

**RESOLUTION 21-35 - AUTHORIZING AUTHORITY EXPENDITURES
PURSUANT TO RESOLUTION 01-84 FOR THE PERIOD, JANUARY 1, 2021 THROUGH
DECEMBER 31, 2021**

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 1/1/21 THROUGH 12/31/21

VENDOR	PURCHASE DESCRIPTION	CLASSIFICATION	ESTIMATED \$
Abel Fence, LLC	Replacement Security Gates at DMB	Quotes	\$37,000
Clark Equipment Company d/b/a Bobcat Company	Replacement Compact Track Loader and Attachments	State Contract	\$49,000
ConvergeOne, Inc.	Authority-wide Migration to Avaya Cloud Office	Committee Waiver	\$132,000

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

Resolution 21-35 Executive Summary Sheet

Resolution: Authorizing Authority Expenditures Pursuant to Resolution 01-84 for the period January 1, 2021 through December 31, 2021.

Committee: Budget & Finance

Committee and Board Date: September 20, 2021

Purpose of Resolution:

Authorizes expenditures of \$25,000 or greater with the identified vendors during the 2021 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:

Abel Fence, LLC: Replacement Security Gates at DMB

The Authority plans to hire a contractor to provide the necessary labor and materials to replace two (2) security gates and the accompanying electric operators at the base of the Delaware Memorial Bridge on the New Jersey side. A similar request for approval to exceed the \$25,000 threshold was approved at the July 2021 Committee Meeting, however the awarded contractor (Pioneer Fence) is unable to meet their commitment. Abel Fence, LLC was the second low bidder from the previous request.

Clark Equipment Company d/b/a Bobcat Company: Replacement Compact Track Loader and Attachments

The Authority plans to replace a Bobcat Compact Track Loader currently housed at our Delaware Memorial Bridge facilities which has exceeded its useful life and meets the Authority's equipment replacement criteria. The replacement skid-steer will be a similar Bobcat MT100 Mini Track Loader. Clark Equipment Co is an authorized dealer of Bobcat equipment and offers the Authority competitive, low-bid pricing according to its contract awarded by the state (*GSS20750-EQUIP_HD*). Under Title 29 Section 6933, the state has joined a cooperative contract for the procurement of Construction Equipment (*Sourcewell Contract #040319-CEC: Compact Construction Equipment*).

ConvergeOne, Inc: Authority-wide Migration to Avaya Cloud Office

The Authority's Avaya phone system is currently comprised of over 500 telephone handsets, 25 fax lines, the CMLF Reservation Department call center and Police Dispatch center. This "premise-based" phone system has experienced an increasing number of phone system outages due to limited redundancy. Our previous system integrator, ConvergeOne has developed a solution to lead the Authority to a cloud-based Avaya platform that will provide the redundancy and capabilities that the Authority needs (Avaya Cloud Office powered by Ring Central Contact Center). ConvergeOne, Inc. is an authorized provider and reseller of SYNEX Corporation (Avaya Cloud Office) and RingCentral products and services. Additionally, the Authority has negotiated significant hardware discounts and greatly-reduced annual service costs (over-\$400K in cost savings/avoidances) over the life of a 5-year agreement with ConvergeOne.

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).

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.).