

**BOARD OF FIRE COMMISSIONERS**  
**Pennington Borough Fire District No. 1**  
**PO Box 387**  
**Pennington, New Jersey 08534**

RESOLUTION 2021-30

SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE  
TO LOCAL GOVERNMENT UNIT OR ON AN ONLINE AUCTION WEBSITE

WHEREAS, the Board of Fire Commissioners of Pennington Borough Fire District #1 in Mercer County, New Jersey, (“Pennington Board”) has determined that a 1991 Spartan fire engine owned by the fire district is surplus property no longer needed for public use and that it is in the best interests of the fire district to negotiate a transfer of said surplus property to another local government unit or to offer it for sale through an on-line public auction; and

WHEREAS, Hopewell Township Fire District (“Township Board”), pursuant to the terms of its Agreement for Fire Protection and Services with the Pennington Board, has the option to purchase the engine prior to its transfer to another party or other disposition; and

WHEREAS, Hopewell Borough Fire District (“Borough Board”) may be interested in the engine to replace its reserve engine which is inoperable and out of service and, pursuant to N.J.S.A. 40A:11-36 the Pennington Board may negotiate a price for the transfer or sale of the engine to the Borough Board; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36, the Pennington Board may deem it appropriate to auction the surplus property through an on-line public auction to be held on an electronic procurement platform.

IT IS HEREBY RESOLVED by the Commissioners of Fire District No. 1 in the Borough of Pennington, Mercer County, New Jersey, as follows:

1. The Township Board shall be notified of the Pennington Board’s intent to dispose of the surplus property and shall be offered the option to elect to purchase the vehicle or to waive its rights to acquire the apparatus.
2. Should the Township Board waive its rights as aforesaid, the Borough Board shall be given the option of taking the vehicle on loan until its engine is repaired or replaced, or purchasing the vehicle at a negotiated price between the Borough Board and the Pennington Board.
3. Should the Borough Board take the vehicle on loan, prior to taking possession the Borough Board shall be required to remove the WiFi equipment in the vehicle and deliver same to the Pennington Board, and thereafter shall be required to perform all preventative maintenance on the vehicle while on loan and to add the vehicle to its automotive insurance policy and provide the Pennington Board with a Certificate of Insurance naming the Pennington Board as an additional insured.

4. Should the Pennington Board and the Borough Board negotiate a price and consummate the transfer of ownership of the vehicle to the Borough Board the WiFi equipment in the vehicle shall not be included in the transfer and the Borough Board shall remove same and deliver it to the Pennington Board prior to taking ownership of the vehicle.

5. Should neither the Township nor Borough Boards have any interest in taking possession or ownership of the vehicle, the Pennington Board will commence a sale of surplus personal property no longer needed for public use by an on-line public auction conducted on the electronic procurement platform through Municibid, pursuant to New Jersey State Purchasing Contract T2581 (19-GNSV1-00696), in accordance with the terms and conditions of the State Purchasing Contract and any renewals thereof.

a. The sale will be conducted online and the address of the auction site will be Municibid.com

b. The Chairman of the Board of Fire Commissioners is authorized to act on behalf of the board to establish the dates on which the auction will be held and to execute or provide documents necessary or desirable to initiate and to conduct the auction.

c. A reserve price shall be set at \$3,500.00.

d. The surplus property to be sold is a 1991 Spartan 3D pumper, VIN# 4S7BT9B02MC004040 and the odometer reading is 36,812 miles.

e. The surplus property as identified shall be sold in “as is/where is” condition without express or implied warranties of any type and the successful bidder shall be required to execute a Hold Harmless and Indemnification Agreement concerning the ownership and use of the property.

f. The fire district shall reserve the right to reject any or all bids submitted if it determines such rejection to be in the public interest, to make an offer to the highest bidder if the reserve is not met, and/or to make an offer to the second highest bidder upon default of the highest bidder.

g. Notice of the Sale of Surplus Equipment shall be published in the Times of Trenton at least seven but not more than fourteen days prior to the start of the auction and shall specify the beginning and ending times and dates of the auction, the name of the electronic procurement platform on which the sale is being conducted and the website address of the platform.

6. This Resolution shall not take effect until the Pennington Board’s new engine is fully in service.

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

Certified as a true copy of a Resolution  
duly passed at a meeting held on June 15, 2021.

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s/ R. Fraser  
Ryan Fraser, Secretary