

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2022-02-41	DATE OF ADOPTION: February 7, 2022
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AUTHORIZING THE BOROUGH TO ESTABLISH A COMPETITIVE CONTRACTING PROCESS FOR RECYCLING BIDS PURSUANT TO THE NEW JERSEY PUBLIC CONTRACTS LAW

WHEREAS, the Plainfield Municipal Utilities Authority (“PMUA”), the Borough of Fanwood’s recycling vendor has informed the Borough of its intention to dissolve, thereby leaving the Borough without a vendor to collect, transport and dispose of the recycling materials generated by Fanwood residents and the Borough; and

WHEREAS, the Borough is still required to comply with the New Jersey Statewide Mandatory Source Separation & Recycling Act, *N.J.S.A. 13:1E-99.11 et. seq.*; and

WHEREAS, the Mayor & Council of Fanwood previously declared an emergency with regard to its recycling program as residents and the Borough would be left without a collection and disposal method for its recyclable materials in violation of state law; and

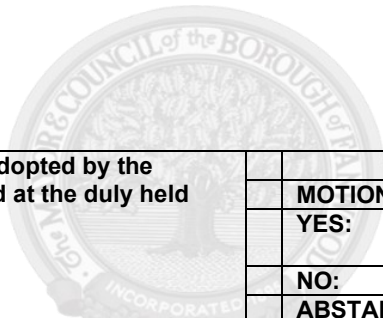
WHEREAS, the Borough failed to procure a satisfactory recycling vendor to provide the service after invoking the emergency provisions of the New Jersey Public Contracts law and rejected the quotes received; and


WHEREAS, the New Jersey Public Contracts law, *N.J.S.A. 40A: 11-5* authorizes local governments in this situation to solicit proposals from vendors through a competitive contracting process set forth in *N.J.S.A. 40A:11-4.5* to solicit quotes from vendors.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey hereby authorize the Borough Purchasing Agent, the Borough Administrator together with the Director of Public Works to establish a competitive contracting process pursuant to *N.J.S.A. 40A: 11-4.5* to solicit bids for a recycling vendor to provide the Borough with the collection, transfer and disposal of recycling materials for the residents and for the Borough in order to comply with state law.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Borough Purchasing Agent and the Fanwood Director of Public Works.



<p>Certified to be a true copy of a Resolution adopted by the Governing Body of the Borough of Fanwood at the duly held Meeting on the 7th day of February 2022.</p> <p style="text-align: center;"></p> <p>ATTEST: Rayna E. Harris, Borough Administrator / Deputy Clerk</p>	MOTION: Mitchell SECOND: Carter
	YES: Councilmembers Carter, Banks, Glaser, McElroy-Barker, Mitchell, Walsh
	NO: None
	ABSTAIN: None
	ABSENT: None