

RESOLUTION NUMBER 2025-36

WHEREAS, pursuant to N.J.S.A. 40A:11-3(a), the threshold at which contracts as defined pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“LPCL”), may be subject to competitive bidding if they are in excess of the amount designated by the Governor of New Jersey pursuant to N.J.S.A. 40A:11-3(c); and

WHEREAS, N.J.S.A. 40A:11-3(c) permits the Governor of New Jersey to adjust the bid threshold, originally set by statute at \$25,000.00, for the awarding of contracts pursuant to the LPCL with a designated Qualified Purchasing Agent (“QPA”), in an amount proportional to the index rate as defined in N.J.S.A. 40A:11-2 every five (5) years from the date of the effective date of P.L. 1999, c.440; and

WHEREAS, pursuant to previously issued order of the Governor of New Jersey, the bid threshold for the awarding of contracts pursuant to the LPCL with a designated QPA was increased from \$40,000.00 to \$44,000.00 as of July 1, 2020; and

WHEREAS, Jacklyn Struble has been appointed as the Township’s QPA and granted the QPA authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.S.A. 40A:11-3(a) requires that contracts up to the bid threshold that are required to be bid may be awarded by a QPA, or other employee so designated by the governing body by resolution, and such powers may be generally delegated to the QPA; and

WHEREAS, P.L. 2023 Chapter 30, allows the QPA to award directly either through a fair and open or an enhanced disclosure method as appropriate such contracts which exceed the limits set forth in P.L. 2004, c 19, s. 3, but do not exceed the provisions of N.J.S.A. 40A:11-3(a), and

WHEREAS, the Township desires to take advantage of the increased bid threshold which was enacted to increase efficiency and adjust for changes in purchasing and business dynamics; and

WHEREAS, P.L. 2023 Chapter 30 repealed Section 1 of P.L. 2005, c. 271 (N.J.S.A. 40A:11-51); and

WHEREAS, the Township has previously adopted rules and procedures in accordance with the repealed N.J.S.A. 40A:11-51 and to be consistent with law the Township now wishes to rescind such policies, forms and procedures.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Aberdeen as follows:

1. The Township hereby maintains its bid threshold as \$44,000.00.

2. Jacklyn Struble shall be and is hereby confirmed as the Township's QPA and, as such, she shall be and is hereby authorized to exercise the contracting powers granted pursuant to N.J.S.A. 40A:11-3, including to prepare, sign, and execute such documents as needed for the purposes of such an award.

3. All provisions of the Township's rules and procedures previously adopted by the Township in accordance with N.J.S.A. 40A:11-51 shall be and are hereby rescinded in their entirety.

4. The formal action(s) of the Township of Aberdeen embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14(b).

ROLL CALL VOTE:

Ayes: Councilmembers Cannon, Hirsch, Kelley, Martucci, Swindle, Deputy Mayor Montone,
Mayor Tagliarini

Nays: None

Abstain: None

Absent: None

I hereby certify the foregoing to be a true copy of a Resolution
adopted by the Township Council of the
Township of Aberdeen on January 16, 2025

Melissa Pfeifer

Melissa Pfeifer, Township Clerk