

**RESOLUTION 22-57 - AUTHORIZING AUTHORITY EXPENDITURES
PURSUANT TO RESOLUTION 01-84 FOR THE PERIOD, JANUARY 1, 2022, THROUGH
DECEMBER 31, 2022**

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
VENDORS PROJECTED TO BE PAID OVER \$25,000
FOR THE PERIOD 1/1/22 THROUGH 12/31/22

VENDOR	PURCHASE DESCRIPTION	CLASSIFICATION	ESTIMATED \$
CDW, LLC d/b/a CDW Government	Computer Equipment & Supplies	Committee Waiver	\$27,000
Evergreen Environmental, LLC	Wetland Mitigation Credits for Construction in the Delaware River	Sole Source	\$322,000
Matteo Family Kitchens, Inc.	Maintenance Breakroom Renovations	Quotes	\$30,000
Tri-State Battery & Alternator, LLC	Batteries for DMB Vehicles & Equipment	Committee Waiver	\$27,000

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

Resolution 22-57 Executive Summary Sheet

Resolution: Authorizing Authority Expenditures Pursuant to Resolution 01-84 for the period January 1, 2022, through December 31, 2022.

Committee: Budget & Finance

Committee and Board Date: November 15, 2022

Purpose of Resolution:

Authorizes expenditures of \$25,000 or greater with the identified vendors during the 2022 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.

Purchase Detail:

CDW, LLC d/b/a CDW Government: Computer Equipment & Supplies

The Authority purchased various computer equipment and supplies for Authority-owned computer, laptops, and I-Pads. While these individual purchases were under the threshold, CDW Government has now been added to this Resolution as the expenditures have exceeded the threshold. The Authority requests a Committee Waiver for this vendor in 2022.

Evergreen Environmental, LLC: Wetland Mitigation Credits for Construction in the Delaware River

The Army Corp. of Engineers requires as a condition of approval of our plans for the future construction of eight (8) dolphin cells in the Delaware River for protection of the Delaware Memorial Bridge, that the Authority provide wetland mitigation. The Authority plans to purchase the amount needed to satisfy the permit condition(s) for mitigating wetland impacts resulting from the Project. Evergreen Environmental, LLC is the owner of Evergreen Abbot Creek Mitigation Bank, a 142.82-acre Watershed Management Area located along Abbot Creek in Cumberland County, NJ. The Mitigation Bank sells "Wetland Credits" to provide compensatory mitigation for the disturbance of wetlands and/or other aquatic resources during construction activities such as transportation projects.

Matteo Family Kitchens, Inc.: Maintenance Breakroom Renovations

In 2021, staff solicited quotes from three (3) vendors to purchase materials to renovate the DMB Maintenance breakroom with new kitchen cabinets, counter tops, sinks, and back splash. Matteo Family Kitchens submitted the lowest quote in accordance with the Authority's specifications. While this was an under-threshold purchase, the vendor has

been added to this Resolution as payment was made in 2022 and the Authority plans to purchase additional materials from the vendor to complete the renovations.

Tri-State Battery & Alternator, LLC: Batteries for DMB Vehicles & Equipment

The Authority purchased various replacement batteries for DMB fleet vehicles and equipment. While these individual purchases were under the threshold, Tri-State Battery & Alternator has now been added to this Resolution as the expenditures have exceeded the threshold. The Authority requests a Committee Waiver for this vendor in 2022.

Classification Definitions:

Committee Waiver.

The Budget and Finance Committee, in consideration of the overall procurement process, may increase or waive the thresholds established in paragraphs 1 and 2 of Resolution 98-31 for the following reasons: operational needs and issues, a need for uniformity and continuity in materiel and services required by the Authority, and unique or special needs of the Authority including, but not limited to, the desirability of owner furnished materiel and supplies in vessel repair, maintenance, renovation and rehabilitation (DRBA Resolution 98-31 Part 3).

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).

Sole Source. A purchase made without a competitive process, based on the justification that only one known source exists or that only one single supplier can fulfill the requirements of the Authority. Sole source procurement is appropriate when the goods or services being acquired: are uniquely qualified to meet the objectives of the Authority; must be compatible with existing equipment; are available within a limited geographic boundary (e.g., distributor with exclusive rights or sales area); are required for use in conjunction with a grant or contract, etc. *“A contract may be awarded without competition if the General Manager or Director of Operations of an Authority facility, or Police Administrator, prior to procurement, determines in writing that there is only one source for the required contract and no other reasonable alternative sources exist that will satisfy the requirements of the Authority”.* (DRBA Resolution 98-31 Part 2.f.)