

# Board of Trustees Meeting of November 18, 2019 Action Item Competitive Contracting

As a part of NJSIG's efforts to maintain compliance with the PSCL, the Board must authorize the use of competitive contracting for specific goods or services. This resolution authorizes NJSIG to procure all relevant goods and services listed in N.J.S.A. 18A:18A-4.1 and N.J.S.A. 18A:18A-5 via the competitive contracting process. This resolution supplements the prior resolutions authorizing the use of competitive contracting. This resolution merely allows the competitive contracting process to be used for these goods and services; it does not award a contract to a specific service provider. A separate resolution will be necessary for any award of a contract for any of these goods and services.

**Recommended Resolution:** to approve NJSIG to procure all relevant goods and services via the competitive contracting process.

William Mayo

William Mayo, CPCU, ARM Executive Director



#### Resolution Authorizing the Acquisition of Goods and Services Through the Competitive Contracting Process

**WHEREAS**, the New Jersey Schools Insurance Group ("NJSIG") is authorized by N.J.S.A. 18A:18B-1, et seq. to provide risk transfer mechanisms for its members;

**WHEREAS**, NJSIG has a desire to procure specialized services and goods in accord with the tenets of N.J.S.A. 18A:18A-4.1;

**WHEREAS**, NJSIG desires to use the competitive contracting method of procurement in lieu of public bidding for the below listed goods and services in accord with the allowable procurements as set forth in N.J.S.A. 18A:18A-1, et seq.:

- 1. The purchase or licensing of proprietary computer software designed for school board insurance group purposes, which may include hardware intended for use with the proprietary software.
- 2. The hiring of a for-profit entity or a not-for-profit entity incorporated under Title 15A of the New Jersey Statutes for the purpose of:
  - a. the operation, management or administration of recreation or social service facilities or programs; or
  - b. the operation, management or administration of data processing services;



#### Resolution Authorizing the Acquisition of Goods and Services Through the Competitive Contracting Process

- 3. Services performed by an organization engaged in providing energy conservation education and training services to train employees of a school board insurance group to reduce consumption of energy;
- 4. Telecommunications transmission or switching services that are not part of a tariff or schedule of charges filed with the Board of Public Utilities;
- The purchase of specialized machinery or equipment of a technical nature, or servicing thereof, which will not reasonably permit the drawing of specifications;
- 6. Food services provided by food service management companies when not part of programs administered by the New Jersey Department of Agriculture, Bureau of Child Nutrition Programs;
- 7. Driver education courses provided by licensed driver education schools;
- 8. Laboratory testing services;
- 9. Concessions;
- 10. Professional services;



### Resolution Authorizing the Acquisition of Goods and Services Through the Competitive Contracting Process

- 11. Extraordinary unspecifiable services which cannot reasonably be described by written specifications;
- 12. The doing of any work by employees of the school board insurance group;
- 13. The printing of all legal notices; and legal briefs, records and appendices to be used in any legal proceeding in which the school board insurance group may be a party;
- 14. Library and educational goods and services;
- 15. Food supplies, including food supplies for home economics classes, when purchased pursuant to rules and regulations of the State board and in accordance with the provisions of N.J.S.18A:18A-6;
- 16. The supplying of any product or the rendering of any service by a public utility, which is subject to the jurisdiction of the Board of Public Utilities, in accordance with the tariffs and schedules of charges made, charged and exacted, filed with said board;
- 17. The printing of bonds and documents necessary to the issuance and sale thereof by a school board insurance group;



#### Resolution Authorizing the Acquisition of Goods and Services Through the Competitive Contracting Process

- 18. Equipment repair service if in the nature of an extraordinary unspecifiable service and necessary parts furnished in connection with such services, which exception shall be in accordance with the requirements for extraordinary unspecifiable services;
- 19. Insurance, including the purchase of insurance coverage and consultant services;
- 20. Publishing of legal notices in newspapers as required by law;
- 21. The acquisition of artifacts or other items of unique intrinsic, artistic or historic character;
- 22. Those goods and services necessary or required to prepare and conduct an election;
- 23. The doing of any work by persons with disabilities employed by a sheltered workshop;
- 24. Expenses for travel and conferences;
- 25. The provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software;



#### Resolution Authorizing the Acquisition of Goods and Services Through the Competitive Contracting Process

- 26. Purchases of goods and services at rates set by the Universal Service Fund administered by the Federal Communications Commission;
- 27. Food services provided by food service management companies pursuant to procedures established by the New Jersey Department of Agriculture, Bureau of Child Nutrition Programs;
- 28. Vending machines providing food or drink; and,
- 29. The operation, management or administration of other services, with the approval of the Division of Local Government Services in the Department of Community Affairs.

**WHEREAS**, NJSIG desires to enter contracts for these services as allowable under the Public School Contracts Law, N.J.S.A. 18A:18A-1, et seq. for the terms as defined therein.

#### **NOW THEREFORE, BE IT RESOLVED** that:

1) NJSIG is hereby authorized to engage in the competitive contracting process for the above-named specialized goods and services;



## Resolution Authorizing the Acquisition of Goods and Services Through the Competitive Contracting Process

I certify that the foregoing is a true copy of a Resolution passed by the New Jersey Schools Insurance Group at the meeting duly held on the 18th day of November, 2019.

	New Jersey Schools Insurance Group	
	By:	
		Irene Le Febvre, Chairperson
Board Secretary Use Only		
DATE:		
MOVED BY:		
SECONDED BY:		
VOTE:		