



**BOROUGH OF EDGEWATER
RESOLUTION**



| COUNCILPERSON | YES | NO | ABSTAIN | ABSENT |
|---------------|-----|----|---------|--------|
| HENWOOD | ✓ | | | |
| DORAN | ✓ | | | |
| MONTE | ✓ | | | |
| VIDAL | ✓ | | | |
| JORDAN | | | | ✓ |
| BARTOLOMEO | | | | |

DATE: May 19, 2014
 RESOLUTION NO. 2014-136
 INTRODUCED BY: M. Henwood
 SECOND BY: K. Doran

A Resolution Awarding a Professional Services Contract to First Environment, Inc. for Remediation Testing and Monitoring Services at Veterans Field and for Litigation Support Services

WHEREAS, the Borough of Edgewater requires the services of a professional Environmental Engineer to address the requirement for the remediation of the contaminated soils/historic fill detected at Veteran’s field and for litigation support services in connection therewith; and

WHEREAS, the Borough has determined that the value of these services will exceed \$17,500; and

WHEREAS, the *Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)* permits the award of this professional services contract without the need for full public bidding procedures; and

WHEREAS, *N.J.S.A. 40A:11-5(1)(a)(i)* further requires that contracting unit publish notice that that the resolution of award and the contract itself are available for public inspection; and

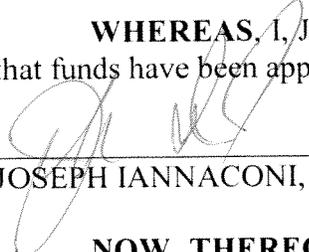
WHEREAS, the Borough has reviewed a proposal dated April 24, 2014, for certain environmental engineering services from First Environment, Inc. (“First Environment”) with offices at 91 Fulton Street, Boonton, New Jersey 07005, a copy of which proposal is attached hereto, and is desirous of awarding a Contract pursuant to the terms thereof; and

WHEREAS, the initial estimated cost of the services to be provided is \$46,950.00, however, the final amount shall be determined based on the specific services requested and

rendered and the hours expended, based upon the rate schedule provided by First Environment which is attached hereto; and

WHEREAS, First Environment has completed and submitted a Business Entity Disclosure Certification which certifies that First Environment has not made any reportable contributions to a political candidate or candidate committee in the Borough of Edgewater in the previous one year, and that the contract will prohibit First Environment from making any reportable contributions through the term of the contract; and

WHEREAS, I, Joseph Iannaconi, the Borough's Chief Financial Officer hereby certifies that funds have been appropriated and are available for this purpose



JOSEPH IANNACONI, JR., C.F.O.

NOW, THEREOF, BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater that a professional services contract is hereby awarded to First Environment to provide the site and safety oversight/management and environmental reporting related to the soil remediation that will be performed by others at Veterans Field, as well as litigation support services, as more particularly set forth in the attached Proposal dated April 24, 2014.

BE IT FURTHER RESOLVED that this contract is awarded without competitive bids as a "professional services" Contract in accordance with *N.J.S.A. 40A:11-5(1)(a)(i)* of the *Local Public Contracts Law* because the subject matter of the contract is for professional services by a firm or professional authorized to practice within the State of New Jersey.

BE IT FURTHER RESOLVED that this Contract is being awarded pursuant to the alternative process of the *New Jersey Local Unit Pay to Play Law, N.J.S.A. 19:44A-20.5*, and in compliance therewith, and the *Business Entity Disclosure Certification* and all other required forms will be placed on file with this Resolution.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the above Contract for professional services, consistent with this Resolution.

BE IT FURTHER RESOLVED that a notice of the award of the above contract shall be published in The Record as required by law within ten (10) days of the adoption of this Resolution.

I hereby certify that this Resolution was adopted by the Governing Body on May 19, 2014.



BARBARA RAE, RMC, CMC
Borough Clerk