

## RESOLUTION 2016-23

RESOLUTION AWARDING CONTRACT TO PIERCE MANUFACTURING INC, THROUGH THE USE OF THE HGAC PROCUREMENT PROCESS PURSUANT TO N.J.S.A. 52:34-6.2(b)(3)

WHEREAS, the Board of Fire Commissioners of Fire District No. 1, Township of Florence, County of Burlington, State of New Jersey, is charged with the responsibility of fire suppression, protection and prevention with the Township of Florence; and

WHEREAS, in order to fulfill its mandated responsibility as set forth above, the Board finds and determines a need to purchase firefighting apparatus; and

WHEREAS, the Houston-Galveston Area Council (HGAC) is a regional planning commission and political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code; and

WHEREAS, the Board, by Resolution dated June 8, 2015, authorized participation in said HGAC, a recognized National Cooperative, and entered into a contract to effectuate same dated June 15, 2015 and

WHEREAS, the Board published a Notice of Intent to utilize the HGAC process for firefighting apparatus on July 11, 2016 and provided a time for public comment on same; and

WHEREAS, thereafter, the Board received information and pricing on a Pierce Impel Pumper from PIERCE MANUFACTURING INCORPORATED; and

WHEREAS, the Board conducted a cost analysis and established entering into the alternate procurement method through HGAC would be the most cost effective contractual solution to the purchase of firefighting apparatus; and

WHEREAS, thereafter, the Board received all supplemental documentation which complies with the laws of the State of New Jersey for entities awarded a contract by a public entity; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 1, Township of Florence, County of Burlington, State of New Jersey, that pursuant to said statute made, it enter into a contract to purchase a Pierce Impel Pumper from PIERCE MANUFACTURING INCORPORATED, 2600 American Drive, Appleton, WI 54914 in the amount of \$609,913.00; and

BE IT FURTHER RESOLVED, that the Board Chairman be authorized to enter into a contract on behalf of the Board and the Secretary attest thereto; and

BE IT FURTHER RESOLVED, that this contract is dependent on New Jersey Local Finance Board approval for financing; and

BE IT FURTHER RESOLVED, that the contract entered into be available at the District office during normal business hours; and

BE IT FURTHER RESOLVED, that the within Resolution shall be effective immediately upon passage; and

BE IT FURTHER RESOLVED, that any resolution or part of a resolution inconsistent herewith are hereby repealed or otherwise revoked; and

BE IT FURTHER RESOLVED, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid same shall not affect the remainder of this Resolution; and

BE IT FURTHER RESOLVED, that notwithstanding anything set forth herein to the contrary the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

BE IT FURTHER RESOLVED, that an original signed, conformed and compared copy of this resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* as set forth by the State of New Jersey Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

#### CERTIFICATION

I, ANDREW POPSO, Secretary of the Board of Fire Commissioners of Fire District No. 1, Township of Florence, County of Burlington, State of New Jersey, do hereby certify that the foregoing is a true and compared copy of an original Resolution now on file and of record at the District office which was duly adopted at a public meeting held on 25<sup>TH</sup> day of July, 2016.

I do further certify that the said the Board of Fire Commissioners of Fire District No. 1, Township of Florence, County of Burlington, State of New Jersey, is composed of - 5 – members, and that - 3 - members were present and - 3 - members voted affirmatively for the adoption of the Resolution and - 0 - members voted against the adoption of the Resolution.

The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

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Andrew Popso  
Secretary