

**9556. RESOLUTION 07-06 – AUTHORIZES PURCHASE AGREEMENTS BETWEEN THE AUTHORITY AND PEDRONI FUEL COMPANY AND THE AUTHORITY AND SUNOCO, INC. TO PROVIDE NO. 2 DIESEL FUEL**

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state Authority created by Compact for the purpose of owning, operating and controlling both Crossing and Non-Crossing facilities; and

WHEREAS, the Authority desires to obtain reliable delivery of No. 2 diesel fuel for its Cape May-Lewes Ferry Operations in Cape May, New Jersey and in Lewes, Delaware, while seeking competitive prices; and

WHEREAS, the Authority publicly advertised and issued a Request for Proposal (“RFP”) for the required No. 2 diesel fuel in compliance with Resolution 98-31 which governs the procedure for the procurement of such products; and

WHEREAS, the Authority received and evaluated a total of three proposals pursuant to the aforementioned requirements and resolution; and

WHEREAS, Pedroni Fuel Company submitted the lowest bid for the requested No. 2 diesel fuel for the Cape May location and the Authority determined that the proposal is responsible and in the best interest of the Authority; and

WHEREAS, Sunoco, Inc. (R&M) submitted the lowest bid for the requested No. 2 diesel fuel for the Lewes location and the Authority determined that the proposal is responsible and in the best interest of the Authority; and

WHEREAS, the Budget and Finance Committee reviewed the recommendations and concurs with the evaluation; and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of Purchase Agreements with Pedroni Fuel Company and Sunoco, Inc. (R&M) to provide No. 2 diesel fuel for an initial term of two years with two optional one year renewals, and to have such Purchase Agreements, upon review and advice of counsel, executed by the Chairperson, Vice-Chairperson and Executive Director.

A motion to approve Resolution 07-06 was made by Commissioner Simmerman and seconded by Commissioner Lowe.

Vice-Chairperson Hogan then called on the Secretary to take a roll call vote on the motion made by Commissioner Simmerman and seconded by Commissioner Lowe. Resolution 07-06 was approved by a roll call vote of 10-0.