

TOWN OF WESTLAKE

RESOLUTION RES 24-36

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BY AND BETWEEN EDUCATION SERVICE CENTER REGION 10 (“ESCREGION 10”) AND THE TOWN OF WESTLAKE AND THE WESTLAKE ACADEMY (“LOCAL GOVERNMENT”), (COLLECTIVELY REFERRED TO AS THE “PARTIES” OR INDIVIDUALLY AS THE “PARTY”) ACTING HEREIN BY AND THROUGH THEIR RESPECTIVELY AUTHORIZED OFFICERS OR EMPLOYEES

WHEREAS, Chapter 791 of the Texas Government Code authorizes local governments to contract with each other to provide governmental functions and services; and

WHEREAS, The Parties wish to enter into this Agreement to provide local governments with greater efficiency and economy in purchasing products and services; and

WHEREAS, The governing bodies of the Parties, individually and together, do hereby adopt and find the foregoing promises as findings of said governing bodies; and

NOW THEREFORE, premises considered, and in consideration of and conditioned upon the mutual covenants and agreements, herein, the Parties hereto mutually agree as follows:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL/BOARD OF TRUSTEES OF THE TOWN OF WESTLAKE/ WESTLAKE ACADEMY, TEXAS:

AGREEMENT

1. Term: This Agreement is effective from the date of the last signature and shall automatically renew annually unless either party gives sixty (60) days prior written notice of non-renewal.

2. Purpose: This Agreement shall: (1) Allow the Local Government to purchase products or services by purchase order, contract, agreement, or other appropriate legal method from ESC Region 10; and (2) Allow the Local Government to join ESC Region 10 sponsored purchasing cooperatives in order to purchase products or services from vendors which have been properly awarded contracts through statutorily authorized methods.

3. Relationship: The relationship between the Parties is that of Independent Contractor. Neither Party has the authority to bind the other in any manner. The Local Government may be required to enter into subsequent contractual arrangements with ESC Region 10 for specific products or services.

4. **Agreement and Interpretation:** The Parties covenant and agree that any litigation relating to this agreement, the terms and conditions of the agreement will be interpreted according to the laws of the State of Texas and venue shall be exclusively in Dallas County, Texas.

PASSED AND APPROVED ON THIS 3rd DAY OF JUNE 2024.

Kim Greaves, Mayor

ATTEST:

Dianna Buchanan, Interim Town Secretary

Wade Carroll, Town Manager

APPROVED AS TO FORM:

L. Stanton Lowry or Janet S. Bubert,
Town Attorney