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PC1-1001 APPLICABILITY

Cooperative purchasing agreements entered into pursuant to this Article shall be limited to the areas of procurement, warehousing or materials management.

PC1-1002 PROCUREMENT AGREEMENT APPROVAL

All cooperative purchasing agreements entered into pursuant to this Article by Pinal County shall be approved by the Board of Supervisors or the Finance Director in accordance with delegated authority provisions.

PC1-1003 COOPERATIVE PURCHASING AUTHORIZED


The County may participate in, sponsor, conduct or administer a cooperative purchasing agreement for the procurement of any materials or services with one or more public procurement units in accordance with an agreement entered into between the participants. Parties under a cooperative purchasing agreement may:

- A. Sponsor, conduct or administer a cooperative agreement for the procurement of any materials or services.
- B. Cooperatively use materials or services.
- C. Commonly use or share warehousing facilities, capital equipment and other facilities.
- D. Provide personnel, except that the requesting public procurement unit shall pay the public procurement unit providing the personnel the direct and indirect cost of providing the personnel, in accordance with the agreement.
- E. On request, make available to other public procurement units informational, technical or other services that may assist in improving the efficiency or economy of procurement. The public procurement unit furnishing the informational or technical services has the right to request reimbursement for the reasonable and necessary costs of providing such services.
- F. The activities described in paragraphs A through E above do not limit what parties may do under a cooperative purchasing agreement.

PC1-1004 COOPERATIVE STATE PURCHASING AGREEMENT IN FORM OF A REQUIREMENTS CONTRACT

Any use of a state requirement contract with the Pinal County Purchasing Department shall provide that:

- A. Payment for materials or services and inspection and acceptance of materials or services ordered by Pinal County under state contracts shall be the exclusive obligation of Pinal County;
- B. The exercise of any rights or remedies by Pinal County shall be the exclusive obligation of Pinal County;

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- C. Failure of Pinal County to secure performance from the contractor in accordance with the terms and conditions of its purchase order does not necessarily require the state to exercise its own rights or remedies; and
- D. Pinal County shall not use a state contract as a method for obtaining additional concessions or reduced prices for similar material or services.

PC1-1005 CONTRACT CONTROVERSIES

- A. Under a cooperative purchasing agreement in which Pinal County is a party, controversies arising between an administering public procurement unit and its bidders, offerors, or contractors shall be resolved in accordance with Article 9 of this Code.
- B. Any local public procurement unit which is not subject to Article 9 of this Code may enter into an agreement with a public procurement unit to establish procedures or use such units existing procedures to resolve controversies with contractors, whether or not such controversy arose from a cooperative purchasing agreement.

PC1-1006 COMPLIANCE WITH FEDERAL PROCUREMENT

If a procurement involves the expenditure of federal assistance or contract monies, the Director or using department shall comply with federal law and authorized regulations which are mandatorily applicable and which are not presently reflected in this Code.

PC1-1007 USE OF PAYMENTS RECEIVED BY A SUPPLYING PUBLIC PROCUREMENT UNIT

All payments received by a public procurement unit supplying personnel or services shall be available to the supplying public procurement unit to defray the costs of the cooperative program.