

RESOLUTION AUTHORIZING CONTRACT WITH APPROVED STATE CONTRACT
VENDORS PURSUANT TO N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c)

WHEREAS, the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c), may by Resolution and without publicly advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contract entered into on behalf of the State by the Division of Purchasing and Property in the Department of the Treasury; and

WHEREAS, the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, finds and determines that it has the need, on a timely basis, to purchase goods or services utilizing the State Cooperative Purchasing Program more commonly known as a State Contract; and

WHEREAS, the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Ocean, State of New Jersey, intends to enter into contract(s) for the provision of a KME Rescue Pumper with the hereinafter set forth referenced State Contract Holder(s) and/or Dealer(s) through this Resolution and properly executed contract(s), which shall be subject to all the conditions applicable through the current State Contracts (see proposal/proposals) and award of State Contract(s) attached:

- | | | |
|----|------------------------|--------------------------|
| 1. | KME Fire Apparatus | KME Rescue Pumper |
| | One Industrial Complex | State Contract No. 82926 |
| | Nesquehoning, PA 18240 | Amount: \$616,639.00 |

WHEREAS, the maximum amount of the purchase is \$616,639.00 and the funds have been authorized and are available in the 2013 District Budget as certified by the Treasurer of the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey.

NOW THEREFORE, BE IT RESOLVED, that the Board of Fire Commissioners of Fire District No 4, Township of Howell, County of Monmouth, State of New Jersey, authorizes a contract and purchase order be issued to purchase certain goods or services from the approved New Jersey State Contract Vendor(s) and/or Dealer(s) as set forth hereinabove including attachments, pursuant to all conditions of the individual State Contract(s); and

BE IT FURTHER RESOLVED, that the amounts set forth herein be chargeable against the appropriate lien item in the 2013 budget at the time a contract is signed or purchase order issued; and

BE IT FURTHER RESOLVED, that State Contract Holder(s) and/or Dealer(s) set forth herein submitted copies of all mandated statutory documents required by the State Division of Purchasing and Property in the Department of Treasury; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to Barry J. Osborn, C.P.A., 425 Higgins Avenue, Brielle, New Jersey 08730 for consideration in the 2013 annual audit; 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.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *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, ROBERT KELLY, Clerk of the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, do hereby certify that the foregoing is a true and compared copy of this original Resolution now on file and of record in the District office which was duly adopted at a public hearing held on the 10th day of December, 2013.

I do further certify that the said Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, is composed of - - members, and that - - members were present and - - members voted affirmatively for the adoption of the Resolution and - - 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.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, on this 10th day of December, 2013.



Robert J. Kelly

ROBERT KELLY, CLERK
Board of Fire Commissioners
Fire District No. 4
Township of Howell

