

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2011-80

Council Meeting Date: 02-14-2011

Date Adopted: 02-14-2011

TITLE RESOLUTION ACCEPTING THE PROPOSAL OF HATCH MOTT
MACDONALD FOR PROFESSIONAL SERVICES TO PREPARE AN
UPDATED WASTEWATER MANAGEMENT PLAN FOR THE BOROUGH
OF NEW PROVIDENCE

Councilperson Galluccio submitted the following resolution, which was duly seconded
by Councilperson Cucco.

WHEREAS, the Borough of New Providence has a need to acquire Professional Engineering Services, to update the Borough's Wastewater Management Plan in accordance with NJDEP regulations, as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, on February 10, 2011 Hatch Mott MacDonald submitted a proposal including a scope of service to update the Borough's Wastewater Management Plan in an amount not to exceed \$ 9,500.00; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS Hatch Mott MacDonald has completed and submitted a Business Entity Disclosure Certificate which certifies that Hatch Mott MacDonald has not made any reportable contributions to a political or candidate committee in the Borough of New Providence in the previous one year, and that the contract will prohibit Hatch Mott MacDonald from making any reportable contributions through the term of the contract;
and

WHEREAS, the maximum amount of the contract is not to exceed \$9,500.00, and said funds are available and have been certified by the Chief Financial Officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5) requires that the resolution authorizing and awarding of contracts for "professional services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Providence that they hereby agree as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Hatch Mott MacDonald for Professional Engineering Services.
2. Such contract is awarded without competitive bids as a "professional service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law, because the services to be rendered are professional in nature and are unspecifiable as to requirements for performance. Such services must be rendered by a person particularly trained and licensed in this area, which requires extensive specific education and long experience in both the Federal and State procedural requirements.
3. A notice of this action shall be published once in the Courier News.

APPROVED THIS 14TH DAY OF FEBRUARY, 2011

WENDI B. BARRY
BOROUGH CLERK