

RESOLUTION NO. 3-2005

REQUESTING PERMISSION TO PARTICIPATE IN THE COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES, COOPERATIVE PURCHASING PROGRAM

WHEREAS Section 1902 of Act 57 of May 15, 1998, as amended by Act 142 of December 3, 2002, 62 Pa.C.S. Section 1902, authorizes local public procurement units to participate in those contracts for supplies, services, or construction entered into by the Department of General Services or the Office of Administration that are made available to local public procurement units. A "local public procurement unit" is defined as:

- 1) any political subdivision
- 2) any public authority;
- 3) any tax exempt, nonprofit educational or public health institution or organization;
- 4) any nonprofit fire company, nonprofit rescue company or nonprofit ambulance company;
- 5) and to the extent provided by law, any other entity, including a council of governments or an area government that expends public funds for the procurement of supplies, services and construction.

BE IT RESOLVED, that SCHUYLKILL TOWNSHIP, (name of Local Public Procurement Unit) hereby requests permission to participate in Department of General Services' or the Office of Administration contracts for the procurement of supplies, services or construction to the extent that such contracts are made available to local public procurement units such as SCHUYLKILL TOWNSHIP (name of Local Public Procurement Unit) subject to the following conditions:

- 1. That the Local Public Procurement Unit agrees to be bound by the terms and conditions in the Department of General Services' contract or the Office of Administration.
- 2. That the Local Public Procurement Unit agrees to be responsible for payment directly to the contractor under each contract for those supplies, services or construction ordered by the Local Public Procurement Unit.
- 3. That the Local Public Procurement Unit understands and agrees that the Department of General Services or the Office of Administration shall not be responsible for ensuring that the contractor performs in accordance with the contract terms and conditions in its performance of any order issued by the Local Public Procurement Unit.
- 4. That the Local Public Procurement Unit understands and agrees that the Department of General Services or the Office of Administration makes no warranty concerning the supplies, services or construction ordered by the Local Public Procurement Unit and specifically disclaims any implied warranty by the Department of merchantability or fitness for a particular purpose.
- 5. That the Local Public Procurement Unit shall be considered an intended beneficiary of the Department of General Services' or the Office of Administration contract with the right to sue and be sued.

Enacted into a Resolution this 2ND day of MARCH, 2005

ATTEST:
(Seal)

Mary E. Bubel
Secretary's Signature
MARY E. BUBEL
Secretary's Name

SCHUYLKILL TOWNSHIP SUPERVISORS
Name of Local Public Procurement Unit
SCHUYLKILL
County
Joseph Boran
Signature
JOSEPH BORAN
Name
CHAIRMAN
Title

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

SALT CONTRACT PARTICIPATION AGREEMENT

Contract 6810-02 Sodium Chloride (Road Salt) Requirements for Purchase
Effective August 2005 thru July 2006 winter season

Intending to be legally bound SCHUYLKILL TWP. SUPERVISOR by and through JOSEPH BORAN
(Local Public Procurement Unit) (Official's Name)

- Agrees: 1) to purchase all its required quantities of sodium chloride up to 140% of the tonnage requirements indicated below exclusively from the vendor awarded the Sodium Chloride Contract for the county in which said Local Procurement Unit is located.
- 2) to purchase at least 60% of the tonnage requirements indicated below from the awarded vendor.
- 3) to be bound by the terms and conditions of the contract, and
- 4) to be responsible for payment directly to the vendor for the quantities purchased under the contract.

*Stockpile Capacity: 100 Tons

*Tons Required: 100 Tons

*Minimum delivery = 1 truckload


CHAIRMAN
Authorized Signature & Title

3/2/05
Date

JOSEPH BORAN
Print exactly as Signed Above

Participants in this contract are intended beneficiaries under this contract and are parties in interest with capacity to sue and to be sued in their own name without joining the Commonwealth of Pennsylvania, Department of General Services. By signing and returning this agreement, you will be bound to participating in this contract effective with the August 2005-July 2006 season. You cannot change your position during the current contract period.

Your required tons is not an estimate. You will be contractually obligated to purchase 60% of your stated needs. You should expect vendors to require you to purchase at least this amount.

SCHUYLKILL TOWNSHIP BOARD OF SUPERVISORS

SCHUYLKILL

Local Public Procurement Unit Name

County of Location

75 WALNUT STREET PO BOX 405 MUNICIPAL BUILDING MARY-D., PA 17952

Mailing Address

City

Zip Code

MARY E. BUBEL SECT/ TREASURER
Name of Person to Receive Contract

570-668-1039

570-668-0908

Area Code) Telephone No.

(Area Code) FAX No

E-mail Address

Note: This participation agreement form must be received by the Department of General Services by March 31, 2005

Mail original via certified mail or fax to:
Department of General Services
Attn: Cooperative Purchasing
14 North Office Building
Parrisburg PA 17125
Fax No. (717) 783-6241