

**MERCHANTVILLE-PENNSAUKEN WATER COMMISSION**

**RESOLUTION AUTHORIZING THE MPWC TO PURCHASE A MINIEXCAVATOR 35G OR EQUIVALENT THROUGH THE NATIONAL PURCHASING COOPERATIVE NATIONAL JOINT POWER ALLIANCE (NJPA) AND TO UTILIZE THEIR CONTRACTS TO PURCHASE UNDER THIS COOPERATIVE PURCHASING SYSTEM**

**WHEREAS**, the Merchantville-Pennsauken Water Commission of the Township of Pennsauken, in the County of Camden, 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 advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any Cooperative that meets the New Jersey state requirements for contracts; and

**WHEREAS**, the Merchantville-Pennsauken Water Commission of the Township of Pennsauken, in the County of Camden, State of New Jersey, pursuant to N.J.S.A. 40A 11-11 (5) and N.J.A.C. 5:34-7.29 (c) may by resolution and without advertising for bids, purchase any goods or services under a properly authorized Cooperative Purchasing Program for any contracts entered into on behalf of that approved Cooperative Pricing System; and

**WHEREAS**, NJSA 40:11-11(5) authorizes contracting units to establish and enter into Cooperative Pricing Agreements and therefrom the MPWC has joined the NJPA; and

**WHEREAS**, the Merchantville-Pennsauken Water Commission has the need on a timely basis to purchase goods/services utilizing the NJPA Cooperative System; and whereas the terms, conditions and price is superior to any currently offered by the State contract or other Cooperatives in which the Commission participates regarding certain contracts including some construction equipment; and after extensive research, pricing, and quotes has determined that the price offered thru NJPA is 30% below retail list price for this or similar equipment and terms; and

**WHEREAS**, the Commission has hereby determined based on the evidence presented by its Director of Engineering and it's Qualified Purchasing Agent that the use of this Co-Op and its cooperative purchasing agreements, and in particular NJPA Cooperative Contract 032515-JDC, 35G Compact Excavator, the MPWC shall obtain both superior terms and cost savings after all factors, including charges for service, material, and delivery, have been considered; and that the procedures followed by this CO-OP, and

**WHEREAS**, The National Joint Powers Alliance® (NJPA) was authorized by Minnesota state law as an Educational Cooperative Service Unit (Service Cooperative #924) to serve education and government entities with solutions, as outlined in Minn. Stat. 123A.21, which are more efficiently delivered cooperatively than by an entity individually and as a service cooperative, NJPA is a governmental unit of the State of Minnesota and all NJPA employees are government employees; and

**WHEREAS**, the MPWC has reviewed the procedures utilized by the NJPA and has hereby determined that in accordance with applicable statutes and N.J.S.A. 52:34-6.2 and LFN 2012-10 and complies with the requirements of NJ purchasing requirements; and

**NOW BE IT RESOLVED** that the Merchantville-Pennsauken Water Commission finds that the procurement process used by NJPA meets or exceeds all requirements of New Jersey law and regulation and is done through a fair and open process and awards the NJPA purchase through their contract to John Deere Inc. for the sum of \$59,856.77 for the 35G Excavator and \$9,200.00 for the trailer with a 12 Months/Unlimited hour full machine coverage Warranty with 60 Months or 2000 Hours powertrain &

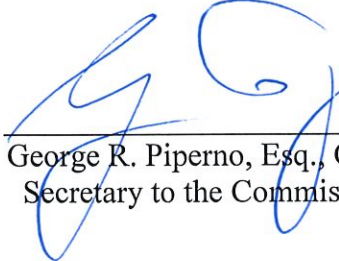
hydraulics coverage, whichever occurs first, pursuant to all the conditions of the relevant contracts; and awards same to

**Jesco Inc, 118 St Nicholas Ave, South Plainfield, NJ**

**BE IT ALSO RESOLVED**, by the Merchantville-Pennsauken Water Commission that pursuant to the N.J.A.C. 5:30-5.5 (b), the QPA has certified the availability and encumbrance of the availability of the \$69,056.77 funds and via authorized purchase order will do so, as attached hereto.

**BE IT FURTHER RESOLVED** that the proper officers of the College are hereby authorized to negotiate the appropriate further terms and execute all such documents or other instruments and to make appropriate arrangements and/or receive or make payments to effectuate this resolution of the Board of Trustees.

I hereby certify that this is a true copy of a Resolution adopted by the Merchantville-Pennsauken Water Commission on February 8, 2018.

By   
George R. Piperno, Esq., Commissioner &  
Secretary to the Commission

Official Minutes and the List of the Roll Call vote is in the official records maintained by the C.O.O. of the MPWC