

**TOWNSHIP OF NORTH BRUNSWICK
RESOLUTION 138-3.26**

**RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK
AUTHORIZING A PROPRIETARY CONTRACT WITH AINSWORTH INC. FOR MAINTENANCE
AND SUPPORT OF THE DELTA CONTROLS HVAC BUILDING MANAGEMENT SYSTEM
AT THE MUNICIPAL COMPLEX – NTE \$13,116.00.**

WHEREAS, the Township of North Brunswick maintains a Delta Controls Building Management System (BMS) that operates the HVAC control systems at the Municipal Complex; and

WHEREAS, the Delta Controls system is a proprietary system requiring specialized technical expertise, manufacturer-specific software access, controller programming, firmware updates, and system integration capabilities; and

WHEREAS, Ainsworth Inc., located at 10 Centre Drive, Monroe, New Jersey 08831, is the authorized regional service provider for Delta Controls Building Management Systems in this area; and

WHEREAS, the Township has received a proposal from Ainsworth Inc., Proposal No. 2026-0273 dated February 13, 2026, for a Peak Performance Maintenance Agreement (PPMA) covering maintenance, system inspection, software updates, database backup protection, network equipment and controller evaluation, and related services for the Delta Controls system; and

WHEREAS, the proposed agreement provides for a one (1) year term from April 1, 2026 through March 31, 2027 at an annual cost of \$13,116.00

WHEREAS, the Township's Qualified Purchasing Agent has determined that the services to be provided under this agreement are proprietary in nature and may be awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(dd), as the maintenance and servicing of the Delta Controls system can only be performed by the authorized service provider; and

WHEREAS, funds for this purpose are available and have been certified by the Chief Financial Officer; and

WHEREAS, this contract is awarded without competitive bidding as a proprietary contract in accordance with the Local Public Contracts Law and is subject to the certification and disclosure requirements of P.L. 2005, c. 271 (Pay-to-Play) and any other applicable law.

NOW, THEREFORE, BE IT RESOLVED on this 23 day of March 2026, by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey, as follows:

1. The Township Council hereby authorizes the award of a proprietary contract to Ainsworth Inc. for maintenance and support services related to the Delta Controls HVAC Building Management System at the Municipal Complex.
2. The contract term shall be April 1, 2026 through March 31, 2027.
3. The total contract amount shall not exceed \$13,116.00.

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4. The Mayor is hereby authorized to execute the agreement and any related documents necessary to effectuate this contract, and the Township Clerk shall attest to same.
5. Notice of this action shall be as required by law.

CERTIFICATION OF FUNDS

I, Cavel Gallimore, Chief Financial Officer of the Township of North Brunswick, hereby certify that funds in the following account totaling \$13,116.00 are available under Contract 26-02104 – account Buildings and Grounds OE (HVAC) 6-01-26-310-000-160.

Cavel Gallimore, Chief Financial Officer

Ronald Gordon, Esq. Township Attorney
Approved as to legal form