

**RESOLUTION NO. 74-22**

**BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**December 22, 2022**

**A Resolution Authorizing the Annual Renewal of ESRI ArcGIS Software Maintenance Support Contract in the Amount of \$21,790.00 Funded from Operating Account 502-8202**

**WHEREAS**, the Brick Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) utilizes ESRI ARC GIS Software; and

**WHEREAS** the Authority needs to renew the annual software maintenance support contract; and

**WHEREAS**, services such as support and/or maintenance of proprietary hardware and software may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(dd); and

**WHEREAS**, this Contract shall be awarded as a Non-Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5; and

**WHEREAS**, ESRI has completed and submitted a Business Entity Disclosure Certification and the Political Contribution Disclosure Form for Non-Fair and Open Contract which certifies that ESRI has not made any reportable contributions to a political or candidate committee in the Township of Brick in the previous one year and that the contract will prohibit ESRI from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Authority has requested and received a separate price quote for the annual renewal of the Software Maintenance Support Contract from ESRI pursuant to the exemption provided by N.J.S.A. 40A:11-5(1)(dd); and

**WHEREAS**, ESRI has provided a price quote of \$21,790.00 for a one (1) year period; and

**WHEREAS**, Per the shared service agreement with Brick Township, \$5,000.00 of contract cost is shared with the Township resulting in a total cost to the Authority of \$16,790.00 after reimbursement from the Township; and

**WHEREAS**, the Authority’s Director of Compliance and Technology recommends renewal of ESRI Software Maintenance Support Contract for a one (1) year period; and

**WHEREAS**, the Authority’s Chief Financial Officer, John Clifford, has advised the Authority that sufficient funds for the payment of \$21,790.00 exist within the existing budget and in the operating Account Number 01-502-8202.

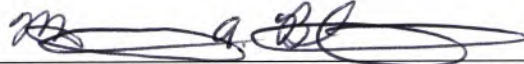
**NOW, THEREFORE, BE IT RESOLVED** this 22<sup>nd</sup> day of December, 2022, by the Brick Township Municipal Utilities Authority as follows:

1. The Authority hereby authorizes the renewal of the Software Maintenance Support Contract provided by ESRI for a one (1) year period.
2. Said amount of \$21,790.00 shall be funded from Operating Account No. 502-8202.
3. The Authority authorizes and directs the Chairman and Secretary to execute any and all necessary documents in order to implement the intent of this Resolution subsequent to the execution of same by ESRI.
4. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
  - A. Susan Lydecker, Chair
  - B. Paul L. Mummolo, Secretary

- C. Chris A. Theodos, P.E., P.P., C.M.E., C.P.W.M., C.F.M., Executive Director
- D. Gary Vaccaro, Director of Compliance and Technology
- E. John Clifford, C.F.O.
- F. Nicholas C. Montenegro, Esquire
- G. ESRI.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was duly adopted at a Regular Meeting of the Brick Township Municipal Utilities Authority, County of Ocean, State of New Jersey, held on December, 22 2022, a quorum being present and voting in the majority.



Michael Blandina, Assistant Secretary/Treasurer

**CFO Certification of Funds**

*I certify that sufficient funds exist within the Authority's Operating Account 01-502-8202 to fund the action authorized herein.*



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John Clifford CFO