County of Passaic
Board of County Commissioners

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County Counsel
Louis E. Imhof, RMC
Clerk Of The Board

Date: Feb 27, 2024 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING COMPETITIVE CONTRACTING FOR PHONE SERVICES AND DEDICATED INTERNET SERVICES FOR THE COUNTY OF PASSAIC, PURSUANT TO N.J.S.A. 40A:11-4.1(i)

THIS RESOLUTION WAS REQUESTED BY:
PURCHASING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Administration and Finance
COMMITTEE NAME

Official Resolution#	
Meeting Date	2/27/2024
Introduced Date	2/16/2024
Adopted Date	
Agenda Item	1.
CAF#	
Purchase Req. #	
Result	

RESOLUTION AUTHORIZING COMPETITIVE CONTRACTING FOR PHONE SERVICES AND DEDICATED INTERNET SERVICES FOR THE COUNTY OF PASSAIC, PURSUANT TO N.J.S.A. 40A:11-4.1(i)

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 County is desirous of soliciting proposals from qualified vendors to provide phone services and dedicated internet services to the County; and

WHEREAS, N.J.S.A. 40A:11-4.1, et seq. authorizes the County to utilize competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

WHEREAS, N.J.S.A. 40A:11-4.1(i) specifically authorizes the County to utilize competitive contracting for the procurement of any good or service that is exempt from bidding under N.J.S.A. 40A:11-5; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(f), the supplying of any product or the rendering of any service by a public utility, which is subject to the jurisdiction of the Board of Public Utilities or the Federal Energy Regulatory Commission or its successor, is exempt from public bidding; and

WHEREAS, N.J.S.A. 40A:11-4.3 requires the County to pass a resolution authorizing the use of competitive contracting each time specialized goods or services enumerated under N.J.S.A. 40A:11-4.1 are contracted for; and

WHEREAS, the Passaic County Purchasing Agent is requesting authorization to initiate competitive contracting for (1) phone services and (2) dedicated internet services; and

WHEREAS, this matter was discussed at the February 14, 2024 Administration and 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:11-4.1(i), the Board of County Commissioners of the County of Passaic authorizes competitive contracting for (1) phone services and (2) dedicated internet services for the County of Passaic.

LET IT BE FURTHER RESOLVED, that the Passaic County Purchasing Agent is hereby authorized and directed to initiate the competitive contracting process, in compliance with N.J.S.A. 40A:11-4.1, et seq., as follows:

1. Initiate the competitive contracting process for phone services.
2. Initiate the competitive contracting process for dedicated internet services.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, Purchasing Agent and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF February 27, 2024