

**SALEM COUNTY IMPROVEMENT AUTHORITY**

**RESOLUTION #2019-68**

**OCTOBER 10, 2019**

**RESOLUTION OF THE SALEM COUNTY IMPROVEMENT AUTHORITY  
AUTHORIZING THE PURCHASE OF  
A 2020 CASE MODEL CX250D TRACK EXCAVATOR THROUGH SOURCEWELL**

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**WHEREAS**, Pursuant to Resolution 2018-51 The Salem County Improvement Authority (Authority) authorized joining the Sourcewell, and;

**WHEREAS**, the 2006 Volvo EC210 Excavator needs repairs in the estimated cost of \$60,000; and

**WHEREAS**, The Salem County Improvement Authority ("SCIA") owns a John Deere 106g excavator that was purchased in 2015 to replace a Cat 311 which was used for balling the agricultural mulch; however, this excavator does not have the capacity to fulfill the work of the 2006 Volvo EC210 Excavator; and

**WHEREAS**, considering the cost of the repairs verses the trade-in value, it is financially prudent to replace the 2006 Volvo EC210 Excavator and trad-in the Cat 311; and

**WHEREAS**, Landfill Supervisor Lodie van Tonder and other SCIA employees knowledgeable in the purchasing of the excavator conducted due diligence and reviewed three potential contracts that would fulfill the Authority's needs for an excavator; and

**WHEREAS**, funds are available in the full amount of the purchase price of the excavator of \$150,000 and same have been certified by the Certifying Financial Officer;

**WHEREAS**, after reviewing the potential contracts, SCIA intends to award a contract for the purchase of a 2020 Case Model CX250D Track Excavator from GT Mid Atlantic through the Sourcewell contract number 32119-CNH; and

**WHEREAS**, Pursuant to the requirements of Public Law 2010 Chapter 139 and the Local Public Contracts Law the Authority verifies the following in reference to the Sourcewell contract number 32119-CNH, for the purchase of a 2020 Case Model CX250D Track Excavator from GT Mid Atlantic, Vineland, New Jersey:

1. That the use of the cooperative purchasing agreement shall result in cost savings after all factors, including charges for service, material, and delivery, has been considered by one of the following:
  - a. Comparing current State contract pricing, available to other government entities, to that of the proposed national cooperative.
  - b. Comparing pricing for comparable goods or services under the contracting unit's current contracts or contracts available to it (i.e., New Jersey government based cooperative purchasing programs) to that of the proposed national cooperative.
  - c. Comparing recently procured comparable contracts entered by other public entities to that of the proposed national cooperative.
2. The national cooperative contract was awarded through a "competitive bidding process" that included open competition, or competition among those qualified or pre-qualified, submission of bids, and awarded

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pursuant to a “lowest responsible”, “most advantageous to the public entity, price and other factors considered”, or other similar standard employed by a public entity. This excludes contract awards based on unadvertised, “invitation only,” negotiated, local preference, or sole source procurement practices.

3. The “competitive bidding process” that was used by the original contract awarding agency complies with N.J.S.A. 19:44A-20.4 and 20.5 (pay-to-play laws) and at a minimum, the original contract awarding agency did the following:
  - a. Publicly advertised in newspapers or on the Internet website maintained by the public entity in sufficient time to give notice in advance of the contract;
  - b. Awarded under a process that provides for public solicitation of proposals or qualifications;
  - c. Awarded and disclosed under criteria established in writing by the public entity prior to the solicitation of proposals or qualifications; and
  - d. Publicly opened and announced when awarded.
4. The contract being awarded must have been awarded by a contracting unit as defined in c. 139 and was not awarded by a non-profit or private organization, even if a member of the cooperative. Stated differently, the original contract awarding agency meets the definition of a “contracting unit” as defined by New Jersey purchasing statutes.
5. The original bid was advertised as a national cooperative contract (or a regional contract that includes New Jersey in its region) – not as a strictly local contract that was made “national” or “regional” after the receipt of bids.
6. The vendor will comply with the following New Jersey laws by submitting the following required forms to the Authority, as if the contract was originally awarded by the Authority:
  - a. New Jersey Business Registration Certificate for the contractor and any sub-contractors (i.e., copy of certificate)
  - b. Statement of Corporate Ownership (an original form prepared for the contracting agency awarding the contract)
  - c. Public Contract EEO Compliance (Employee Information Report form or proof of participation in a federally approved affirmative action program) A non-collusion affidavit (only if required by a local unit), and.

**NOW, THEREFORE, BE IT RESOLVED** by the Salem County Improvement Authority this resolution approving the purchase of a 2020 Case Model CX250D Track Excavator from GT Mid Atlantic through the Sourcewell contract number 32119-CNH, be adopted.

**THIS RESOLUTION** shall take effect immediately.

**ATTEST:**

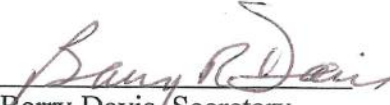
  
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Barry Davis, Secretary

  
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Cordy Taylor, Chairman

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**CERTIFICATION**

I hereby certify the above to be a true copy of a resolution adopted by the Salem County Improvement Authority Board at their regular meeting held October 10, 2019.

  
Barry Davis, Secretary

Certification Of Availability of Funds

This is to certify to the AUTHORITY BOARD of the SALEM COUNTY IMPROVEMENT AUTHORITY that funds for the following resolutions are available.

Contract Amount: 150,000.00  
Resolution Date: 10/10/19  
Resolution Number: 2019-68

Vendor: GTMIDATL GT MID ATLANTIC  
551 N.HARDING HWY  
VINELAND, NJ 08360

Contract: C1900002 TRACK EXCAVATOR

Account Number	Amount	Department Description
60-14-124-000	150,000.00	A25D Dump Truck
Total	150,000.00	

Only amounts for the 2019 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

  
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Chief Financial Officer