

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 11-27**

**AUTHORIZING AGREEMENT WITH  
CUMBERLAND COUNTY SPCA & ANIMAL SHELTER**

**WHEREAS**, the Township of Upper Deerfield is desirous of providing services for sheltering of animals; and

**WHEREAS**, the Township of Upper Deerfield has advertised Requests for Proposals for the sheltering of animals; and

**WHEREAS**, the Cumberland County SPCA & Animal Shelter has submitted a response to the Request for Proposal; and

**WHEREAS**, the Township Committee of the Township of Upper Deerfield is desirous of awarding the Request for Proposal to the Cumberland County SPCA & Animal Shelter and appointing them as animal shelter for the Township of Upper Deerfield pursuant to a Professional Service Contract for the year 2011.

**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 the Cumberland County SPCA & Animal Shelter of Vineland, New Jersey, a licensed animal shelter in the State of New Jersey, be appointed animal shelter for Upper Deerfield Township for the year 2011 to perform professional services ordinarily provided by an animal shelter, and shall receive compensation 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. Upon adoption of the 2011 temporary budget, a purchase order in the amount of the annual cost of the retainer will be encumbered and serve as a certification of availability of funds. The prorated amount of potential additional professional fees contained within the aforementioned contract are included within the temporary budget and the continuation of any potential additional fees for the year will be

included within the adopted 2011 budget to be certified by the Chief Financial Officer upon adoption of the 2011 budget.

5. 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; and

**BE IT FURTHER RESOLVED** by the Township Committee of the Township of Upper Deerfield that the Mayor and Clerk be and are hereby authorized to enter into an agreement for the provision of the sheltering of stray animals as per the terms and conditions of the contract rates for 2011 as provided by the Cumberland County SPCA and Animal Shelter and the same is hereby accepted; and

**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: Bruce Peterson

Seconded By: John Daddario

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 6, 2011

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Roy J. Spoltore, Township Clerk