

CITY OF VINELAND

RESOLUTION NO. 2016-253

RESOLUTION RATIFYING AND CONFIRMING THE APPOINTING MIGUEL A. MERCADO AS THE PUBLIC AGENCY COMPLIANCE OFFICER (P.A.C.O.) IN ACCORDANCE WITH N.J.A.C. 17:27-3.3(a)

WHEREAS, in accordance with N.J. A.C. 17:27-3.3(a), Equal Employment Opportunity and Affirmative Action Rules, each public agency shall annually designate an officer or employee to serve as its Public Agency Compliance Officer and shall notify the Division of Public Contracts Equal Employment Opportunity Compliance established in the State of New Jersey Department of the Treasury (Division); and

WHEREAS, as a result of the retirement of Yvonne Lewis, QPA, a vacancy exists in the position of Public Agency Compliance Officer; and

WHEREAS, Miguel A Mercado is the City's new Qualified Purchasing Agent and is responsible for review of Procurement and Service contracts as well as Construction Contracts for which bids have been solicited or negotiated pursuant to the Local Public Contracts; and

WHEREAS, the City must notify the Division of any changes in the designated Public Agency Compliance Officer; and

WHEREAS, the Mayor has recommended Miguel A. Mercado be appointed to fill the unexpired term of Yvonne Lewis, which term shall expire on December 31, 2016.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Vineland that the appointment of Miguel A. Mercado as the Public Agency Compliance Officer effective immediately upon the passage of this Resolution to serve until December 31, 2016 and that notification of this appointment be submitted to the Division of Public Contracts Equal Employment Opportunity Compliance in the Department of the Treasury.

Adopted:

President of Council

ATTEST:

City Clerk

***FROM THE DESK OF
MIGUEL A. MERCADO***



July 25, 2016

MEMORANDUM TO BUSINESS ADMINISTRATION:

RE: Resolution Request for P.A.C.O. Designation

Request resolution for the August 8, 2016 meeting to designate Miguel A. Mercado as the Public Agency Compliance Officer (P.A.C.O.) for the City of Vineland.

In accordance with 17:27-3.3(a), Equal Employment Opportunity and Affirmative Action Rules, each public agency shall annually designate an officer or employee to serve as its public agency compliance officer and shall notify the Division of the designation by January 10 of each year. The public agency shall also notify the Division of any changes in the designated public agency compliance officer that may have occurred during the calendar year. As such, with the retirement of Yvonne Lewis and the appointment of Miguel A. Mercado as the Qualified Purchasing Agent this resolution will serve notice of the change to be sent to the Division.

Please contact me if you have any questions or need additional information.

Sincerely,


Miguel A. Mercado, QPA
Purchasing Agent

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PURCHASE & PROPERTY
CONTRACT COMPLIANCE AUDIT UNIT
EEO MONITORING PROGRAM

Print Form

Submit by Email

Designation Of Public Agency Compliance Officer (P.A.C.O)

The designated Public Agency Compliance Officer (P.A.C.O.) is:

Public Agency:	City of Vineland	Telephone:	(856) 794-4040
Name:	Miguel A. Mercado	Fax:	(856) 405-4605
Title:	Purchasing Agent	Email:	mmercado@vinelandcity.org
Business Address:	640 E. Wood Street, PO Box 1508		
	Vineland, NJ 08362-1508		

Current Highest Elected or Appointed Official: Mayor Ruben Bermudez

No Person currently serving as the P.A.C.O.

The P.A.C.O will be appointed at the next Board/Council meeting. A copy of the resolution designating the appointee will be sent to the Division of Purchase & Property, Contract Compliance Audit Unit, EEO Monitoring Program.

Additional technical assistance is required.

Public Agency Official Signature: _____

Please mail or fax form to:

Reid Wanda

From: Tonetta Richard
Sent: Tuesday, July 26, 2016 3:13 PM
To: Bermudez Ruben
Cc: Loatman Rebecca; Mercado Miguel; Reid Wanda; Fanucci Anthony R
Subject: ResolutionForm12-14.doc
Attachments: ResolutionForm12-14.doc

Dear Mayor Bermudez,

The State law requires every city to appoint an officer or employee to the position of Public Agency Compliance Officer. Their job is to make sure any vendor or entity bidding on a contract has complied with the Equal Employment Opportunity Rules and Regulations. In the past, the Council simply appointed the "Purchasing Agent" to the position as that person was responsible for review of bid proposals and bid requirements. With the retirement of Yvonne, the position has been vacant. My interpretation of the law requires the City to appoint a person, not a position and this must be done on an annual basis with notice of the appointment given to the Department of the Treasury by January 10 of each year. The law also requires the City to notify the Department of any change in the appointment.

As Miguel Mercado is the new QPA, taking the position that Yvonne had, I have prepared the attached resolution assuming that you would appoint Miguel to the position as the logical choice since he is the QPA. I would respectfully request that you present council with a letter of appointment, should you be so inclined. In the alternative, please let me know who you wish to appoint and I will change the resolution.

Rick Tonetta