



Board of County Commissioners

Resolution No. 2021 – 274

Administrative Committee

**RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT FOR
PROCURING VOTING MACHINES AND SUPPORT SERVICES FOR
THE COUNTY OF SALEM**

WHEREAS, the County of Salem (County) is a body politic and corporate of the State of New Jersey with main offices located at 94 Market Street, Salem, New Jersey 08079; and

WHEREAS, on March 30, 2021, Governor Murphy signed Chapter 40 (NJSA 19:15A-1), New Jersey's In-Person Early Voting Law; and

WHEREAS, said Law requires additional voting machines to be used at the Early Voting Centers as they will be required to be impounded following their use and would not be available to be re-programmed and used for Election Day; and

WHEREAS, the Salem County Board of Elections has a need for Election Goods and Services, specifically voting machines, software, support services and additional components for the County of Salem to be used in accordance with Early Voting and desires to make purchases from **Dominion Voting Systems** of Cedar Grove, New Jersey; and

WHEREAS, the Salem County Board of Chosen Freeholders adopted Resolution 2019-247 on July 17, 2019, in order to authorize the award of a contract to **Dominion Voting Systems** of Cedar Grove, NJ for Election Goods and Services, specifically voting machines, printers, software, scanners and support services for the County of Salem; and

WHEREAS, the Salem County Board of Chosen Freeholders adopted Resolution 2020-168 on May 20, 2020, Amending Resolution 2019-247 to provide for alternate delivery dates and pricing for the voting machines, printers, software, scanners and support services for the County of Salem; and

WHEREAS, the NJ Division of Elections has issued the Early Voting Program Guidelines which will reimburse the County for voting machines and e-poll books for up to five (5) early voting centers and up to five (5) voting machines designated as spare equipment and up to five (5) voting machines for training purposes; and

WHEREAS, Dominion Voting Systems has provided a price quote for voting machines, accessories, provisional ballot printers, software and support services for use in the Salem County Early Voting Centers; and

WHEREAS, a copy of the project proposal dated August 10, 2021, and all supporting documents are on file in the office of the Purchasing Agent, 110 Fifth Street, in the County of Salem, New Jersey as required by law; and

WHEREAS, the New Jersey Local Public Contracts Law, N.J.S.A. 40A-11-5 (l) allows the County to purchase goods and services necessary or required to prepare and conduct an election by foregoing the public bidding process; and

WHEREAS, pursuant to New Jersey State Law N.J.S.A. 19:44A-20.7, the County did not utilize a "Fair and Open" process in the selection of this entity, hence, **Dominion Voting Systems** has completed a Business Entity Disclosure Certificate and Political Contribution Disclosure Form stating that they have not made any reportable contributions to a political or candidate committee in the County of Salem in the previous year, and that the contract will prohibit them from making any contributions through the term of this agreement; and

NOW THEREFORE, BE IT RESOLVED by the Salem County Board of County Commissioners that Change Order #1 in the amount of \$222, 284.00 (Two Hundred Twenty-Two Thousand, Two Hundred and Eighty-Four Dollars and Zero Cents) to **Dominion Voting Systems** 519 Pompton Avenue, Suite 302, Cedar Grove, New Jersey for additional voting machines, provisional ballot printers, software, support services and additional components, is approved

The Salem County Administrator and the Clerk of the Board shall be authorized to execute said change order.



 BENJAMIN H. LAURY, Freeholder/Director
 Board of Chosen Freeholders

I hereby certify the foregoing to be a true resolution adopted by the Salem County Board of County Commissioners on August 18, 2021.



 STACY L. PENNINGTON
 Clerk of the Board

RECORD OF VOTE

| COMMISSIONER | RESOLUTION MOVED | RESOLUTION SECOND | AYE | NAY | ABSTAIN | ABSENT |
|----------------|------------------|-------------------|-----|-----|---------|--------|
| G. Ostrum, Jr. | | ✓ | ✓ | | | |
| E. Ramsay | | | ✓ | | | |
| L. Ware | | | ✓ | | | |
| R.S. Griscom | ✓ | | ✓ | | | |
| B. Laury | | | ✓ | | | |

✓ Indicates Vote

Department Initials _____