

**RESOLUTION NO. 2023-108**

**A RESOLUTION OF RADNOR TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA, AUTHORIZING COOPERATIVE PURCHASING AND PARTICIPATION IN PHASES 3 AND 4 OF THE REGIONAL STREETLIGHT PROCUREMENT PROGRAM ADMINISTERED BY THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION IN THE AMOUNT NOT TO EXCEED \$1,012,258 (NOT INCLUDING REBATES)**

*WHEREAS*, the TOWNSHIP OF RADNOR is located in DELAWARE County, Pennsylvania (the "TOWNSHIP"); and

*WHEREAS*, the TOWNSHIP qualifies as a "local public procurement unit" as defined under Chapter 19 of the Commonwealth Procurement Code, 62 Pa C.S. §1901 et seq. (the "Code"); and

*WHEREAS*, the Delaware Valley Regional Planning Commission ("DVRPC") qualifies as a "public procurement unit" under the Code, and has established a Regional Streetlight Procurement Program (the "Program") for the purpose of entering into "cooperative purchasing" agreements with regional municipalities; and

*WHEREAS*, the TOWNSHIP, in its capacity as a local public procurement unit, agreed to participate in the Program, as reflected by the adoption of a letter of intent in connection with the Program's Phase 1, and by the adoption of a resolution authorizing the participation in the Program's Phase 2; and

*WHEREAS*, full participation in the Program's additional Phase 3 (Project Management) and Phase 4 (Post Construction Operations and Maintenance Services) will allow the TOWNSHIP to implement the project (the "Project") and improve the performance of municipal street lighting; and

*WHEREAS*, DVRPC entered into a contract with Keystone Lighting Solutions ("KLS") to provide design services as part of Phase 2 of the Program and at the option of participating municipalities to extend services provided in Phases 3 and 4; and

*WHEREAS*, pursuant to its authority under the Code, the TOWNSHIP entered into contract with KLS for Project Development Phase 2 for professional design services to evaluate, recommend, audit, design and manage the Project with the option to proceed with Phases 3 and 4; and

*WHEREAS*, KLS has completed the services required in connection with Project Development Phase 2; and

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*WHEREAS*, as part of Project Development Phase 2, KLS presented a Final Project Specification and Proposal (the "Proposal"), and in this Proposal KLS estimated the costs to the TOWNSHIP associated with KLS' services for Phases 3 and 4; and

*WHEREAS*, also in the Proposal KLS provided a "Total Project Cost" found in the Project Cashflow, which establishes the total price to the TOWNSHIP associated with this Project in an amount not to exceed \$1,012,258 (not including rebates); and

*WHEREAS*, the TOWNSHIP wishes to exercise its option to proceed with Phases 3 and 4 under its existing contract with KLS and to secure its professional assistance in connection with the procurement and installation of these improvements; and

*WHEREAS*, DVRPC has entered into a contract with Armour & Sons Electric, Inc. ("Armour") to provide construction installation services and assigned to Armour DVRPC's contracts for manufacture and distribution of equipment; and

*WHEREAS*, participating municipalities, including the TOWNSHIP, are able to "piggyback off of" the contract entered into by DVRPC for installation, in accordance with the Code; and

*WHEREAS*, continued participation in the Program will allow the TOWNSHIP to implement its project (the "Project") and improve the performance of municipal street lighting, and specifically to manage and administer the procurement, installation, and financing of the transition to light-emitting-diode (LED) street lighting and other street light improvements, and the maintenance of those improvements; and

*WHEREAS*, the TOWNSHIP has determined that its interests warrant piggybacking off of DVRPC's contract with Armour, thereby forming a separate and new contract between the TOWNSHIP and Armour in the form attached hereto as Exhibit A.

***NOW, THEREFORE, BE IT RESOLVED*** that the BOARD OF COMMISSIONERS of the TOWNSHIP OF RADNOR hereby authorizes the TOWNSHIP to exercise its option under the existing cooperative purchasing contract with KLS and to proceed to Phase 3 and Phase 4 of the Program for Project Management and Post Construction Operation and Maintenance Services; and it is

***FURTHER RESOLVED*** that the BOARD OF COMMISSIONERS of the TOWNSHIP OF RADNOR hereby authorizes the TOWNSHIP to enter into cooperative purchasing in the form of a contract with Armour & Sons Electric, Inc. for installation of equipment; and it is

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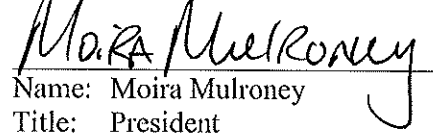
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***FURTHER RESOLVED*** that the BOARD OF COMMISSIONERS of the TOWNSHIP OF RADNOR hereby authorizes and directs its officials, employees, agents and representatives to take all such further actions and to execute and deliver all such instruments and other documents as may be necessary or appropriate to enable the TOWNSHIP to carry out the intent and purposes of the foregoing resolutions and the transactions contemplated hereby.

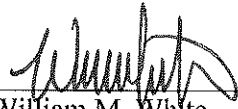
***IN WITNESS WHEREOF***, the BOARD OF COMMISSIONERS of the TOWNSHIP OF RADNOR has adopted and enacted this Resolution this 23<sup>rd</sup> day of October, 2023.

RADNOR TOWNSHIP

By:

  
Name: Moira Mulrone  
Title: President

ATTEST:

  
William M. White  
Township Manager / Secretary