

BOARD OF FIRE COMMISSIONERS
PENNINGTON BOROUGH FIRE DISTRICT #1

RESOLUTION 2020-31

Authorizing Final Payment for Pumper Apparatus to Spartan Motors USA, Inc.

WHEREAS, the at the February 17, 2018 annual fire district election 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, on or about October 16, 2019 the Board of Fire Commissioners entered into a contract with Spartan Motors USA, Inc. for the manufacture and purchase of a compressed air foam pumper for a contract price of \$792,946.00; and

WHEREAS, during the course of construction of the apparatus certain change orders were required and approved in the final net amount of \$184.00, bringing to total cost of the apparatus to \$793,130.00; and

WHEREAS, the voters approved the expenditure of up to \$400,000.00 of the fire district's capital reserves to be applied toward the purchase of the apparatus, which payment has been made, resulting in a final payment due upon delivery and acceptance of the apparatus in the amount of \$493,130.00; and

WHEREAS, upon positive finds of the Local Finance Board lease-purchase financing for the apparatus in the amount of \$495,000.00 was secured from Peapack Gladstone Bank, which funds are being held in escrow pending final delivery of the apparatus; and

WHEREAS, the Chief Financial Officer of the fire district has certified that there are sufficient financing proceeds existing and being held in escrow for the purpose of making the final payment to Spartan Motors USA, Inc.

IT IS RESOLVED, that:

1. Upon delivery and acceptance of the apparatus by the board or its representative, final payment therefor is authorized to Spartan Motors USA, Inc. in the amount of \$493,130.00;
2. The chairman and secretary of the board are authorized to secure the release of \$493,130.00 from funds held in escrow at Peapack Gladstone Bank and to authorize payment by the escrow agent to Spartan Motors USA, as well as to execute all documents necessary or desirable to effect this transaction;
3. The chairman and secretary of the board are further authorized to execute additional documents necessary or desirable to finalize the purchase and financing of the apparatus and to complete the titling and licensing of the vehicle with the NJ Motor Vehicle Commission;

Date: December 15, 2020

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

Certified as a true copy of a Resolution
duly passed at a meeting held on December 15, 2020.

s/ Wayne Blauth
Wayne Blauth, Secretary