

OHLONE COMMUNITY COLLEGE DISTRICT

MEMORANDUM

TO: Board of Trustees

FROM: Dr. Douglas Treadway

DATE: May 9, 2007

SUBJECT: Approval of Membership in the National Joint Powers Alliance

The National Joint Powers Alliance (NJPA), was established in 2002 as a service cooperative for purchasing. It serves all school districts, cities, counties, and other government agencies, including non-public schools and other partnership agencies or organizations in all fifty states. Using national purchasing leverage, the NJPA has the ability to research opportunities to purchase the very best products and services at the lowest possible prices.

All NJPA contracts have been competitively solicited, reviewed and awarded by the NJPA Board of Directors. Each solicitation and Invitation for Bid (IFB) contains language which includes all qualified customers in all 50 states. The IFB advises all IFB responders that the response must apply to all qualified customers in all 50 states and all IFB respondents understand that these contracts shall be used by member governmental, educational and non-profit agencies throughout the United States.

California Government Code 6502 states

If authorized by their legislative or other governing bodies, two or more public agencies by agreement may jointly exercise any power common to the contracting parties, even though one or more of the contracting agencies may be located outside this state. It shall not be necessary that any power common to the contracting parties be exercisable by each such contracting party with respect to the geographical area in which such power is to be jointly exercised.

Staff is requesting that the District join the NJPA for the purpose of utilizing purchasing contracts that have been competitively bid. Legal counsel has reviewed and approved the NJPA agreement and bylaws.

RECOMMENDATION

The President/Superintendent recommends the Board of Trustees authorize the District to join the National Joint Powers Alliance.

Attachment: NJPA Membership Agreement

National Joint Powers Alliance®
Participating Membership Agreement



This Agreement, made and entered into this 9th day of May 2007, by and between National Joint Powers Alliance®, hereafter referred to as NJPA and Ohlone Community College District, hereafter referred to as the "Applicant,"

Witnesseth:

That for a good and valuable consideration of the premises, mutual terms, covenants, provisions, and conditions hereafter set forth, it is agreed by and between the parties as follows:

Whereas, the NJPA is created by Minnesota Statute 123A.21 (with membership further defined in M.S.471.59) to serve cities, counties, towns, public or private schools, political subdivisions of Minnesota or another state, another state, any agency of the State of Minnesota or the United States including instrumentalities of a governmental unit and all non-profits; and.

Whereas, NJPA's purpose as defined in M.S. 123A.21 is to assist in meeting specific needs of clients which could be better provided by NJPA than by the members themselves; and

Whereas, the NJPA Board of Directors has established the ability for an "Applicant" desiring to participate in NJPA contracts and procurement programs to become a Participating Member; and

Whereas, the NJPA Board of Directors has determined that Participating Members will have no financial or organizational liability to NJPA or to it's organizational activities;

Now Therefore, it is hereby stipulated and agreed that "Applicant" Agency desires to be a Participating Member of NJPA with contract purchasing benefits, and that NJPA hereby grants said Membership to said "Applicant".

Term:

This continuing agreement shall remain in force or until either party elects to dissolve the Agreement by written notice.

THEREFORE, IN WITNESS THEREOF, The parties hereto have executed this Agreement the day and year above written.

Member Name

National Joint Powers Alliance®
200 1st Street NE, Suite 1
Staples, MN 56479

By: _____
Authorized signature

By: _____
Authorized Signature

Title

Title

PARTNERSHIP MEMBER INFORMATION

Name: Ohlone Community College District

Address: 43600 Mission Blvd., Fremont, CA 94539

Phone: 510-659-6263

Fax: 510-979-7492

Contact Name: Marian Castaneda

Title: Director of Purchasing, Contract Administration and Auxiliary Services

Email: mcastaneda@ohlone.edu

(Required)

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