_  
*(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 \_\_\_\_\_.  
*(Named Public Agency)*

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

\_\_\_\_\_ and is filed on record at the 791 Coop office.  
*(Named Public Agency)*

In witness thereof, I have set my hand and signature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

By: \_\_\_\_\_  
*(Authorized Signature)*

\_\_\_\_\_  
*(Printed Authorized Name)*

\_\_\_\_\_  
*(Title)*

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