

RESOLUTION NO. 2023-209

**RESOLUTION OF THE TOWNSHIP OF LITTLE EGG
HARBOR, COUNTY OF OCEAN, STATE OF NEW
JERSEY, AUTHORIZING AN AGREEMENT WITH
AMERICAN CARGO GROUP TRAILERS THROUGH
SOURCEWELL NATIONAL COOPERATIVE
CONTRACT #092922-AGO**

WHEREAS, the Township of Little Egg Harbor desires to procure a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension; and

WHEREAS, N.J.S.A. 52:34-6.2(b)(3) authorizes the Township to make purchases and contract for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process and the Township has determined that the use of the cooperative purchasing agreement shall result in cost savings after all factors, including charges for service, material, and delivery, have been considered; and

WHEREAS, the Township desires to award a Contract in accordance with the attached proposal from American Cargo Group Trailers through a Sourcewell National Cooperative Contract #092922-AGO; and

WHEREAS, the Township is further authorized to award a contract for a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension pursuant to N.J.S.A. 40A:11-5(f) and (ff).

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey as follows:

1. That the governing body does hereby the award of a contract to American Cargo Group Trailers for a Wells Cargo Model RF8524T3 enclosed

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Rothstein, Mandell, Strohm,
Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

o: 732.363.0777
f: 732.905.6555

cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension, through Sourcewell National Cooperative Contract #092922-AGO for an amount not to exceed \$12,462.00 in accordance with the attached Schedule A (Wells Cargo Quote dated May 12, 2023, modified June 14, 2023).

2. That the Mayor is authorized to execute and the Township Clerk to attest to the contract for a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension with American Cargo Group Trailers through a Sourcewell National Cooperative Contract #092922-AGO.
3. That a Certificate of Availability of Funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract:

Ord 2021-02

4. That a certified copy of this resolution shall be forwarded to the Chief Financial Officer, American Cargo Group Trailers, Sourcewell National Cooperative, and the Department of Community Affairs.

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Rothstein, Mandell, Strohm,
Halim & Cipriani, P.A.
ATTORNEYS AT LAW

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Toms River, NJ 08753

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CERTIFICATION

I, **KELLY LETTERA, RMC**, Municipal Clerk of the Township of Little Egg Harbor, do hereby certify that the foregoing resolution was duly adopted by the Township of Little Egg Harbor Township Committee at a meeting held on the **13th** day of **July, 2023**.



KELLY LETTERA, RMC
Township Clerk
Little Egg Harbor Township

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Rothstein, Mandell, Strohm,
Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
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CERTIFICATE OF AVAILABILITY OF FUNDS

I, **RODNEY R. HAINES**, Chief Financial Officer for the Township of Little Egg Harbor, do hereby certify that adequate funds are available for a contract with American Cargo Group Trailers for a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension, through a Sourcewell National Cooperative Contract #092922-AGO in an amount not to exceed \$12,462.00.

The funds which are available for this contract are found in the following line item appropriations or ordinances:

ORD 2021-02



RODNEY R. HAINES, Chief Financial Officer
Township of Little Egg Harbor

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Rothstein, Mandell, Strahm,
Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
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SCHEDULE A

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Rothstein, Mandell, Strohm,
Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

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QUOTE

Quote #: WC001250

Quote Title: RF8524T3

Quote Date: 05/12/2023

Modified Date: 06/14/2023

DEALER

AMERICAN CARGO GROUP TRAILERS 092922-AGO (WELLS)

1503 McNAUGHTON AVE

ELKHART, IN 46514

SALESPERSON: Valerie Burleigh

PHONE: 254-386-6702

EMAIL: valerie.burleigh@americancargogroup.com

WEB: WWW.WELLS-CARGO.COM

CUSTOMER

NAME: KASEY POWERS

COMPANY: LITTLE EGG HARBOR TOWNSHIP

ADDRESS:

CITY/ST/ZIP:

PHONE:

EMAIL:



STANDARD EQUIPMENT:

- ✓ Chrome Center Caps on Wheels
- ✓ LED Clear Lens Rear Clearance Light ID Bar
- ✓ 68-3/4in Tube Posts
- ✓ 9,990lb GVWR
- ✓ Bonded Exterior Sidewalls
- ✓ LED Slim Line Clear Lens Tail Lights
- ✓ Smooth Aluminum Fenderettes
- ✓ 2,000lb Top Wind Tongue Jack
- ✓ Standard A-Frame Tongue
- ✓ 3/4in PlexCore Decking
- ✓ Sidewall Flow-Thru Vents
- ✓ Breakaway Kit Assembly w/Charger
- ✓ 12v Surface-Mount Switch
- ✓ 3/8in PlexCore Sidewall Liner
- ✓ 12 Volt LED Dome Light (Requires 12v Wall Switch)
- ✓ ArmorTech on A-Frame and Rear End Rail
- ✓ 2-5/16in 14,000lb Coupler
- ✓ Crossmembers 16in On Center
- ✓ Polar White .030 Aluminum Exterior
- ✓ Road Force
- ✓ Steel Frame
- ✓ Sand Pad
- ✓ License Plate Holder w/ Separate Light

TRAILER

BRAND: Wells Cargo

MODEL: RF8524T3

COLOR: Polar White

REAR DOOR: Medium Duty Rear Ramp Door w/PlexCore Extension

INTERIOR HEIGHT: 6' 6"

OF AXLES: 2

GVWR: 9,990

WWW.WELLS-CARGO.COM

Quote good for 30 days.



QUOTE

Quote #: WC001250

Quote Title: RF8524T3

Quote Date: 05/12/2023

Modified Date: 06/14/2023

DEALER

AMERICAN CARGO GROUP TRAILERS 092922-AGO (WELLS)

1503 McNAUGHTON AVE

ELKHART, IN 46514

SALESPERSON: Valerie Burleigh

PHONE: 254-386-6702

EMAIL: valerie.burleigh@americancargogroup.com

WEB: WWW.WELLSCARGO.COM

CUSTOMER

NAME: KASEY POWERS

COMPANY: LITTLE EGG HARBOR TOWNSHIP

ADDRESS:

CITY/ST/ZIP:

PHONE:

EMAIL:

STANDARD EQUIPMENT:

- ✓ Hat Section Roof Bows 16in On Center
- ✓ 6'6" Approximate Inside Height
- ✓ 2in x 6in Tube Main Rails
- ✓ ST225/75R15 Radial 6B Silver Spoke Steel Wheel
- ✓ LED Clear Lens Amber Clearance Lights
- ✓ LED Clear Lens Red Clearance Lights
- ✓ Vertical Posts 16in On Center
- ✓ Round Front
- ✓ Medium Duty Rear Ramp Door w/PlexCore Extension
- ✓ Tag
- ✓ 5.2K Spring Ele Brake Axle, 4in Drop, 6b, EZ Lube
- ✓ Round Roof
- ✓ 1-Piece Aluminum Roof
- ✓ 8-1/2ft Wide
- ✓ 24in ATP Stoneguard
- ✓ Tandem Axle
- ✓ 24ft Long
- ✓ 36 x 72 Side PT Door - RH Hinge - Recessed Step
- ✓ Dust-Resistant Frame Design
- ✓ Center Drawbar
- ✓ 94in Wide Rear Opening
- ✓ 5,000lb Square D-Ring with Welded Plate
- ✓ 48in Beavertail
- ✓ 5/16" x 27" G4 Safety Chains w/ Clevis Safety Hook

WWW.WELLSCARGO.COM

Quote good for 30 days.

Page 2 of 3



QUOTE

Quote #: WC001250

Quote Title: RF8524T3

Quote Date: 05/12/2023

Modified Date: 06/14/2023

DEALER

AMERICAN CARGO GROUP TRAILERS 092922-AGO (WELLS)

1503 McNAUGHTON AVE

ELKHART, IN 46514

SALESPERSON: Valerie Burleigh

PHONE: 254-386-6702

EMAIL: valerie.burleigh@americancargogroup.com

WEB: WWW.WELLSCARGO.COM

CUSTOMER

NAME: KASEY POWERS

COMPANY: LITTLE EGG HARBOR TOWNSHIP

ADDRESS:

CITY/ST/ZIP:

PHONE:

EMAIL:

YOUR TRAILER

MODEL BASE PRICE	\$12,968.00
TOTAL PACKAGES	\$0.00
TOTAL OPTIONS	\$0.00
TRAILER TOTAL	\$12,968.00

DEALER CHARGES

DESTINATION CHARGES	\$900.00
DEALER SUPPLIED OPTIONS	\$0.00
MISC (DOC FEE)	\$150.00
MSRP SAVINGS	\$0.00
SOURCEWELL DISCOUNT 12%	\$1,556.00
TAX	\$0.00
GRAND TOTAL	\$12,462.00
DEPOSIT	\$0.00
BALANCE DUE	\$12,462.00

PO NUMBER:

PONUM: N/A

WWW.WELLSCARGO.COM

Quote good for 30 days.

AGREEMENT

THIS AGREEMENT made this _____ day of _____, 2023,
by and between the **TOWNSHIP OF LITTLE EGG HARBOR**, a municipal corporation of
the State of New Jersey, with its principal offices located at 665 Radio Road, Little Egg Harbor,
New Jersey 08087, hereinafter referred to as "Township," and **AMERICAN CARGO GROUP
TRAILERS**, having its principal offices located at 1503 McNaughton Avenue, Elkhart, IN
46514, hereinafter referred to as "Contractor."

W I T N E S S E T H:

That and for and in consideration of sum of **TWELVE THOUSAND FOUR
HUNDRED AND SIXTY-TWO DOLLARS AND NO/100 (\$12,462.00)** , in accordance
with the quotation attached herein, Contractor agrees to furnish to the Township a Wells Cargo
Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with
PlexCore Extension as described in the attached Schedule A in accordance with the contract
documents hereinafter set forth.

That for and in consideration of the amount payable under this agreement by the
Township, the Contractor agrees, at its own proper cost and expense, and with due skill and
diligence, that it will supply a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar
White, with a medium duty rear ramp door with PlexCore Extension to the Township of Little
Egg Harbor, in accordance with the contract documents and in compliance with this agreement.

The Contractor agrees to receive as full compensation the amount stated herein,
\$12,462.00, for the furnishing of a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar
White, with a medium duty rear ramp door with PlexCore Extension as delineated in Schedule
A to the Township of Little Egg Harbor. The Contractor shall be responsible for all loss or

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damage arising out of the furnishing of a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension to the Township of Little Egg Harbor or from any action of the elements; or from any unforeseen obstruction or difficulties which may be encountered of every description connected with the furnishing of a Wells Cargo Model RF8524T3 enclosed cargo trailer, Polar White, with a medium duty rear ramp door with PlexCore Extension to the Township of Little Egg Harbor until the same have been accepted by the Township.

The contract is awarded to Contractor pursuant to the Sourcewell Cooperative Contract #002922-AGO.

To prevent all disputes and litigation, it is agreed by and between the parties to this agreement that the Township shall in all cases determine the quantity and/or quality of goods and/or services delivered, rendered and paid for under this agreement.

The parties to this agreement agree to incorporate into this agreement the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the Contractor or subcontractor agrees to comply fully with the terms, provisions and obligations of said subsection 3.4(a).

The parties to this agreement further agree to incorporate into this agreement the mandatory language of section 3.6 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the Contractor or subcontractor agrees to comply fully with the terms, provisions and obligations of said section 3.6.

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The Contractor shall execute the Affirmative Action Agreement, Exhibit A attached hereto, which shall be incorporated herein by reference.

The Contractor shall execute a Certification in accordance with P.L. 2022, c. 3.

The Contractor shall submit a copy of the Certificate of Employee Information Report, or a copy of letter of Federal approval, or Form AA-302 (Initial Employee Information Report) prior to the execution of this agreement.

The Contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the Contractor.

Before final payment on the contract is made by the Township, the Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the Contractor and each of its affiliates, and a subcontractor and each of its affiliates, [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to Section 1 of P.L. 2001, c. 134 (C.52:32-44 *et al.*) or Subsection c. or f. of Section 92 P.L. 1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency.

This agreement, together with the contract documents, form the contract and they are as fully a part of this agreement as if hereto attached or herein repeated.

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The Township and the Contractor for themselves, their heirs, executors, administrators, successors or assigns, hereby agree to the full performance of the covenants herein contained.

IN WITNESS WHEREOF, the parties hereto have executed this agreement.

WITNESS & ATTEST:

**TOWNSHIP OF LITTLE EGG
HARBOR**

KELLY LETTERA, RMC
Township Clerk
(Seal)

By _____
BLAISE SCIBETTA, Mayor

**AMERICAN CARGO GROUP
TRAILERS**

(Seal) Secretary

By _____
President

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EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq., N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICES AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional orientation or sexual orientation and gender identity or expression, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable, will in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable county employment goals determined by the Division pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable federal law and applicable federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable federal law and applicable federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval
Certificate of Employee Information Report
Employee Information Report Form AA302

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance & EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance & EEO for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

Company _____

Signature _____

Title _____

Date _____