

TOWNSHIP OF UPPER DEERFIELD

RESOLUTION 15-50

**APPOINTING CONFLICT PLANNING BOARD ENGINEER
ROBERT DUBOIS, P.E.**

WHEREAS, there exists the need for the “Professional Services” of a TOWNSHIP PLANNING BOARD ENGINEER, to be retained by the Township for the performance of planning services and related duties associated therewith as directed by the authorized representatives of the Township of Upper Deerfield, as more specifically set forth in the Professional Services Agreement; and

WHEREAS, J. Michael Fralinger, Jr. PE, CME of the firm of Fralinger Engineering, PA, was appointed Upper Deerfield Township Planning Board Engineer for the 2015 year; and

WHEREAS, there is a need to appoint Robert Dubois, P.E. who is a Professional Engineer in the State of New Jersey of 101 Battersea Road, Ocean City, New Jersey as Conflict Township Planning Board Engineer to serve as directed or assigned by the Township Committee or Township Planning Board to serve when a conflict engineer is required; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Upper Deerfield, County of Cumberland and State of New Jersey, as follows:

1. That the allegations of the preamble hereto are incorporated herein as if fully set forth.
2. That Robert Dubois, P.E. of Ocean City, New Jersey, a Professional Engineer in the State of New Jersey, be appointed Conflict Township Planning Board Engineer for Upper Deerfield Township for the year 2015 to perform professional services ordinarily provided by an engineer, and shall receive compensation in the amount of \$125 per hour in accordance with terms of the contract on file in the Clerk’s office
3. That the aforesaid contract is awarded pursuant to competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law because N.J.S.A.40A:11-5 states that no local unit shall be required to advertise for bids for services rendered or performed by a person authorized by law to practice a recognized profession and whose practice is regulated by law, or to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids, all of which classification the aforesaid contract falls within.
4. The professional fees contained within the aforementioned contract are included within developers escrow and inspection accounts, the temporary budget and the continuation of any potential additional fees for the year will be included within the adopted 2015 budget to be certified by the Chief Financial Officer upon adoption of the 2015 budget.
5. The Business Entity Disclosure Certification shall be placed on file with this Resolution.
6. That a copy of the specific items pertaining to the award of this contract shall be published in a Notice of Award in the South Jersey Times South as required by law within ten (10) days of the Resolution authorizing same; and

BE IT FURTHER RESOLVED that the Mayor and Clerk be and are hereby authorized to enter into a contract with Robert Dubois, P.E. in a form satisfactory to the Township Solicitor of the Township of Upper Deerfield.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Upper Deerfield that this professional service agreement is awarded pursuant to and in compliance with the provisions of Pay to Play legislation, N.J.S.A. 19:44A-20.4, et seq.

Moved By: John O'Neill

Seconded By: Bruce Peterson

VOTING

James P. Crilley
John L. Daddario
John T. O'Neill, Sr.
Bruce T. Peterson
Scott Smith

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Township Committee of the Township of Upper Deerfield, in the County of Cumberland, at a meeting thereof held January 15, 2015

Roy J. Spoltore, Township Clerk