

**RESOLUTION AUTHORIZING THE PROCUREMENT OF
COMPUTER SERVICES RELEVANT TO AN UPGRADE TO THE
RVRSA ABOVE GROUND FUEL TANK CONTROLLER
SOFTWARE AND HARDWARE**

WHEREAS, the Rockaway Valley Regional Sewerage Authority ("RVRSA") needs to upgrade the facility's existing gas/oil dispenser software/hardware; and

WHEREAS, pursuant to N.J. State Contract #A42261, E.O Habegger, having a business address at 460 Penn Street, Yeadon, PA, has provided the attached Quotation Number 1025473, dated April 24, 2025, for the provision or performance of goods or services for the upgrade and support of proprietary computer hardware and software; and

WHEREAS, the Authority, pursuant to N.J.S.A. 40A:11-12a 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 and other approved Cooperative Purchasing Programs for any State or Cooperative Purchasing contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury and/or by the approve the Cooperative Purchasing Program; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(dd), a contract may be awarded without public advertising for bids and bidding for the provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software, provided that this exemption shall not be utilized to acquire or upgrade non-proprietary hardware or to acquire or update non-proprietary software; and

WHEREAS, the foregoing services are "proprietary" services as in N.J.S.A. 40A:11-5(1)(dd), and are permitted to be contracted without public bidding and as a "non-fair and open" contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the RVRSA has determined that the value of the professional services will not exceed \$17,500; and

WHEREAS, funds are available in the 2025 budget at line item 01-856-005.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority, as follows:

1. The Executive Director is authorized and directed to execute a Purchase Order, pursuant to N.J. State Contract #A42261, with E.O. Habegger, having a business address at 460 Penn Street, Yeadon, PA, in accordance with the attached invoice, dated April 24, 2025, for the provision or performance of goods or services for the upgrade and support of proprietary computer hardware and software services, and at the rates set forth therein, and in an amount not to exceed **\$7,345.00**.
2. A copy of this Resolution shall be published in accordance with N.J.S.A. 40A:11-5(a)(i).
3. This Resolution shall take effect as provided by law.

Certification of Funds

I, Sandy Thai, CFO, do hereby certify that sufficient funds are available in the 2025 budget from the line item 01-856-005.

/s/ Sandy Thai

CFO, Rockaway Valley Regional Sewerage Authority

Dated: May 8, 2025

CERTIFICATION

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority on the 8th day of May 2025.

On motion of Commissioner Isselin and Second by Commissioner Howarth

And a Roll Call Vote as Follows:

Yeas: (9) Andes, Cegelka, Chegwiddden, Farrell, Howarth, Isselin, Lavery, Schorno, and Sheehy.

Nays: (0) None

Abstain: (0) None

Absent: (1) Zuppa


Donald Farrell
Board Secretary