

BOARD OF FIRE COMMISSIONERS

Pennington Borough Fire District No. 1

Resolution 2019- 34

Award of Contract for Purchase of Pumper Apparatus to Spartan Motors USA, Inc.

WHEREAS, at the annual fire district election held on February 17, 2018, the voters of Pennington Borough approved the purchase of a Class "A" pumper fire apparatus at a cost not to exceed \$795,000.00, as well as the financing thereof in such amount and in such manner as approved by the New Jersey Local Finance Board; and

WHEREAS, Pennington Borough Fire District No. 1 is authorized pursuant to NJSA 52:34-6.2(b)(3) to use a nationally recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within any state when available; and

WHEREAS, the Houston-Galveston Area Council ("H-GAC") is a nationally recognized and accepted cooperative purchasing contracting unit within the State of Texas that utilizes a competitive bid or competitive proposal process in awarding contracts for fire apparatus, among other goods and services, and is authorized by Texas law to extend its contracts to local government units nationwide; and

WHEREAS, by Resolution dated February 17, 2015 the Board of Fire Commissioners of Fire District No. 1 ("Board") approved the fire district's participation in the H-GAC cooperative purchasing program and thereafter entered into an Interlocal Contract for Cooperative Purchasing with H-GAC for this purpose; and

WHEREAS, through the H-GAC cooperative purchasing contract FS12-17 the Board received information and pricing on a pumper fire apparatus manufactured by Spartan Motors USA, Inc., 907 7th Avenue North, Brandon, SD 57005; and

WHEREAS, pricing was also sought from State Contract awarded by the New Jersey Division of Purchase and Property however Spartan Motors USA, Inc. does not have a state purchasing contract and even if it did, apparatus specified in the NJ State Contracts do not provide for pre-build or inspection trips, basic pre-delivery vehicle prep, delivery services or training, as well as other elements deemed essential to the fire district, nor does the program provide a mechanism to add to the contract package these essential and/or other elements to address the community's needs; and

WHEREAS, there are significant time and cost savings to be realized by not having to pursue independent procurement through the preparation and dissemination of specifications, proposal review and comparison, and contracting process, as well as savings through HGAC's administrative services and streamlined payment process; and

WHEREAS, the Chief Financial Officer of the Fire District has certified that there are sufficient funds available in the Fire District's 2019 Capital Truck appropriation, approved by the voters of the fire district, to pay up to \$300,000.00 toward the cost of the apparatus from the district's restricted fund balance if deemed by the Board to be in the best interests of the fire district and that there is authorization by the district voters to finance all or part of the cost of the apparatus in such manner as is approved by the Local Finance Board of the State of New Jersey; and

WHEREAS, the Board published and posted on its website a Notice of Intent to Award a Contract under a National Cooperative Purchasing Agreement for the manufacture and purchase of a pumper fire apparatus from Spartan Motors USA, Inc. through the Houston-Galveston Area Council cooperative known as HGACBuy, and no comments were received during the period designated for same.

IT IS RESOLVED,

1. Pursuant to NJSA 52:34-6.2(b)(3), the Board hereby authorizes an award of contract for the manufacture and purchase of a Class "A" pumper fire apparatus to Spartan Motors USA, Inc., in the amount of \$792,946.00, provided that the contract, if executed prior to approval of financing by the Local Finance Board of the State of NJ, shall be expressly contingent on the receipt of said approval; and

2. The Board authorizes the payment of up to \$300,000.00 toward the cost of the apparatus should it deem it advisable to do so; and


3. The Board shall seek previously authorized approval of the Local Finance Board of the State of New Jersey to finance through a lease-purchase up to \$495,000.00 of the cost of the apparatus; and

4. The Chairman is authorized to execute and the Clerk to attest to the proposed contract, which contract shall be available upon request for public examination at the office of the fire commissioners.

<u>Roll Call Vote:</u>	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Chairperson Blackwell	X			
Commissioner Blauth	X			
Commissioner DiFalco	X			
Commissioner Hofacker	X			
Commissioner Meytrott				X

Date: September 17, 2019

Certified as a true copy of a Resolution duly adopted at a meeting held on September 17, 2019.


Secretary