**R: 2017 - 119**

**A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING THE MAYOR TO EXECUTE A LICENSE AGREEMENT WITH XYLEM SOFTWARE**

 **WHEREAS,** the Town requires the execution of a licensing agreement for software utilized in the operation of the sequencing batch reactor system that is part of the Town’s existing wastewater treatment facilities;

 **WHEREAS**, pursuant to N.J.S.A. 40A:11-5(1)(a)(dd) a contract may be executed without competitive bidding by reason that such services constitute support of proprietary computer hardware and software; and

 **WHEREAS,** Town of Phillipsburg is desirous of authorizing the execution of a license agreement with Xylem; and

 **NOW THEREFORE BE IT RESOLVED** by the Mayor and the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Mayor is hereby authorized to sign the agreement as required.

 **CERTIFICATION**

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their June 05, 2017 meeting.

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 Victoria L. Kleiner, Municipal Clerk