

**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 Monmouth, State of New Jersey, intends to enter into a contract(s) for the provision of turnout gear with the hereinafter set forth referenced State Contract Holder(s) and/or Dealer(s) through this Resolution and a 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):

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| 1. Continental Fire & Safety<br>2740 Kuser Road<br>Hamilton, New Jersey 08691<br>Turnout Gear (Quantity-8)<br>(as set forth on Schedule A<br>attached hereto) | New Jersey State Contract No. 17-FLEET-00805<br><br>Amount: \$32,029.44; and |
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WHEREAS, the maximum amount of the purchase is thirty-two thousand twenty-nine dollars and forty-four cents (\$32,029.44) and the funds have been authorized and are available in the 2020 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, authorize a contract and a 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 within expenditure in the proposed amount appears in the 2020 budget under the caption of Cost of Operations & Maintenance – Other, All Other Operations and Maintenance Appropriations, and is hereby appropriated under the said caption of the operating section of the 2020 budget; and

**BE IT FURTHER RESOLVED**, that, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified as of the date of the within Resolution and shall be chargeable to the above said line item as incurred to the maximum amount of same unless otherwise increased as permitted by law and a separate certification of availability of funds is made by the Board Treasurer; and

**BE IT FURTHER RESOLVED**, that the 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 the Board Auditor, Robert D. Elliott, C.P.A., of the firm Mohel, Elliott, Bauer & Gass, 8 Executive Drive, Suite 1, Toms River, New Jersey 08755, for consideration in the 2020 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 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.


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 conformed and compared copy of an original Resolution now on file and of record in the District office which was duly adopted at a public meeting held on the 9<sup>th</sup> day of June, 2020.

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 - 5 - members were present and - 5 - 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.

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 9<sup>th</sup> day of June, 2020.

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