

RESOLUTION NUMBER 724

A RESOLUTION TO AUTHORIZE COOPERATIVE PURCHASING AGREEMENTS FOR THE USE AND BENEFIT OF ALL CITY DEPARTMENTS.

WHEREAS, *Tennessee Code Annotated (TCA) § 12-3-1205 (b) (1)* allows for master cooperative purchasing agreements upon the approval and consent of the local legislative body; and

WHEREAS, cooperative purchasing agreements allow local governments to purchase goods and services from other local, state and national cooperative purchasing alliances that have been competitively bid under the same circumstances required by law by the purchasing entity; and

WHEREAS, these master cooperative agreements reduce time and personnel resources needed to competitively bid goods and services at the local level, but still allow local governments to take advantage of the lowest and best pricing available for the needed goods and services; and

WHEREAS, Tennessee state law was recently amended for all Tennessee cities to take advantage of cooperative purchasing agreements in effect throughout our state and nation; and

WHEREAS, Tennessee Code Annotated, Section 12-3-1205 (b) (1) and (2), states as follows:

- (1) Notwithstanding any other law to the contrary, any municipality, county, utility district, or other local government of the state may participate in, sponsor, conduct, or administer a cooperative purchasing agreement for the procurement of any goods, supplies, services, or equipment with one (1) or more other governmental entities outside this state, to the extent the laws of the other state permit the joint exercise of purchasing authority, in accordance with an agreement entered into between or among the participants; provided, such goods, supplies, services, or equipment were procured in a manner that constitutes competitive bidding and were advertised, evaluated, and awarded by a governmental entity and made available for use by other governmental entities.
- (2) A municipality, county, utility district, or other local government of the state may participate in a master agreement by adopting a resolution accepting the terms of the master agreement. If a participant in a joint or multi-party agreement is required to advertise and receive bids, then it will be deemed sufficient for those purposes that the purchasing entity or the entity that procured the bid complied with its own purchasing requirements. The participant shall acquire and maintain documentation that the purchasing entity or entities that procured the bid complied with its own purchasing requirements.


WHEREAS, the City of Clinton desires to take advantage of the newly created law and reduce the taxpayer burden for duplication of services while still taking advantage of the lowest and best pricing under the master cooperative agreements that have been competitively bid under the same circumstances required by law by the purchasing entity.

NOW THEREFORE, BE IT RESOLVED by the legislative body of Clinton, Tennessee, meeting this 27th day of October, 2014, that we agree to the terms of the newly created law and authorize use of the following master cooperative purchasing agreements:

- 1) National Intergovernmental Purchasing Alliance (NIPA). *(See Exhibit 1)*
- 2) The Cooperative Purchasing Network (TCPN). *(See Exhibit 2)*
- 3) Unites States Communities, Cooperative Purchasing Network. *(See Exhibit 3)*
- 4) E&I Public Sourcing *(See Exhibit 4)*

BE IT FURTHER RESOLVED that the established list of authorized cooperative purchasing agreements may be amended at any time by the Clinton City Council.

Adopted this 27th day of October 2014.


Mayor Scott Burton


Regina Ridenour, City Recorder