

## RESOLUTION

Councilmember \_\_\_\_\_ offered the following resolution and moved its adoption; seconded by Councilmember \_\_\_\_\_

**WHEREAS**, there exists a need for the services of an engineer to provide general engineering advice and to work when the Township Engineer's firm has a conflict or when there is a services special needs situation; and

**WHEREAS**, time is frequently of the essence in obtaining quality engineering services in order to protect the interests of the Township of Ocean; and

**WHEREAS**, it is the desire of the Township Council to designate a pre-qualified list of engineers to perform services to substitute for the Township Engineer when there is a conflict or special needs situation; and

**WHEREAS**, the Conflict Engineers will complete and submit a Business Entity Disclosure Certification which certifies that the Conflict Engineer's have not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit the Conflict Engineer's from making any reportable contributions through the term of the contract which shall be made a part of the fully executed 2010 contract; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2010 Municipal Budget under the following line item appropriation:

Engineering Services - 0-01-20-715-201

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award 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 Township Council in the Township of Ocean, County of Monmouth, as follows:

1. The Township Manager is hereby authorized to utilize services of the following engineers and members of their firms in conflict and special needs situations when the total value of services to be rendered are estimated to be less than \$5,000.00 per engineer.

T & M Associates, Middletown, NJ  
Birdsall Engineering, Eatontown, NJ  
Maser Consulting, P.A., Red Bank, NJ

2. The Township Manager shall report all engineering conflicts assignments at the next regular Township Council meeting following such assignment.
3. The above referenced engineering firms are to be paid in accordance with their Schedule of Rates established for a term of one (1) year from January 1, 2010 to December 31, 2010.
4. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because services are to be performed by a person authorized by law to practice a recognized profession.
5. A notice of this action shall be published according to law.

**ROLL CALL:** Garofalo, Hiers, Schepiga, Siciliano, Larkin

**CERTIFICATION**

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **December 23, 2010.***

\_\_\_\_\_  
Vincent Buttiglieri, RMC/CMC  
Township Clerk