

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 11-119**

**AUTHORIZING PROFESSIONAL SERVICE AGREEMENT  
WITH FRALINGER ENGINEERING FOR THE RECONSTRUCTION  
OF DAVIS, LEWIS & MARTIN DRIVES**

**WHEREAS**, there exists a need for professional services to provide engineering services in Upper Deerfield Township for the reconstruction of Davis, Lewis and Martin Drives; and

**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 must be publicly advertised, and the contract itself, must be available for public inspection;

**WHEREAS**, Fralinger Engineering PA, has completed and submitted a Business Entity Disclosure Certification which certifies that Fralinger Engineering PA will not make any reportable contributions pursuant to N.J.S.A.19:44A-1 commencing January 1, 2011 to any political committee or candidate through the term of this contract;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper Deerfield as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with Fralinger Engineering for field survey update/engineering/contract administration services for the reconstruction of Davis, Lewis and Martin Drives for an amount not to exceed \$24,500.00.
2. That the aforesaid contract is awarded without 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.
3. The Business Entity Disclosure Certification shall be placed on file with this Resolution.
4. A copy of the agreement has been filed with the Township Clerk and is available for public inspection in the office of the Township Clerk during normal business hours.
5. The availability of funds have been certified by the local finance officer.
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 News of Cumberland County as required by law within ten (10) days of the Resolution authorizing same.

Moved By: John Daddario

Seconded By: John T. O'Neill, Sr.

VOTING	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
James P. Crilley	X			
John L. Daddario	X			
John T. O'Neill, Sr.	X			
Bruce T. Peterson	X			
Scott Smith	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 April 21, 2011.

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Roy J. Spoltore, Township Clerk