

# Mayor and Council Communication

DATE: 02/28/23

M&C FILE NUMBER: M&C 23-0145

LOG NAME: 13P COOPERATIVE PURCHASING AGREEMENTS TD FMS

## **SUBJECT**

(ALL) Authorize Utilization of Cooperative Purchasing Agreements for Goods and Services Between the City of Fort Worth, Local Governments and Local Cooperative Organizations Authorized by the Texas Local Government Code

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## **RECOMMENDATION:**

It is recommended that the City Council authorize utilization of cooperative purchasing agreements for goods and services between the City of Fort Worth, local governments and local cooperative organizations authorized by the Texas Local Government Code.

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## **DISCUSSION:**

The Purchasing Division will use this authorization to contract with local governments and local cooperative organizations to obtain goods or services. The use of these Cooperative Agreements allows the City to take advantage of lower prices without the cost of competitive bidding by obtaining access to existing competitively procured contracts with entities such as Tarrant County, Houston-Galveston Area Council, Texas Association of School Boards' Local Government Purchasing Cooperative and U.S. Communities.

This authorization will allow other local governments such as Tarrant County, the City of Arlington and the City of Grand Prairie to participate in contracts awarded by the City that may result in the addition of other entities' quantities at the next bidding opportunity. Increasing the volume of goods and services increases the possibility of lower prices to the City through greater economies of scale.

Section 271.102(a) of the Texas Local Government Code allows local governments to participate in cooperative purchasing programs. Section 271.102(c) of the Code provides that a local government purchasing goods or services under a cooperative purchasing program satisfies any state law requiring that the local government seek competitive bids for purchase of the goods or services. The contracts for goods and services have been competitively bid to increase and simplify the purchasing power of local governments across the State of Texas.

The last Mayor and Council Communication (M&C) regarding authorization to enter into Cooperative Agreements was approved on June 13, 2017 (M&C P-12061). The Purchasing Division will seek authorization to enter into Cooperative Agreements every five years.

The Law Department recommends that the Purchasing Division review the Cooperative Agreements periodically and the Purchasing Division shall conduct such reviews.

Approval of this Mayor and Council Communication will not commit the City to spend any funds. Purchases through a Cooperative Agreement that exceed the administrative procurement threshold provided in the City Code of Ordinances will be presented to City Council for authorization as required.

A M/WBE goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

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## **FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that approval of this recommendation will have no material effect on City funds.

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Expedited