

RESOLUTION NO. 2004-3

REQUESTING PERMISSION TO PARTICIPATE IN THE COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES, COOPERATIVE PURCHASING PROGRAM

WHEREAS Section 1902 of Act 57 of May 15, 1998, as amended by Act 142 of December 3, 2002, 62 Pa.C.S. Section 1902, authorizes local public procurement units to participate in those contracts for supplies, services, or construction entered into by the Department of General Services or the Office of Administration that are made available to local public procurement units. A "local public procurement unit" is defined as:

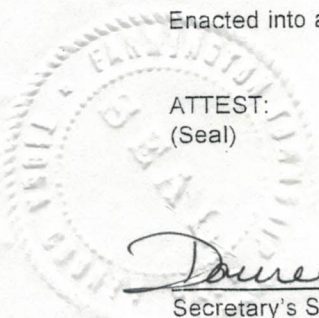
- 1) any political subdivision
- 2) any public authority;
- 3) any tax exempt, nonprofit educational or public health institution or organization;
- 4) any nonprofit fire company, nonprofit rescue company or nonprofit ambulance company;
- 5) and to the extent provided by law, any other entity, including a council of governments or an area government that expends public funds for the procurement of supplies, services and construction.

BE IT RESOLVED, that Farmington Township (name of Local Public Procurement Unit) hereby requests permission to participate in Department of General Services' or the Office of Administration contracts for the procurement of supplies, services or construction to the extent that such contracts are made available to local public procurement units such as Farmington Township (name of Local Public Procurement Unit) subject to the following conditions:

- 1. That the Local Public Procurement Unit agrees to be bound by the terms and conditions in the Department of General Services' contract or the Office of Administration.
- 2. That the Local Public Procurement Unit agrees to be responsible for payment directly to the contractor under each contract for those supplies, services or construction ordered by the Local Public Procurement Unit.
- 3. That the Local Public Procurement Unit understands and agrees that the Department of General Services or the Office of Administration shall not be responsible for ensuring that the contractor performs in accordance with the contract terms and conditions in its performance of any order issued by the Local Public Procurement Unit.
- 4. That the Local Public Procurement Unit understands and agrees that the Department of General Services or the Office of Administration makes no warranty concerning the supplies, services or construction ordered by the Local Public Procurement Unit and specifically disclaims any implied warranty by the Department of merchantability or fitness for a particular purpose.
- 5. That the Local Public Procurement Unit shall be considered an intended beneficiary of the Department of General Services' or the Office of Administration contract with the right to sue and be sued.

Enacted into a Resolution this 5th day of October, 2004

ATTEST:
(Seal)



Daureen A. Corwin
Secretary's Signature

Daureen A. Corwin
Secretary's Name

Farmington Township
Name of Local Public Procurement Unit

Tioga
County

Keith C. Baker
Signature

Keith C. Baker
Name

Chairman
Title

Department of General Services
Cooperative Purchasing Program
414 North Office Building
Harrisburg, PA 17125

Contact and Mailing Information for the Cooperative Purchasing Program

Organization Name Farmington Twp County Tioga
Contact Person Wallace Kemp, Roadmaster, Supervisor
Mailing Address RR 2, Box 800
Lawrenceville, PA 16929
Telephone Number: 570-827-2584 Fax Number: 570-827-2092
E-Mail Address dac02@epix.net

Does your organization have access to the internet to download statewide contracts? Yes No

Please complete and return this form. Thank you.

If you have any questions, contact Susan Plecker at (717) 787-1105 or e-mail splecker@state.pa.us