

RESOLUTION ACCEPTING BIDS AND AUTHORIZING AN AWARD OF CONTRACT FOR THE PROVISION AND INSTALLATION OF A BREATHING AIR COMPRESSOR

WHEREAS, the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, is charged with the prevention and extinguishment of fires and the regulations of fire hazards within the Township (N.J.S.A. 40A:14-81); and

WHEREAS, in furtherance of its mandated charge, the Board found it necessary to procure and install a breathing air compressor; and

WHEREAS, the Board submitted this project to public bid on May 29, 2015; and

WHEREAS, on the return date of the Notice to Bidders, namely June 12, 2015, the Board received three (3) bid proposals from the following vendors, copies of which are attached hereto:

Air & Gas Technologies, Inc.  
42 Industrial Drive  
Cliffwood Beach, New Jersey 07735

Thirty Thousand Five Hundred Dollars (\$30,500.00)

Airpower International, Inc.  
7303 River Road  
Pennsauken, New Jersey 08110

Thirty-Four Thousand Five Hundred Dollars (\$34,500.00)

Continental Fire & Safety, Inc.  
2740 Kuser Road  
Hamilton, New Jersey 08691

Thirty-Eight Thousand Eight Hundred Ninety-Four Dollars (\$38,894.00); and

WHEREAS, the bid specifications set forth that the lowest bidder would be determined by the base bid amount; and

WHEREAS, legal counsel and the Board Procurement Committee reviewed all bids for compliance with the bid specifications and found that the low bid failed to comply with the bid documents; and

WHEREAS, the second low bidder, Airpower International, Inc., complied with the specifications, with a bid proposal amount of thirty-four thousand five hundred dollars (\$34,500.00); and

WHEREAS, the Board Treasurer certifies that the budget for fiscal year 2015 provides for the within expenditure in the proposed amounts.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, that it award a

Contract to Airpower International, Inc., 7303 River Road, Pennsauken, New Jersey 08110, in the base bid amounts as set forth in the attached bid proposal; and

BE IT FURTHER RESOLVED, that the Board solicitor prepare a Contract to purchase the goods and services in accordance with the bid specifications and proposal including therein the Board's findings as set forth herein; and

BE IT FURTHER RESOLVED, that the Chairman be authorized to execute the Contract for and on behalf of the Board and the Clerk attest thereto; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the District Auditor, Barry J. Osborn, C.P.A., 425 Higgins Avenue, Brielle, New Jersey 08730, for his records and preparation of the 2015 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 is 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; and

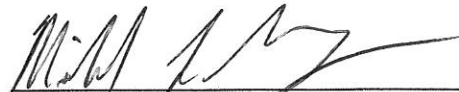
#### CERTIFICATION

I, MICHAEL L. ACAMPORA, 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 an original Resolution now on file and of record in the Board office which was duly adopted at a public meeting held on the 14<sup>th</sup> day of July, 2015.

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 - 5 - 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 14<sup>th</sup> day of July, 2015.

  
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MICHAEL L. ACAMPORA, CLERK  
Board of Fire Commissioners  
Fire District No. 4  
Township of Howell