

January 2, 2014

**RESOLUTION #8-2014
BOROUGH OF HIGH BRIDGE
HUNTERDON COUNTY, STATE OF NEW JERSEY**

NON-FAIR AND OPEN PROCESS FOR PROFESSIONAL CONTRACTS

WHEREAS, on January 1, 2007, the “New Jersey Local Unit Pay-to-Play” Law, *N.J.S.A. 19:44A-20.5 et. seq.*, became effective; and

WHEREAS, the Borough of High Bridge has a need to award certain professional contracts for services required by the municipality in calendar year 2014; and

WHEREAS, the Pay-to-Play Law permits such services to be acquired through two processes, including the “non-fair and open” process as defined in *N.J.S.A. 19:44A-20.7* on those contracts where it is anticipated that the total cost will exceed \$17,500.00; and

WHEREAS, the public good and interest of the citizens of the Borough of High Bridge will best be served by the “non-fair and open” process to secure experienced professional services, rather than the “fair and open” process of awarding a contract to the lowest bidder; and

WHEREAS, the Borough C.F.O. has determined and certified in writing that the value of each of these professional services may, in the aggregate, exceed \$17,500.00; and

WHEREAS, each professional will be required to first complete and submit a Business Entity Disclosure Certification which will certify that the said professional consultant and their firm have not made any reportable contributions to a political or candidate committee in the previous one year, and that their contract will prohibit the said professional consultant and their firm from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of High Bridge, County of Hunterdon and in the State of New Jersey as follows:

1. The following 2014 professional contracts shall be awarded under the “non-fair and open” process:
 - Auditor
 - Engineer
 - Adjunct Engineer
 - Planner
 - Attorney
 - Planning Board / Board of Adjustment Attorney
 - Bond Counsel
 - Environmental Consultant
2. The said professionals, prior to securing such contract, shall execute and file with the Clerk of the municipality, a 2014 Business Entity Disclosure Certification pursuant to *N.J.S.A. 19:44A-20.8* and the CFO shall provide a Determination of Value to be placed on file with this Resolution.
3. Each Contract is awarded without competitive bidding and the Mayor, Council President and Borough Clerk are authorized to execute Contracts for these professional services, and which Contracts are subject to review and approval by the Borough Attorney.
4. A notice of this action shall be published in the Borough’s legal newspaper.

Mark Desire, Mayor

ATTEST:

Diane L. Seals, Municipal Clerk, RMC

CERTIFICATION

I, Diane L. Seals, Municipal Clerk, hereby certify that this resolution was duly adopted by the Borough of High Bridge Common Council at a meeting duly held on the 2nd day of January, 2014 that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Diane L. Seals, Municipal Clerk, RMC