



RESOLUTION 19-243

**Resolution to Accept Donation of Biodigester and Authorize
Additional Services Not to Exceed \$25,000.00**

WHEREAS, Princeton desires to obtain equipment for purposes of composting organic waste generated in Princeton; and

WHEREAS, Premier Facility Management (“Premier”) has offered to donate to Princeton one (1) used Brome Bio-Digester 624 Composter, Conveyor, Mixer (“Equipment”); and

WHEREAS, there are certain tasks that must be completed in order to facilitate Princeton’s use of the Equipment and delivery of same to Princeton, including making repairs thereto and the disassembly, transportation and reassembly of the Equipment, which Premier has also offered to complete on behalf of Princeton for the not to exceed cost of \$25,000.00 and

WHEREAS, Princeton has a need to acquire these services without a “fair and open process” as defined by P.L. 2004, c.19, the “Local Unit Pay-to-Play Law” and in connection therewith, Premier has completed and filed with Princeton the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8, Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26 and affidavit pursuant section 2-87 of the Princeton Code (collectively, the “Pay-to-Play Forms”); and

WHEREAS, the agreement shall be for an amount not to exceed \$25,000, as more specifically detailed in the Agreement between the parties; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services in _____; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-6.1a., authorizes Princeton to award this agreement without public bidding on the basis that the value will not exceed the bid threshold; and

WHEREAS, additional quotes were not solicited because it was not practicable to do so.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Princeton, County of Mercer, State of New Jersey, as follows:

1. Princeton hereby accepts the donation of one (1) used Brome Bio-Digester 624 Composter, Conveyor, Mixer (“Equipment”) “as is” from Premier Facility Management (“Premier”).
2. The Mayor and Clerk are hereby authorized and directed to execute an agreement with Premier for Premier’s repair, disassembly, transportation and reassembly of the Equipment for the total not to exceed contract amount of \$ 25,000.00.
3. The agreement is awarded without competitive bidding as permitted by law.
4. A copy of this Resolution, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Clerk.

| Councilperson | Absent | Present | 1 st | 2 nd | Yea | Nay | Abstain | Disqualified |
|----------------|--------|---------|-----------------|-----------------|-----|-----|---------|--------------|
| Mr. Cohen | | X | | | X | | | |
| Ms. Crumiller | X | | | | | | | |
| Ms. Fraga | | X | | X | X | | | |
| Ms. Niedergang | | X | | | | X | | |
| Mr. Quinn | | X | X | | X | | | |
| Mr. Williamson | | X | | | X | | | |
| Mayor Lempert | | X | | | | | | |

I, Dawn M. Mount, Deputy Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held August 5, 2019


 Dawn M. Mount, Deputy Municipal Clerk