

COOPERATIVE PURCHASING AGREEMENT

This agreement is made among certain North Carolina Local Government Units (Units) that agree to the terms and conditions hereof

WHEREAS, the City of Jacksonville and other units of local government wish to enter into this cooperative purchasing agreement with each other in order to procure certain information technology products and services under the same terms, conditions and pricing as each other;

WHEREAS, there is currently no active convenience contract at the state level for Cisco information technology products and services;

WHEREAS, the Units desire to conserve resources and reduce procurement cost;

WHEREAS, the Units wish to improve the efficiency and effectiveness of the procurement of information technology products;

WHEREAS, the Units wish to purchase from the Convenience Contract with Cisco Systems, Inc.;

NOW, THEREFORE, in consideration of the mutual promises contained in this agreement, the Local Government Units agree as follows:

1. That the procurement of Cisco information technology products shall be conducted in accordance with all governing statutes, ordinances, rules and regulations and in accordance with the terms and conditions of the Convenience contract with Cisco.
2. That the procurement of Cisco information technology products shall be conducted in accordance with the policies and procedures that govern each Unit's purchasing activity.
3. That the Unit may procure Cisco products in an effort to maintain compatibility with the Unit's existing information technology hardware and equipment.
4. That all sales to the Units will be made on purchase orders issued by each Unit. All receiving, inspection, payments and disputes involved in, or concerning the placement of purchase orders will be the responsibility of the procuring Unit. The procuring Unit will make timely payments for information technology products in accordance with the terms and conditions of the Convenience Contract between Cisco and the Units.
5. That there shall be no obligation by the Units under this Cooperative Purchasing Agreement to procure a set dollar amount or quantity of information technology products from Cisco during the term of this Convenience Contract with Cisco.
6. That this Cooperative Purchasing Agreement shall be ratified by resolution of the governing board of each Unit and recorded in its minutes prior to any order placement with Cisco Systems, Inc.
7. The Units shall not use this agreement as a method for obtaining additional concessions or reduced prices for similar products or services.
8. This agreement shall remain in effect until the Convenience Agreement with Cisco Systems Inc. expires.
9. This agreement shall take effect after the ratification by resolution on each Unit's governing board.