

**RESOLUTION 34-2019**

**RESOLUTION OF THE BOROUGH OF WOODBURY HEIGHTS, COUNTY OF GLOUCESTER, AUTHORIZING THE EXECUTION OF A COMMODITY RESALE AGREEMENT WITH THE COUNTY OF GLOUCESTER**

**WHEREAS**, N.J.A.C. 5:34-7.15 authorizes local contracting units to enter into Commodity Resale Agreements for the purchase of certain commodities from other contracting units; and

**WHEREAS**, the County of Gloucester has authorized the establishment of the Gloucester County Commodity Resale System for the period of December 19, 2018 – December 18, 2023; and

**WHEREAS**, it would be in the best interest of the **Borough of Woodbury Heights** to become or remain a member of the Gloucester County Commodity Resale System for that period.

**NOW THEREFORE, BE IT RESOLVED**, by the **Borough Council of the Borough of Woodbury Heights**, that the Mayor and Municipal Clerk be and are hereby authorized to execute the attached Commodity Resale Agreement with the County of Gloucester; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk forward a certified copy of this Resolution, along with the executed Commodity Resale Agreement to the County of Gloucester, PO Box 337, Woodbury, NJ 08096.

**BOROUGH OF WOODBURY HEIGHTS**



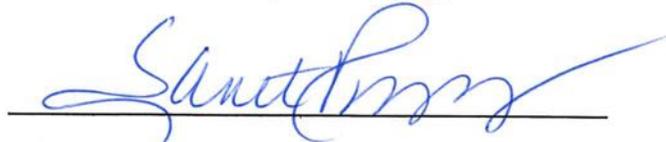
**WILLIAM C. PACKER, MAYOR**

**ATTEST:**



**JANET PIZZI, CLERK/ADMINISTRATOR**

**The foregoing Resolution was duly adopted by the Borough Council of the Borough of Woodbury Heights at the Regular Meeting held on the 16<sup>th</sup> day of January, 2019.**



**JANET PIZZI, CLERK/ADMINISTRATOR**

1/23/19

**BASIS FOR AN AGREEMENT  
FOR THE RESALE OF GASOLINE AND DIESEL FUEL  
AS PART OF A COMMODITY RESALE SYSTEM**

**AN AGREEMENT** for the resale of Gasoline, Diesel Fuel, Ice Removal Chemicals and Public Works Materials, by and between **The Borough of Woodbury Heights** and **The County of Gloucester** entered into pursuant to the Commodity Resale Provisions of the Cooperative Purchasing Rules (N.J.A.C. 5:34-7.1 et seq.).

**WHEREAS**, **The County of Gloucester** created a Commodity Resale System for its own need for Diesel Fuel, Gasoline, Ice Removal Chemicals and Public Works Materials.

**WHEREAS**, **The Borough of Woodbury Heights** is desirous of making use of this Commodity System on an as needed basis.

**NOW THEREFORE**, in consideration for the promises and of the mutual covenants herein contained, the parties hereto agree as follows:

**1. PAYMENT OBLIGATION**

A monthly invoice for the previous month's usage shall be forwarded from the County of Gloucester to **The Borough of Woodbury Heights** on or before the first day of each month. Monies received from **The Borough of Woodbury Heights** shall be placed in the account associated with that commodity. If **The Borough of Woodbury Heights** has a negative cash balance for three (3) consecutive billing periods, that shall constitute cause for termination of the Agreement. Prior to any termination, **The Borough of Woodbury Heights** shall receive a thirty (30) day advance notice regarding its negative cash balance.

**2. EMERGENCIES**

In the event of an emergency, **The County of Gloucester** will use its best efforts to provide any of these commodities that each member requires.

**3. TERMINATION**

This Agreement shall be in effect to a period of five (5) years upon approval by the governing bodies of **The County of Gloucester** and **The Borough of Woodbury Heights**. Either party may terminate this Agreement with thirty (30) days advance notice by certified mail, to the official address of the other party.

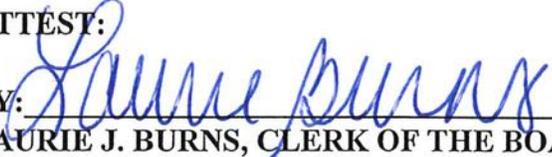
**4. GOVERNING LAW**

This Agreement shall be governed by and interpreted in accordance with the laws of the State of New Jersey.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed as of the day and year first written.

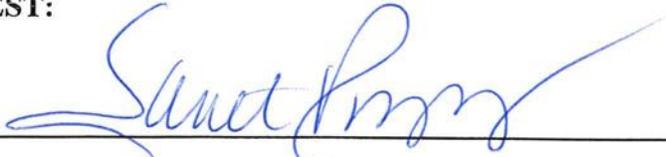
**THE COUNTY OF GLOUCESTER:**

BY:   
ROBERT M. DAMMINGER, FREEHOLDER DIRECTOR

ATTEST:  
BY:   
LAURIE J. BURNS, CLERK OF THE BOARD

**THE BOROUGH OF WOODBURY HEIGHTS:**

BY:   
WILLIAM C. PACKER, MAYOR

ATTEST:  
BY:   
JANET PIZZI, CLERK/ADMINISTRATOR