

RESOLUTION

WHEREAS, the Township Council of the Township of Ocean authorized receipt of bids on July 13, 2009 for fifteen (15) diamond back 3rd man cart tippers to include complete installation of one (1) Model 450 on a 6 yard side loading truck, four (4) Model 600 on two (2) 25 yard rear loading packers with winch and ten (10) Model 500 on five (5) rear loading packers; and

WHEREAS, the Township Clerk did duly advertise on February 11, 2010 to receive bids for said items; and

WHEREAS, in connection therewith the following three (3) bids were received by the Township of Ocean on March 10, 2010: Otto Environmental, Charlotte, NC, Mid Atlantic Waste Systems, Chester PA and Diamond Back Products, Inc., Welcome, NC; and

WHEREAS, it was determined that the lowest responsive bidder meeting specifications for the bid was Diamond back Products, Inc., Welcome, NC; and

WHEREAS, the Township Manager and the Superintendent of Public Works have recommended that a contract be awarded to Diamond Back Products, Welcome, NC as per their bid proposal for fifteen (15) diamond back 3rd man cart tippers to include complete installation of one (1) Model 450 on a 6 yard side loading truck, four (4) Model 600 on two (2) 25 yard rear loading packers with winch and ten (10) Model 500 on five (5) rear loading packers at a cost not to exceed \$78,672.00; and

WHEREAS, funds for said purchase have been certified by the Director of Finance and are available in the following account(s): Capital Improvement Fund, account #C-04-55-930-902;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the award a contract to fifteen (15) diamond back 3rd man cart tippers to include complete installation of one (1) Model 450 on a 6 yard side loading truck, four (4) Model 600 on two (2) 25 yard rear loading packers with winch and ten (10) Model 500 on five (5) rear loading packers at a cost not to exceed \$78,672.00; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to return all bid bonds and/or certified checks received from unsuccessful bidders for this particular bid item.

BE IT FURTHER RESOLVED that this award of contract is conditioned upon the delivery and execution thereof within ten (10) days from the date of the within resolution accompanied by such appropriate insurance certificate, Affirmative Action certificate and performance bonds as may be required by the specifications.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

1. Township Manager
2. Director of Finance
3. Director of Public Works
4. Diamond Back Products, Inc.

| Record of Vote | Deputy Mayor Hiers | Councilman Garofalo | Council-woman Schepiga | Councilman Siciliano | Mayor Larkin |
|-------------------|-----------------------|------------------------|---------------------------|-------------------------|-----------------|
| Motion To Approve | | | | | |
| Motion to Second | | | | | |
| Approved | | | | | |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Certification of Funds

I, Stephen O. Gallagher, CPA, Director of Finance of the Township of Ocean, County of Monmouth, State of New Jersey, hereby certify that there are funds available for the purpose of award of a contract as identified herein.

Only amounts for the _____ Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

Signature

Date

CERTIFICATION

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **May 18, 2010.***

Vincent Buttiglieri, RMC/CMC
Township Clerk