

SOUTH ORANGE VILLAGE  
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## RESOLUTION #2021-247

September 13, 2021

### RESOLUTION AUTHORIZING THE PURCHASE OF ONE 2022 RAM 3500 FOR THE DEPARTMENT OF PUBLIC WORKS THRU ENTERPRISE FLEET MANAGEMENT UNDER THE SOURCEWELL COOPERATIVE PRICING COUNCIL CONTRACT #060618-EFM IN THE AMOUNT NOT TO EXCEED \$52,805.00

WHEREAS, the Township of South Orange Village wishes to purchase one **2022 RAM 3500** from an authorized vendor under the SOURCEWELL Cooperative Pricing Council, **CONTRACT #060618-EFM**; and

WHEREAS, Enterprise Fleet Management has been awarded CONTRACT #060618-EFM; and

WHEREAS, the Village Administrator has recommended the acquisition of one vehicle pursuant to the SOURCEWELL Contract; now,

THEREFORE, BE IT RESOLVED by the Board of Trustees of the Township of South Orange Village that the Board hereby authorizes and approves the purchase of one **2022 RAM 3500** vehicle through SOURCEWELL Cooperative Pricing Council, CONTRACT #060618-EFM, to Enterprise Fleet Management, in a total amount not to exceed **\$52,805.00**; and

BE IT FURTHER RESOLVED that the Village President or Village Administrator and Village Clerk are hereby authorized to execute a contract for said services upon receipt of the below Certification of Available Funds from the Village Treasurer.

#### CERTIFICATION OF AVAILABLE FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq. and any other applicable requirement, I, Gregory Bock, Village Treasurer of the Township of South Orange Village, have ascertained that there are available sufficient uncommitted funds in the line item specified below to award the contract specified in the above resolution, in the amount specified below. I further certify that I will encumber these funds upon the passage of this resolution.

<i>04-2150-19-0204-000</i>		<i>\$ 35,016.38</i>
<i>04-2150-26-1607-000</i>	<i>DPW VEHICLES, EQUIPMENT</i>	<i>NTE \$ 17,788.62</i>
Line Item	Description	Amount
<i>[Signature]</i>		<i>9/13/21</i>
Gregory Bock, Village Treasurer		Date



Trustee Member	Motion	Second	Ayes	Nays	Abstain	Absent
Brown			X			
Coallier			X			
Haskins			X			
Hartshorn Hilton		X	X			
Jones			X			
Zuckerman	X		X			

### CERTIFICATION

I, Ojetti E. Davis, Acting Village Clerk of the Township of South Orange Village, County of Essex, State of New Jersey, do hereby certify that this is a true and correct copy of the Resolution adopted by the Board of Trustees at their regular meeting held on Monday, September 13, 2021.

Ojetti E. Davis  
Acting Village Clerk



Prepared For: The Township of South Orange Village
Loehner, Adam

Date 09/07/2021
AE/AM MKC

Unit #

Year 2022 Make RAM Model 3500

Series Tradesman 4x4 Crew Cab 8 ft. box 169.5 in. WB

Vehicle Order Type Ordered Term 60 State NJ Customer# 596884

Table with 2 columns: Amount and Description. Includes Capitalized Price of Vehicle, Sales Tax, License Fee, Registration Fee, and various reductions.

All language and acknowledgments contained in the signed quote apply to all vehicles that are ordered under this signed quote.

Order Information

Table with 2 columns: Field and Value. Includes Driver Name, Exterior Color, Interior Color, Lic. Plate Type, and GVWR.

Table with 2 columns: Amount and Description. Includes Total Capitalized Amount, Depreciation Reserve, and Monthly Lease Charge.

Total Monthly Rental Excluding Additional Services

Additional Fleet Management

Table with 2 columns: Amount and Description. Includes Master Policy Enrollment Fees, Commercial Automobile Liability Enrollment, Physical Damage Management, and Full Maintenance Program.

Table with 2 columns: Field and Value. Includes Comp/Coll Deductible, OverMileage Charge, # Tires, and Loaner Vehicle status.

Additional Services SubTotal

\$ 0.00 Sales Tax 6.6250%

State NJ

Total Monthly Rental Including Additional Services

\$ 0.40 Reduced Book Value at 60 Months

\$ 395.00 Service Charge Due at Lease Termination

Quote based on estimated annual mileage of 15,000
(Current market and vehicle conditions may also affect value of vehicle)
(Quote is Subject to Customer's Credit Approval)
Notes

Enterprise FM Trust will be the owner of the vehicle covered by this Quote. Enterprise FM Trust (not Enterprise Fleet Management) will be the Lessor of such vehicle under the Master Open - End (Equity) Lease Agreement...

ALL TAX AND LICENSE FEES TO BE BILLED TO LESSEE AS THEY OCCUR.

Lessee hereby authorizes this vehicle order, agrees to lease the vehicle on the terms set forth herein and in the Master Equity Lease Agreement and agrees that Lessor shall have the right to collect damages in the event Lessee fails or refuses to accept delivery of the ordered vehicle.

LESSEE The Township of South Orange Village

BY TITLE DATE

\* INDICATES ITEMS TO BE BILLED ON DELIVERY.
1 Capitalized Price of Vehicle May be Adjusted to Reflect Final Manufacturer's Invoice.
2 Monthly Lease Charge Will Be Adjusted to Reflect the Interest Rate on the Delivery Date (Subject to a Floor).
3 The inclusion herein of references to maintenance fees/services are solely for the administrative convenience of Lessee.



**Aftermarket Equipment Total**

Description	(B)illed or (C)apped	Price
Custom Equipment 2	C	\$ 8,180.00
<b>Total Aftermarket Equipment Billed</b>		\$ 0.00
<b>Total Aftermarket Equipment Capitalized</b>		\$ 8,180.00
<b>Aftermarket Equipment Total</b>		\$ 8,180.00



**VEHICLE INFORMATION:**

2022 RAM 3500 Tradesman 4x4 Crew Cab 8 ft. box 169.5 in. WB - US

Series ID: D28L92

**Pricing Summary:**

	INVOICE	MSRP
Base Vehicle	\$41,893	\$44,435.00
Total Options	\$777.00	\$845.00
Destination Charge	\$1,695.00	\$1,695.00
<b>Total Price</b>	<b>\$44,365.00</b>	<b>\$46,975.00</b>

**SELECTED COLOR:**

Exterior: PW7-Bright White Clearcoat  
 Interior: X8-Diesel Gray/Black w/HD Vinyl 40/20/40 Split Bench Seat

**SELECTED OPTIONS:**

CODE	DESCRIPTION	INVOICE	MSRP
2GA	Quick Order Package 2GA Tradesman	NC	NC
AHD	Heavy Duty Snow Plow Prep Group	\$225.00	\$245.00
APA	Monotone Paint	STD	STD
BAJ	220 Amp Alternator	Included	Included
CBE	40/20/40 Split Bench Seat	Included	Included
CDP	4 Way Front Headrests	Included	Included
CDR	Front Armrest w/Cupholders	Included	Included
CFM	Rear Folding Seat	Included	Included
CSJ	2 Way Rear Headrest Seat	Included	Included
DFX	Transmission: 8-Speed Auto (8HP75-LCV)	STD	STD
DME	3.73 Axle Ratio	STD	STD
ESB	Engine: 6.4L V8 Heavy Duty HEMI MDS	STD	STD
JVA	Manual Adjust 4-Way Driver Seat	Included	Included
JWA	Manual Adjust 4-Way Front Passenger Seat	Included	Included
MDA	Front License Plate Bracket	NC	NC
NAS	50 State Emissions	NC	NC
PW7_01	Bright White Clearcoat	NC	NC
TCN	Tires: LT275/70R18E BSW AS	STD	STD
TX	HD Vinyl 40/20/40 Split Bench Seat	STD	STD
UAA	Radio: Uconnect 3 w/5" Display	STD	STD
WBN	Wheels: 18" x 8.0" Steel	STD	STD
X8_01	Diesel Gray/Black w/HD Vinyl 40/20/40 Split Bench Seat	NC	NC
XEF	Transfer Case Skid Plate Shield	Included	Included
XMF	MOPAR Spray In Bedliner	\$552.00	\$600.00
Z8R	GVWR: 11,400 lbs	STD	STD

## CONFIGURED FEATURES:

### Body Exterior Features:

Number Of Doors: 4  
Rear Cargo Door Type: tailgate  
Driver And Passenger Mirror: power remote heated manual folding side-view door mirrors with turn signal indicator  
Convex Driver Mirror: convex driver and passenger mirror  
Mirror Type: manual extendable trailer mirrors  
Skid Plates: skid plates  
Door Handles: black  
Front And Rear Bumpers: black front and rear bumpers  
Rear Step Bumper: rear step bumper  
Front Tow Hooks: 2 front tow hooks  
Front License Plate Bracket: front license plate bracket  
Bed Liner: bed liner  
Box Style: regular  
Body Material: galvanized steel/aluminum body material  
: class V trailering with harness, hitch  
Grille: black grille

### Convenience Features:

Air Conditioning: manual air conditioning  
Air Filter: air filter  
Console Ducts: console ducts  
Cruise Control: cruise control with steering wheel controls  
Power Windows: power windows with driver and passenger 1-touch down  
Illuminated Entry: illuminated entry  
Auto Locking: auto-locking doors  
Passive Entry: Keyless Go proximity key  
Steering Wheel: steering wheel with manual tilting  
Day-Night Rearview Mirror: day-night rearview mirror  
Emergency SOS: SiriusXM Guardian emergency communication system  
Front Cupholder: front and rear cupholders  
Floor Console: partial floor console with box  
Overhead Console: mini overhead console  
Glove Box: glove box  
Driver Door Bin: driver and passenger door bins  
Rear Door Bins: rear door bins  
Dashboard Storage: dashboard storage  
IP Storage: bin instrument-panel storage  
Rear Underseat Storage Tray: rear underseat storage tray  
Retained Accessory Power: retained accessory power  
Power Accessory Outlet: 2 12V DC power outlets

### Entertainment Features:

radio: AM/FM/Satellite-prep with seek-scan  
Radio Data System: radio data system  
Voice Activated Radio: voice activated radio  
Speakers: 6 speakers  
1st Row LCD: 1 1st row LCD monitor  
Wireless Connectivity: wireless phone connectivity  
Antenna: integrated roof antenna

### Lighting, Visibility and Instrumentation Features:

Headlamp Type: delay-off aero-composite halogen headlamps  
Cab Clearance Lights: cargo bed light  
Front Wipers: variable intermittent wipers  
Tinted Windows: deep-tinted windows  
Dome Light: dome light with fade  
Front Reading Lights: front reading lights  
Variable IP Lighting: variable instrument panel lighting

Display Type: analog appearance  
Tachometer: tachometer  
Voltmeter: voltmeter  
Compass: compass  
Exterior Temp: outside-temperature display  
Low Tire Pressure Warning: tire specific low-tire-pressure warning  
Trip Odometer: trip odometer  
Oil Pressure Gauge: oil pressure gauge  
Water Temp Gauge: water temp. gauge  
Oil Temp Gauge: oil temperature gauge  
Transmission Oil Temp Gauge: transmission oil temp. gauge  
Engine Hour Meter: engine hour meter  
Clock: in-radio display clock  
Systems Monitor: systems monitor  
Rear Vision Camera: rear vision camera  
Water Temp Warning: water-temp. warning  
Lights On Warning: lights-on warning  
Key in Ignition Warning: key-in-ignition warning  
Low Fuel Warning: low-fuel warning  
Low Washer Fluid Warning: low-washer-fluid warning  
Bulb Failure Warning: bulb-failure warning  
Door Ajar Warning: door-ajar warning  
Brake Fluid Warning: brake-fluid warning  
Transmission Fluid Temperature Warning: transmission-fluid-temperature warning

#### Safety And Security:

ABS four-wheel ABS brakes  
Number of ABS Channels: 4 ABS channels  
Brake Assistance: brake assist  
Brake Type: four-wheel disc brakes  
Vented Disc Brakes: front and rear ventilated disc brakes  
Daytime Running Lights: daytime running lights  
Spare Tire Type: full-size spare tire  
Spare Tire Mount: underbody mounted spare tire w/crankdown  
Driver Front Impact Airbag: driver and passenger front-impact airbags  
Driver Side Airbag: seat-mounted driver and passenger side-impact airbags  
Overhead Airbag: curtain 1st and 2nd row overhead airbag  
Occupancy Sensor: front passenger airbag occupancy sensor  
Height Adjustable Seatbelts: height adjustable front seatbelts  
Seatbelt Pretensioners: front seatbelt pre-tensioners  
3Point Rear Centre Seatbelt: 3 point rear centre seatbelt  
Side Impact Bars: side-impact bars  
Perimeter Under Vehicle Lights: remote activated perimeter/approach lights  
Tailgate/Rear Door Lock Type: manual tailgate/rear door lock  
Rear Child Safety Locks: rear child safety locks  
Ignition Disable: Sentry Key immobilizer  
Electronic Stability: electronic stability stability control with anti-roll  
Traction Control: ABS and driveline traction control  
Front and Rear Headrests: manual adjustable front head restraints with tilt  
Rear Headrest Control: 3 rear head restraints

#### Seats And Trim:

Seating Capacity max. seating capacity of 6  
Front Bucket Seats: front split-bench 40-20-40 seats  
Number of Driver Seat Adjustments: 4-way driver and passenger seat adjustments  
Reclining Driver Seat: manual reclining driver and passenger seats  
Driver Fore/Aft: manual driver and passenger fore/aft adjustment  
Front Centre Armrest Storage: front centre armrest with storage  
Rear Seat Type: rear full bench seat  
Rear Folding Position: rear seat fold-up cushion  
Leather Upholstery: vinyl front and rear seat upholstery

Headliner Material: full cloth headliner

Floor Covering: full vinyl/rubber floor covering

Dashboard Console Insert, Door Panel Insert Combination: metal-look instrument panel insert, door panel insert, console insert

Shift Knob Trim: urethane shift knob

Interior Accents: chrome/metal-look interior accents

Standard Engine:

Engine 410-hp, 6.4-liter V-8 (premium)

Standard Transmission:

Transmission 8-speed automatic w/ OD and auto-manual

**AMENDMENT TO MASTER EQUITY LEASE AGREEMENT**

THIS AMENDMENT TO MASTER EQUITY LEASE AGREEMENT (this "Amendment") is made and entered into as of the , by and between Enterprise FM Trust, a Delaware statutory trust ("Lessor") and The Township of South Orange Village ("Lessee").

**WITNESSETH:**

WHEREAS, Lessor and Lessee are parties to certain Master Equity Lease Agreement dated 29th day of Jul, 2021, as amended (the "Agreement"; all capitalized terms used and not otherwise defined in this Amendment shall have the respective meanings ascribed to them in the Agreement as amended by this Amendment); and

WHEREAS, Lessor and Lessee desire to amend the Agreement in the manner hereinafter set forth;

NOW, THEREFORE, in consideration of the premises and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree as follows:

1. Notwithstanding the second to last sentence of Section 1 of the Agreement, Lessor and Lessee hereby agree that, solely for federal, state and local income tax purposes, the lease by Lessor to Lessee under the Agreement of following Vehicles (the "Specified Vehicles") will be treated as a conditional sale rather than a true lease and that Lessee will be treated as the owner of the Vehicle solely for such income tax purposes:

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>Quote #</u>
2022	RAM	3500	5884671

The Agreement and this Amendment have the specific intent of creating a conditional sale rather than a true lease with respect to the vehicles listed above, and by design, give appropriate consideration to tax statutes, Regulations, Court decisions, and IRS rulings and positions. In recognition of that intent, each of Lessor and Lessee hereby further agrees that it will not take any action or file any return or other document inconsistent with such tax treatment or with the ownership of the Specified Vehicles by Lessee solely for such income tax purposes.

Notwithstanding the foregoing, or anything else in this Amendment, the Agreement or any Schedule to the contrary, and given the inherent uncertainty that exists with respect to any advertised tax result or outcome, Lessee hereby acknowledges and agrees that Lessor makes no representation, warranty or covenant that any tax authority will not assert a contrary position or assert that (a) the lease of the Specified Vehicles by Lessor to Lessee is a true lease for tax purposes, (b) Lessee is not the owner of the Specified Vehicles for tax purposes and/or (c) Lessee is not entitled to claim any depreciation or recovery deduction for tax purposes with respect to the Specified Vehicles. Lessee shall be solely liable for any and all costs and expenses, including, without limitation, any and all attorneys' fees, incurred in contesting any such treatment of the lease of the Specified Vehicles as other than a conditional sale and shall keep Lessor informed, in writing, of any dispute with any tax authority as to the tax treatment of the lease of the Specified Vehicles.

2. All references in the Agreement and in the various Schedules and addenda to the Agreement and any other references of similar import shall henceforth mean the Agreement as amended by this Amendment. Except to the extent specifically amended by this Amendment, all of the terms, provisions, conditions, covenants, representations and warranties contained in the Agreement shall be and remain in full force and effect and the same are hereby ratified and confirmed.

IN WITNESS WHEREOF, Lessor and Lessee have executed this Amendment to Master Equity Lease Agreement as of the

Enterprise FM Trust (Lessor)

The Township of South Orange Village ("Lessee")

By: Enterprise Fleet Management, Inc., its attorney in fact

By Tom Dolan Digitally signed by Tom Dolan

By \_\_\_\_\_

Title: Fleet Management AVP

Title: \_\_\_\_\_