

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
Deputy Director Cassandra "Sandi" Lazzara
Orlando Cruz
Terry Duffy
Nicolino Gallo
Bruce James
Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
Administrator
Nadege D. Allwaters, Esq.
County Counsel
Louis E. Imhof, RMC
Clerk Of The Board

Date: Apr 09, 2024 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING A NON-FAIR AND OPEN CONTRACT TO ELECTION SYSTEMS & SOFTWARE, LLC FOR INFORMATION TECHNOLOGY SUPPORT AND MAINTENANCE SERVICES REQUIRED TO CONDUCT ELECTIONS IN THE COUNTY OF PASSAIC IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5(1)

THIS RESOLUTION WAS REQUESTED BY:
PURCHASING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	4/9/2024
Introduced Date	4/3/2024
Adopted Date	
Agenda Item	1.
CAF#	4-01-22-141-001-E01 (\$130,
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION AUTHORIZING A NON-FAIR AND OPEN CONTRACT TO ELECTION SYSTEMS & SOFTWARE, LLC FOR INFORMATION TECHNOLOGY SUPPORT AND MAINTENANCE SERVICES REQUIRED TO CONDUCT ELECTIONS IN THE COUNTY OF PASSAIC IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5(l)

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Office of the Superintendent of Elections (“Superintendent”) is responsible for the supervision of all elections in the County, the custody and maintenance of voter records, voter registration, and the custody and maintenance of voting machines; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(l), any contract the amount of which exceeds the bid threshold, may be negotiated and awarded by the Board without public advertising for bids and bidding thereof and shall be awarded by resolution of the Board if it is for goods and services required to conduct an election; and

WHEREAS, the Superintendent is seeking authorization to award a non-fair and open contract to Election Systems & Software, LLC for information technology support and maintenance services required to conduct elections in the County in calendar year 2024 to be used by the Superintendent, County Clerk, and Board of Elections, in an amount not to exceed two hundred ten thousand dollars (\$210,000.00); and

WHEREAS, Election Systems & Software, LLC executed and notarized the County’s Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20.8, which is attached hereto and made part of this Resolution; and

WHEREAS, pursuant to N.J.S.A. 52:32-60-1, et seq., Election Systems & Software, LLC executed the Non-Involvement in Prohibited Activities in Russia or Belarus Certification, attached hereto and made part of this Resolution, certifying the vendor is not involved in prohibited activities in Russia and Belarus, and the County confirmed Election Systems & Software, LLC is not identified on the Specially Designated Nationals and Blocked Persons list created by the Office of Foreign Assets Control; and

WHEREAS, funds are available in Account No. 4-01-22-141-001-E01 (\$130,000.00), 4-01-22-139-001-E01 (\$70,000.00), and 4-01-20-107-002-E01 (\$10,000.00), or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the March 27, 2024 Administration & Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(l), the Board of County Commissioners of the County of Passaic authorizes a non-fair and open contract to Election Systems & Software, LLC for information technology support and maintenance services required to conduct an election in the County of Passaic in calendar year 2024 to be used by the Passaic County Superintendent of Elections, the Passaic County Clerk, and the Passaic County Board of Elections, in an amount not to exceed two hundred ten thousand dollars (\$210,000.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract awarded to Election Systems & Software, LLC, and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel,

Superintendent of Elections, Purchasing Agent, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

April 9, 2024