

**RESOLUTION**  
of the  
**BOROUGH OF NEW PROVIDENCE**  
Resolution No. 2020-036

Council Meeting Date:

Date Adopted:

TITLE           RESOLUTION AWARDING CONTRACT TO CARE EAP/TRINITAS HOSPITAL, FOR EMPLOYEE ASSISTANCE PROGRAM PROVIDERS FOR THE BOROUGH OF NEW PROVIDENCE, COUNTY OF UNION AND STATE OF NEW JERSEY FOR THE YEAR 2020

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

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

WHEREAS, the Borough Administrator has determined and certifies that the value of the service will not exceed \$25,000.00 per year; and

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

WHEREAS, Care EAP/Trinitas Hospital has submitted a proposal, indicating they will provide professional information technology and network support services for an amount not to exceed \$50,000.00 per year.; and

WHEREAS Care EAP/Trinitas Hospital, has completed and submitted a Business Entity Disclosure Certificate which certifies that First Due Computers and Graphics 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 Care EAP/Trinitas Hospital from making any reportable contributions through the term of the contract, and

WHEREAS, the maximum amount of the contract is not to exceed \$50,000.00, 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 Care EAP/Trinitas Hospital, For Professional Employee Assistance Program 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 6th day of January, 2020.

## RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
CUMISKEY	X			
DESARNO	X			
GEOFFROY	X			
MATSIKLOUDIS	X			
MUÑOZ	X			
ROBINSON	X			
MORGAN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 6th day of January, 2020.

Wendi B. Barry, Borough Clerk