

AGREEMENT

THIS AGREEMENT made this *27* day of *June*, 2016 by and between the **TOWNSHIP OF EAST BRUNSWICK**, a municipal corporation of the State of New Jersey, having its principal offices located at 1 Jean Walling Civic Center, East Brunswick, New Jersey 08816, hereinafter referred to as "Township," and **SAINT PETER'S HEALTHCARE SYSTEM, INC.**, having its principal offices located at **254 Easton Avenue, New Brunswick, NJ 08901**, hereinafter referred to as "Contractor."

WHEREAS, pursuant to the requirements of the Local Public Contract Law, the Township advertised and received proposals to provide Basic Life Support Emergency Medical Service Response and Transportation System; and

WHEREAS, the bids were reviewed by the Township Officials; and

WHEREAS, the Township Council awarded the contract to provide Basic Life Support Emergency Medical Service Response and Transportation System to Saint Peter's Healthcare System, Inc. ("Contractor"); and

WHEREAS, Saint Peter's Healthcare System, Inc., ("Contractor") has entered into an agreement with Atlantic Ambulance Corporation, a professional medical transportation company which complies with all vehicle and crew requirements of the Social Security Act, and the Medicare and Medicaid Program, and is duly licensed and authorized by the New Jersey State Department of Health to provide basic life support ambulance and medical care services, to enable Contractor to fulfill its duties under this agreement; and

WHEREAS, the parties desire to enter into an agreement providing for Basic Life Support Emergency Medical Service Response and Transportation System.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and other good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Contractor agrees to provide Basic Life Support Emergency Medical Service Response and Transportation System for Township of East Brunswick for a term of two (2) years from date of award. The Township may renew the agreement for one additional year. All terms and conditions as set forth herein shall remain the same throughout all renewal periods.

2. The Contractor shall receive no compensation from the Township for the services it provides pursuant to this agreement.
3. The Office of the Chief, East Brunswick Police Department is deemed the Contract Manager for the purposes of the Contract.
4. Contractor shall be responsible for all loss or damage arising out of the furnishing of the services or from any action of the elements; or from any unforeseen obstruction or difficulties which may be encountered of every description connected with the performance of the aforesaid services until the same have been accepted by the Township.
4. To prevent all disputes and litigation, it is agreed by and between the parties to this agreement that the Township shall in all cases determine the services rendered under this agreement, and as to the interpretation of the plans and specifications.
5. The contract documents shall consist of the following:
 - A. Notice to Contractors;
 - B. Request for Proposals;
 - C. Contractor's Proposal (as accepted);
 - D. Contract Agreement;
 - E. All Addenda.
6. The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.5(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the Contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.5(a).
7. The parties to this contract agree to incorporate into this contract the mandatory language of section 3.7 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the Contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said section 3.7.
8. The Contractor shall execute the Affirmative Action Agreement, Exhibit A attached hereto, which shall be incorporated herein by reference.

9. The Contractor shall submit a copy of the Certificate of Employee Information Report, or a copy of letter of Federal approval, or Form AA-302 (Initial Employee Information Report) prior to execution of this Agreement.

10. Contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

11. Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors are used.

12. For the term of the contract, Contractor and each of its affiliates, and a subcontractor and each of its affiliates, [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property intended for a contract with a contracting agency.

13. A business organization that fails to provide a copy of a business registration as required pursuant to Section 1 of P.L. 2001, c. 134 (C.52:32-44 et al.) or Subsection e. or f. of Section 92 of P.L. 1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency.

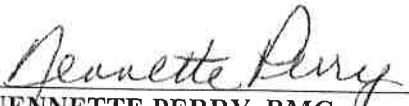
14. This agreement, together with the contract documents, form the contract and they are as fully a part of this Agreement as if hereto attached or herein repeated.

15. The Township and the Contractor for themselves, their heirs, executors, administrators, successors or assigns, hereby agree to the full performance of the covenants herein contained.

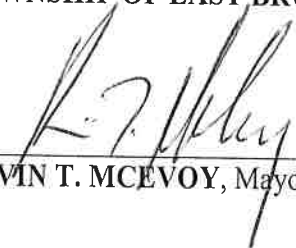
IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

WITNESS & ATTEST:

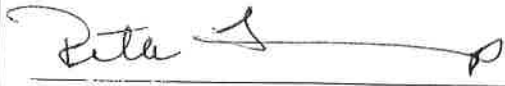
TOWNSHIP OF EAST BRUNSWICK


NENNETTE PERRY, RMC
Township Clerk
(Seal) 6/27/16

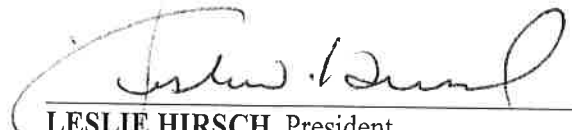
By


KEVIN T. MCEVOY, Mayor

SAINT PETER'S HEALTHCARE
SYSTEM, INC.


RITA JENNINGS, Secretary
(Seal)

By


LESLIE HIRSCH, President



TOWNSHIP OF EAST BRUNSWICK

NO: 16348

DATE OF ADOPTION: May 14, 2018

T/5/21/2018

RESOLUTION AUTHORIZING THE TOWNSHIP TO AWARD A ONE YEAR CONTRACT EXTENSION WITH SAINT PETER'S HEALTHCARE SYSTEM, INC. TO PROVIDE BASIC LIFE SUPPORT EMERGENCY MEDICAL SERVICE RESPONSE AND TRANSPORTATION SYSTEM

WHEREAS, pursuant to Resolution No. 15831 dated May 9, 2016, the Township Council of the Township of East Brunswick authorized the Township of East Brunswick (the "Township") to award a contract to Saint Peter's Healthcare System, Inc. ("Saint Peter's"), to provide Basic Life Support Emergency Medical Service Response and Transportation System; and

WHEREAS, on June 27, 2016, the Township of East Brunswick (the "Township") entered into a two (2) year contract, with the Township having the option to renew the agreement for an additional year, with Saint Peter's, whereby Saint Peter's would provide Basic Life Support Emergency Medical Service Response and Transportation System, pursuant N.J.S.A. 40A:11-4.1; and

WHEREAS, N.J.S.A. 40A:11-4.2 allows for Emergency Medical Services Contracts to be awarded for a term of up to five (5) years; and

WHEREAS, it is the desire of the governing body to renew the above referenced contract with Saint Peter's for an additional year pursuant to paragraph one of the Township's agreement with Saint Peter's; and

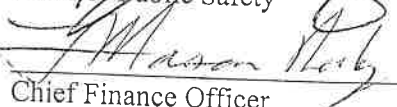
NOW, THEREFORE, BE IT RESOLVED by the Township Council of The Township of East Brunswick, County of Middlesex, State of New Jersey, that the Township is hereby authorized, pursuant to the above referenced contract dated June 27, 2016, to renew the Township's agreement with Saint Peter's Healthcare System, Inc., for one additional year, to provide Basic Life Support Emergency Medical Service Response and Transportation System.

CERTIFICATIONS:


Administrator

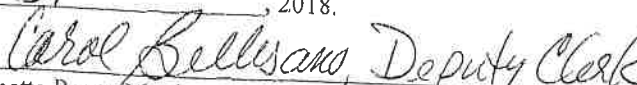
Township Attorney


Chief of Public Safety


Chief Finance Officer

RECORD VOTE OF COUNCIL ON FINAL PASSAGE									
Council Member	Y	N	NV	Ab	Council Member	Y	N	NV	Ab
Clark		✓			Wendell	✓			
Hughes S	✓				Spadafino	✓			
Stanley M	✓								
X • Indicates Vote. NV • Not Voting Ab • Absent									

This is to certify that this is a true and compared copy of a resolution adopted by the Municipal Council of the Township of East Brunswick on May 21, 2018.


Nennette Perry, Municipal Clerk



TOWNSHIP OF EAST BRUNSWICK

NO: 15831

DATE OF ADOPTION: May 9, 2016

**RESOLUTION OF THE TOWNSHIP OF EAST BRUNSWICK,
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
AWARDING A CONTRACT PROVIDING A
BASIC LIFE SUPPORT EMERGENCY MEDICAL SERVICE RESPONSE
AND TRANSPORTATION SYSTEM FOR THE
TOWNSHIP OF EAST BRUNSWICK TO
SAINT PETER'S HEALTHCARE SYSTEM, INC.**

WHEREAS, the Township of East Brunswick duly advertised for and received proposals from qualified individuals and firms to provide Basic Life Support Emergency Medical Service Response and Transportation System; and

WHEREAS, three (3) proposals were received on March 31, 2016; and

WHEREAS, the proposals have been reviewed by the East Brunswick Police Department and it has been recommended that Saint Peter's Healthcare System, Inc. be awarded the contract; and

WHEREAS, it is the desire of the governing body to award the contract to provide Basic Life Support Emergency Medical Service Response and Transportation System to Saint Peter's Healthcare System, Inc.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of East Brunswick, County of Middlesex, State of New Jersey, as follows:

1. That the governing body does hereby award a contract to provide Basic Life Support Emergency Medical Service Response and Transportation System to Saint Peter's Healthcare System, Inc. for a period of two (2) years.
2. That the Mayor and Township Clerk are authorized to execute contracts in a form acceptable to the Township attorney which shall be available for public examination in the office of the Township Clerk during normal business hours for Saint Peter's Healthcare System, Inc. to provide Basic Life Support Emergency Medical Service Response and Transportation System.

RECORD VOTE OF COUNCIL ON FINAL PASSAGE									
Council Member	Y	N	NV	Ab	Council Member	Y	N	NV	Ab
Clark	✓				Wendell	✓			
Contrino				✓	Hughes	✓			
Spadafino	✓								
X • Indicates Vote. NV • Not Voting Ab • Absent									

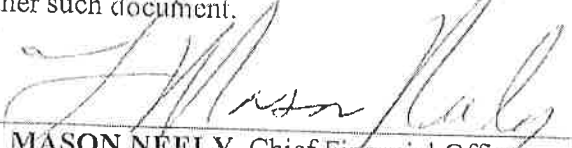
This is to certify that this is a true and compared copy of a resolution adopted by the Municipal Council of the Township of East Brunswick on May 9, 2016.

Jeannette Perry
Jeannette Perry, Municipal Clerk

3. That notice of this action shall be printed once in the official newspaper of the Township of East Brunswick; and
4. That a certified copy of this resolution, together with a copy of the respective contract between the parties, shall be forwarded to the Township of East Brunswick, Administrator, Chief of Police and Saint Peter's Healthcare System, Inc.

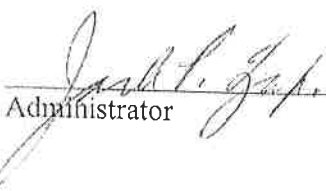
CERTIFICATE OF AVAILABILITY OF FUNDS

I, L. MASON NEELY, Chief Financial Officer for the Township of East Brunswick, do hereby certify that no amounts shall be chargeable or certified until such time as goods and/or services are ordered and/or rendered. Prior to incurring the liability by placing the order or receiving the services, the certification of available funds shall be issued and attached in the file copy of the purchase order or other such document.



L. MASON NEELY, Chief Financial Officer
Township of East Brunswick

CERTIFICATIONS:



Administrator

Township Attorney