

RESOLUTION NO. 2019 - 363

A RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO STARNET SOLUTIONS INC., FARMINGTON, NJ, FOR THE PURCHASE OF SCALE COMPUTING HC5240DX-95TB TO UPGRADE THE CURRENT APPLICATION SERVER INFRASTRUCTURE, FOR AMOUNT NOT TO EXCEED \$807,000.00.

WHEREAS, there exists a need to upgrade the current application server infrastructure for the entire City; and

WHEREAS, the City of Vineland has a need to acquire such service as a Non-Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the purchasing agent has determined and certified in writing that the value of said services will exceed \$17,500.00; and

WHEREAS, it has been recommended that a contract be awarded to Starnet Solutions Inc., Farmington, NJ for the Purchase of Scale Computing HC5240DX-95TB which was found to be best suited for the City's needs, for an amount not to exceed \$807,000.00; and

WHEREAS, Starnet Solutions Inc. has completed and submitted a Business Entity Disclosure Certification for Non-Fair and Open Contract which certifies that Starnet Solutions Inc. has not made any reportable contributions to a political or candidate committee in the City of Vineland in the previous one year and that the contract will prohibit Starnet Solutions Inc. from making any reportable contributions through the term of the contract to a political or candidate committee in the City of Vineland; and

WHEREAS, the availability of funds for said contract to be awarded herein have been certified by the Chief Financial Officer; and

WHEREAS, the City of Vineland has certified that this meets the statute and regulations governing the award of said contracts.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Vineland that:

1. This contract is awarded without competitive bidding in accordance with 40A:11-5(1)(dd) of the Local Public Contracts Law for the provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software, except that this provision shall not be utilized to acquire or upgrade non-proprietary hardware or to acquire or update non-proprietary software.
2. The Purchasing Agent be and the same is hereby authorized to issue contract to Starnet Solutions Inc., Farmington, NJ, in an amount not to exceed \$807,000.00 for the Purchase of Scale Computing HC5240DX-95TB.
3. That the Business Disclosure Entity Certification, the Political Contribution Disclosure Form and the Determination of Value be placed on file with the Resolution.
4. Notice of this action shall be printed once in the Daily Journal.

Adopted:

President of Council

ATTEST:

City Clerk

**8/6/2019 REQUEST FOR RESOLUTION FOR CONTRACT AWARDS
UNDER 40A:11-5 EXCEPTIONS
(PROFESSIONAL SERVICES, EUS, SOFTWARE MAINTENANCE, ETC)**

8/6/2019

(DATE)

1. Service (detailed description): Purchase Scale Computing HC5250DX-95TB
Upgrade the current application server infrastructure for the entire city.

2. Amount to be Awarded: \$ 807,000.00

- Encumber Total Award
 Encumber by Supplemental Release

3. Amount Budgeted: \$ _____

4. Budgeted: By Ordinance No. 2018-74
Or Grant: Title & Year _____

5. **Account Number to be Charged: C-04-00-000-1874-78601

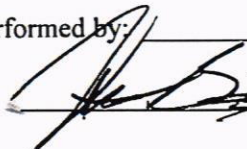
6. Contract Period: N/A

7. Date To Be Awarded: 8/27/2019

8. Recommended Vendor and Address: Starnet Solutions Inc.
100 Main St. Farmingdale NJ 07727

9. Justification for Vendor Recommendation:(attach add'l information for Council review)
The provision or performance of goods or services for The support or maintenance of proprietary computer hardware and software, except that this provision shall not be utilized to acquire upgrade nonproprietary hardware or to acquire of update non-proprietary software. Upon review of multiple alternative purchases it was found that the purchase of the Scale Computing was best suited for our needs.

- X Non-Fair & Open (Pay-to-Play documents required)
 Fair & Open: How was RFP advertised? _____

10. Evaluation Performed by:  IS Division Staff

11. Approved by: 

12. Attachments:

- Awarding Proposal
 Other: Quotes # Q060519Cc Rev 3.

- Send copies to:
Purchasing Department

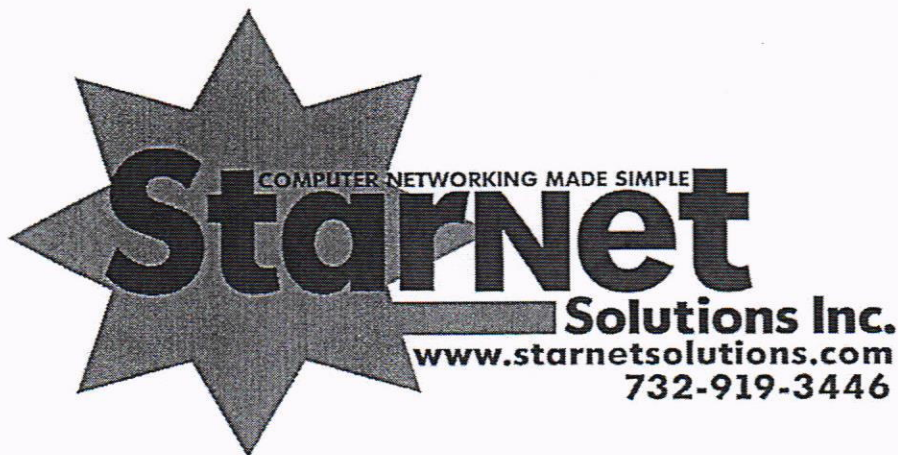
**8/6/2019REQUEST FOR RESOLUTION FOR CONTRACT AWARDS
UNDER 40A:11-5 EXCEPTIONS
(PROFESSIONAL SERVICES, EUS, SOFTWARE MAINTENANCE, ETC)**

8/6/2019

(DATE)

Business Administration

**** If more than one account #, provide break down**



StarNet Quote

QUOTE NUMBER:
Q060519Cc Rev 3

DATE:
7/31/2019

CLIENT:
City of Vineland
Information Systems (IS)
Third Floor East
640 E Wood Street
Vineland, NJ 08360

Quantity	Item	Unit Price	Extended Price
SOLUTION: Scale Computing HC5250DXz - 95TB			
15	Scale Computing - HC5250Dz - 95.04TB Raw Storage/47.52TB Usable - 1024GB RAM with Intel Xeon Gold 6138	\$ 53,800.00	\$ 807,000.00
15	Scale Computing - ScaleCare - HC5250Dz 2 Year Extension	Included	Included
40	10GB Base-T RJ45 Connectors	Included	Included
175	Scale Computing HC3 Move Powered by Double Take License for Windows or Linux	Included	Included
1	Scale Computing Shipping Fees	Included	Included
10	Acornis Backup Software Included	\$20,000.00	INCLUDED
1	Premium Installation, Set-Up and Configuration during business hours	Included	Included
TERMS:			
	Full payment due NET 30 upon receipt of invoice by company check. Billable upon ordering.		
	Unpaid balances past 30 days will be assessed finance charges of 1.25% per month. Customer is responsible for all fees if unpaid invoices are sent to Collections.		
	Hardware comes with manufacturer's warranty only.		
	Quote is valid until 8/10/19.		
THIS IS NOT A BILL			
		TOTAL	\$ 807,000.00

Your signature ensures acceptance of services and terms:

(Printed Customer Name)

(Title)

(Customer Signature)

(Date)

Return Signed Quote and/or Purchase Order to: Jacki Dempsey - Jackid@starnetsolutions.com

Mailing Address:
StarNet Solutions, Inc.
PO Box 313
Farmingdale, NJ 07727

Star. Power.

SN Internal Use: I: LM / C: JD / S: JD

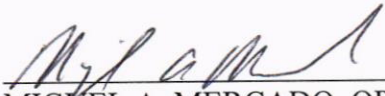
CERTIFICATION OF VALUE OF
SERVICES AND/OR ACQUISITION

1. I, Miguel A. Mercado, am the Purchasing Agent for the City of Vineland and make this Certification in accordance with N.J.S.A. 19:44A-20.5.

2. I have reviewed the correspondence submitted to me concerning Starnet Solutions and have determined, based solely on such submission, that the Value of Services and/or Acquisition proposed for the City of Vineland will exceed \$17,500.00.

3. I make this Certification based upon information provided to me by the appropriate municipal officer.

4. I certify that the information contained herein is true and accurate to the best of my knowledge.



MIGUEL A. MERCADO, QPA
PURCHASING AGENT

**BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
CITY OF VINELAND**

Part I – Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that StarNet Solutions, LLC (Business Entity) has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding (August 14, 2019) to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the City of Vineland as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Mayor Anthony R. Fanucci
Councilman Paul F. Spinelli
Councilman David Acosta
Councilwoman Dr. Elizabeth A. Arthur
Councilman Ronald John Franceschini, Jr.
Councilman Albert Vargas

Part II – Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Stella SKINNER	17 ELMONS AVE Farmingdale NJ 07727
LOUIS MELOGRANA	891 FORT PLAINS Rd HOWELL NJ 07731

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: StarNet Solutions, LLC
 Signed: [Signature]
 Title: PRESIDENT
 Print Name: Stella SKINNER
 Date: 8/14/19

Subscribed and sworn before me this 14 day of August, 2019.
Ashley Peirce
 (Affiant)
 My Commission expires: **ASHLEY D. PEIRCE**
NOTARY PUBLIC OF NEW JERSEY
 My Commission Expires 12/27/2022
 (Print name & title of affiant) (Corporate Seal)

**BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
CITY OF VINELAND**

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

"Local Unit Pay-To-Play Law" (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act:

"business entity" means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

"interest" means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

~~~~~  
**The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)**

**19:44A-3 Definitions. In pertinent part...**

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

**19:44A-8 and 16 Contributions, expenditures, reports, requirements.**

*While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:*

"The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)

**STATEMENT OF OWNERSHIP DISCLOSURE**  
**N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)**

This statement shall be completed, certified to, and included with all bid and proposal submissions. Failure to submit the required information is cause for automatic rejection of the bid or proposal.

**Name of Organization:** StarNet Solutions, Inc.

**Organization Address:** 90 Main Street Farmingdale NJ 07727

**Part I** Check the box that represents the type of business organization:

- Sole Proprietorship (skip Parts II and III, execute certification in Part IV)
- Non-Profit Corporation (skip Parts II and III, execute certification in Part IV)
- For-Profit Corporation (any type)     Limited Liability Company (LLC)
- Partnership     Limited Partnership     Limited Liability Partnership (LLP)
- Other (be specific): \_\_\_\_\_

**Part II**

The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. **(COMPLETE THE LIST BELOW IN THIS SECTION)**

OR

No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. **(SKIP TO PART IV)**

(Please attach additional sheets if more space is needed):

| Name of Individual or Business Entity | Home Address (for Individuals) or Business Address |
|---------------------------------------|----------------------------------------------------|
| Stella Skidver                        | 17 ELMONS AVE<br>FARMINGDALE NJ 07727              |
| Louis Melograna                       | 891 Fort Plains Rd<br>Howell NJ 07731              |
|                                       |                                                    |
|                                       |                                                    |



**Part III DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II**

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets if more space is needed.

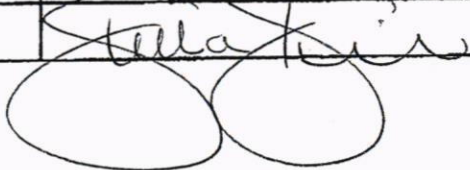
| Website (URL) containing the last annual SEC (or foreign equivalent) filing | Page #'s |
|-----------------------------------------------------------------------------|----------|
|                                                                             |          |
|                                                                             |          |
|                                                                             |          |

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every noncorporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets if more space is needed.

| Stockholder/Partner/Member and Corresponding Entity Listed in Part II | Home Address (for Individuals) or Business Address |
|-----------------------------------------------------------------------|----------------------------------------------------|
|                                                                       |                                                    |
|                                                                       |                                                    |
|                                                                       |                                                    |

**Part IV Certification**

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the *City of Vineland Purchasing Department* is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with the *City of Vineland Purchasing Department* to notify the *City of Vineland Purchasing Department* in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting the *City of Vineland Purchasing Department* to declare any contract(s) resulting from this certification void and unenforceable.

|                    |                                                                                     |        |           |
|--------------------|-------------------------------------------------------------------------------------|--------|-----------|
| Full Name (Print): | Stella Skipper                                                                      | Title: | President |
| Signature:         |  | Date:  | 8/14/19   |

# C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

## Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a "fair and open" process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee<sup>\*</sup>
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
  - of the public entity awarding the contract
  - of that county in which that public entity is located
  - of another public entity within that county
  - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an "interest" ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, "a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity." [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor's responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor's submission and is disclosable to the public under the Open Public Records Act.

The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law. **NOTE: This section does not apply to Board of Education contracts.**

<sup>\*</sup> N.J.S.A. 19:44A-3(s): "The term "legislative leadership committee" means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L. 1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures."

# C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

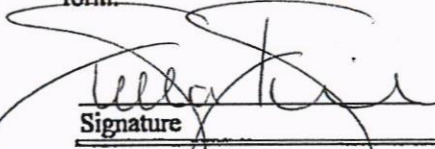
Required Pursuant To N.J.S.A. 19:44A-20.26

**This form or its permitted facsimile must be submitted to the local unit no later than 10 days prior to the award of the contract.**

**Part I - Vendor Information**

|              |                         |        |       |
|--------------|-------------------------|--------|-------|
| Vendor Name: | StarDet Solutions, LLC. |        |       |
| Address:     | 90 Main Street          |        |       |
| City:        | Farmingdale             | State: | NJ    |
|              |                         | Zip:   | 07727 |

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.

|                                                                                                         |                                         |                             |
|---------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------|
| <br>_____<br>Signature | Stella Skinner<br>_____<br>Printed Name | President<br>_____<br>Title |
|---------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------|

**Part II - Contribution Disclosure**

Disclosure requirement: Pursuant to N.J.S.A. 19:44A-20.26 this disclosure must include all reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed on the form provided by the local unit.

Check here if disclosure is provided in electronic form.

| Contributor Name | Recipient Name | Date | Dollar Amount |
|------------------|----------------|------|---------------|
|                  |                |      | \$            |
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**Continuation Page**

**C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM**

Required Pursuant To N.J.S.A. 19:44A-20.26

Page \_\_\_ of \_\_\_\_

Vendor Name:

| Contributor Name | Recipient Name | Date | Dollar Amount<br>\$ |
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**List of Agencies with Elected Officials Required for Political Contribution Disclosure  
N.J.S.A. 19:44A-20.26**

**County Name: Cumberland**

**State: Governor, and Legislative Leadership Committees**

**Legislative District #: 1 & 3**

**State Senator and two members of the General Assembly per district.**

**County:**

**Freeholders**

**County Clerk**

**Sheriff**

**Surrogate**

**Municipalities (Mayor and members of governing body, regardless of title):**

Bridgeton City  
Commercial Township  
Deerfield Township  
Downe Township  
Fairfield Township  
Greenwich Township  
Hopewell Township  
Lawrence Township  
Maurice River Township  
Millville City  
Shiloh Borough  
Stow Creek Township  
Upper Deerfield Township  
Vineland City

**Boards of Education (Members of the Board):**

Bridgeton City  
Commercial Township  
Cumberland Regional  
Deerfield Township  
Downe Township  
Fairfield Township  
Greenwich Township  
Hopewell Township  
Lawrence Township  
Maurice River Township  
Shiloh Borough  
Stow Creek Township  
Upper Deerfield Township  
Vineland City

**Fire Districts (Board of Fire Commissioners):**

- Commercial Township Fire District No. 1**
- Commercial Township Fire District No. 2**
- Commercial Township Fire District No. 3**
- Downe Township Fire District No. 1**
- Downe Township Fire District No. 2**
- Downe Township Fire District No. 3**
- Maurice River Township Fire District No. 1**
- Maurice River Township Fire District No. 2**
- Maurice River Township Fire District No. 3**
- Maurice River Township Fire District No. 4**
- Maurice River Township Fire District No. 5**