

Resolution
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2013-112

Council Meeting Date: 03-11-2013

Date Adopted: 03-11-2013

TITLE RESOLUTION AWARDDING CONTRACT TO USA ARCHITECTS, 20 NORTH DOUGHTY AVE., SOMERVILLE, N.J. 08876", FOR ARCHITECTURAL SERVICES FOR THE PROJECT KNOWN AS "NEW PROVIDENCE – SUMMIT SHARED DISPATCH"

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

WHEREAS, the Borough of New Providence has a need to acquire Architectural Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, USA Architects have submitted a proposal, indicating they will provide professional architectural services for an amount not to exceed \$69,500.00.; and

WHEREAS, the anticipated term of this contract will not exceed two (2) year; and

WHEREAS, the New Providence – Summit Shared Dispatch Working Group have determined and certified in writing that the value of the service will not exceed \$69,500.00; and

WHEREAS the New Providence – Summit Shared Dispatch Working Group recommend contracting USA Architects to provide architectural services for Phase 1 and Phase 2 of the New Providence – Summit Shared Dispatch project for an amount not to exceed \$69,500.00; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in an amount not to exceed \$69,500.00; and

WHEREAS USA Architects have completed and submitted a Business Entity Disclosure Certificate which certifies that USA Architects have 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 USA Architects, from making any

reportable contributions through the term of the contract, and

WHEREAS, the maximum amount of the contract is not to exceed \$69,500.00, 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 USA Architects, Inc. for Professional Architectural 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. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
4. A notice of this action shall be published once in the Courier News.

APPROVED, this 11th day of March, 2013.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
GALLUCCIO	X			
GENNARO	X			
KAPNER	X			
LESNEWICH			X	
MUÑOZ	X			
ROBINSON	X			
HERN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 11th day of March, 2013.

Wendi B. Barry, Borough Clerk