

**RESOLUTION 19-32 - AUTHORIZING AUTHORITY EXPENDITURES
PURSUANT TO RESOLUTION 01-84 FOR THE PERIOD, JANUARY 1, 2019 THROUGH
DECEMBER 31, 2019**

WHEREAS, The Delaware River and Bay Authority (the “Authority”) adopted Resolution 01-84 requiring Commissioner review and approval of all Authority expenditures in excess of \$25,000; and

WHEREAS, the Authority anticipates expenditures at or over the \$25,000 amount to the following vendors:

DELAWARE RIVER & BAY AUTHORITY
PROJECTED VENDORS TO BE PAID OVER \$25,000
OPERATION EXPENDITURES
FOR THE PERIOD 1/1/19 THROUGH 12/31/19

VENDOR	PURCHASE DESCRIPTION	CLASSIFICATION	ESTIMATED \$
Carl King Energy	Gasoline and Ultra Low Sulfur Diesel	State Contract	\$110,000
Cato, Inc.	Diesel Fuel for DMB Vehicles and Equipment	State Contract	\$30,000
Cospolich, Inc.	Replacement Refrigeration Units for CMLF Vessels	GSA Contract	\$100,000
Hali-Brite, Inc.	Runway Closure Markers for ILG	Quotes	\$35,000
REVPAR International	Hospitality and Asset Management Consultant for CMLF	Professional Services	\$35,000
Riggins, Inc.	Gasoline and Ultra Low Sulfur Diesel	State Contract	\$100,000
Saf-Gard Safety Shoe Co.	Safety Shoes	State Contract	\$35,000
Warren Lightning Rod Co.	DMB Lightning Protection	Quotes	\$49,000

NOW, THEREFORE, BE IT RESOLVED, that the Authority authorizes expenditures to the above-listed vendors for the described purposes and authorizes payment.

Resolution 19-32 Executive Summary Sheet

Resolution: Authorizing Authority Expenditures Pursuant to Resolution 01-84 for the period January 1, 2019 through December 31, 2019.

Committee: Budget & Finance

Committee and Board Date: September 17, 2019

Purpose of Resolution:

Authorizes expenditures of \$25,000 or greater with the identified vendors during the 2019 calendar year.

Background for Resolution:

The proposed Resolution meets the requirements of Resolution 01-84, whereby the Authority shall not enter into any contract committing the Authority to spend or make any other expenditures relating to services, material and supplies in the amount of \$25,000 or more unless it has first been approved by a vote of Commissioners.

Background for the specific purchases:

Carl King Energy: Gasoline and Ultra Low Sulfur Diesel

The Authority stores and dispenses Gasoline and Ultra Low Sulfur Diesel Fuel at its Delaware-based facilities for use in Authority-owned vehicles and equipment. The price per-gallon of gasoline and diesel fuel is competitively awarded by the State according to the county and the capacity of the tank in which the purchased fuel will be stored. Carl King Energy is currently a party to a competitively-bid state contract to provide gasoline and diesel fuel to “A” tanks in Kent and Sussex Counties and “B” tanks in all counties (GSS16002-GASOLINE and GSS16550-ULSD).

Cato, Inc.: Diesel Fuel for DMB Vehicles and Equipment

The Authority stores and dispenses Ultra Low Sulfur Diesel Fuel at the DMB Administrative Complex for use in Authority-owned vehicles and equipment. The price per-gallon for diesel fuel is competitively awarded by the State according to the county and the capacity of the tank in which the purchased fuel will be stored. Cato, Inc. is currently a party to the lowest-priced state contract to provide diesel fuel to 5,000+ gallon tanks (“A” tanks) located within New Castle County (GSS16550-ULSD).

Cospolich, Inc.: Replacement Refrigeration Units for CMLF Vessels

The Authority will be replacing several refrigeration units aboard its vessels that have exceeded their useful service lives. Cospolich manufactures galley equipment designed and built for use in marine environments. Cospolich is party to a competitively-bid GSA

cooperative contract for Food Service Equipment (GS-07F-034D) and offers the Authority the same pricing discounts.

Hali-Brite, Inc.: Runway Closure Markers

ILG Operations requires the purchase of two Runway Closure Markers, which are used to effectively warn pilots of closed runways and taxiways. The DRBA requested quotes from three national distributors and Hali-Brite submitted the lowest-cost quote to provide the equipment as specified by the Authority.

REVPAR International: Hospitality and Asset Management Consultant for CMLF

To further our initiative to provide a unique experience for all customers of the Cape May-Lewes Ferry, the Authority has hired a hospitality and asset management consultant to develop and manage the process of selecting a food and beverage concessionaire who will be expected to enter into a lease agreement with the Authority and ultimately redevelop, reposition and manage the full operations of the restaurant and all associated hospitality facilities and functions at the Lewes terminal. The Authority also expects to retain REVPAR to perform additional hospitality analyses at the Cape May terminal.

Riggins, Inc.: Gasoline and Ultra Low Sulfur Diesel

The Authority stores and dispenses Gasoline and Ultra Low Sulfur Diesel Fuel at its Delaware-based facilities for use in Authority-owned vehicles and equipment. The price per-gallon of gasoline and diesel fuel is competitively awarded by the State according to the county and the capacity of the tank in which the purchased fuel will be stored. Riggins is currently a party to a competitively-bid state contract to provide gasoline and diesel fuel within all counties and for all tank sizes (GSS16002-GASOLINE and GSS16550-ULSD).

Saf-Gard Safety Shoe Co.: Safety Shoes

The Authority provides safety footwear for eligible employees. Saf-Gard is party to a competitively-bid state contract to supply safety shoes and offers the Authority goods at matching rates (GSS15070-CLOTHING).

Warren Lightning Rod Co.: DMB Lightning Protection

The Authority has elected to modernize the existing lightning protection on the DMB structures in order to protect the new cable dehumidification system and tower elevators on the Delaware Memorial Bridge. The Authority solicited four (4) specialized contractors to visit the work site and ultimately received quotes from two (2). Warren Lightning Rod submitted the lowest quote to perform the work in accordance with Authority's specifications.

Purchase Classification Definitions:

Professional Service. A purchase of services valued less than \$50,000 that are provided by a professional acting in a capacity that requires specialized education, knowledge, judgment, and skill, and is predominantly mental or intellectual (as opposed to physical or manual) in nature, also including any clerical or administrative support that is required for the proper delivery of the professional service. Professional services may also be classified as those types of services that are original and creative in character and in a recognized field of artistic endeavor.

Quotes. A purchase of equipment, supplies or non-professional services or a contract for construction or construction management that is anticipated to cost between \$25,000 and \$49,999 during a calendar year and for which the Authority has solicited written quotes. *“Contracts for materiel and supplies and non-professional services, awarded to any [vendor for an amount of] more than \$25,000 but less than \$50,000 in the aggregate require the solicitation of three written quotes or all available sources, whichever is less... Construction management contracts or construction contracts...which are less than \$50,000 do not require formal solicitation of competitive prices and, if more than \$25,000 but less than \$50,000 require the solicitation of three written quotes or all available sources, whichever is less...”* (DRBA Resolution 98-31 Part 4).

State Contract. A purchase of equipment, supplies or non-professional services which, under normal circumstances, would require competitive bidding, however the vendor has agreed to provide the goods or services to the Authority at fees less than or equal to that vendor’s respective contract as awarded by the State of Delaware or New Jersey. *“Any contract for the purchase of materiel and supplies and non-professional services....which contract individually exceeds \$50,000, or in the combination with other contracts, exceeds \$50,000 in any one calendar year shall be pursuant to a contract entered into by the Authority after competitive bidding. This provision shall not apply to purchases by the Authority from suppliers in cases where the Authority is purchasing at prices pursuant to contracts awarded by the States of Delaware or New Jersey for state agencies.”* (DRBA Resolution 11-36 Part 2.a.). In accordance with Resolution 11-36, this purchase classification also includes those *“...purchases from cooperatives and/or the piggy-backing of existing publicly-bid contracts for state and governmental entities which State of Delaware or New Jersey may or may not individually publicly advertise”*.