

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 15-105**

**AUTHORIZING PROFESSIONAL SERVICE AGREEMENT WITH  
NOISE CONSULTANCY LLC FOR THE REVIEW OF THE  
LAND MINING APPLICATION NOISE STUDY**

**WHEREAS**, there exists a need for professional services to provide an analysis of the noise study associated with the land mining application before the Township Planning Board; 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**, Noise Consultancy LLC, will submit a Business Entity Disclosure Certification which certifies that Noise Consultancy LLC will not make any reportable contributions pursuant to N.J.S.A.19:44A-1 commencing January 1, 2015 to any political committee or candidate through the term of this contract;

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

1. The Planning Board is hereby authorized and directed to execute an agreement with Noise Consultancy LLC to provide an analysis of the noise study associated with the land mining application before the Township Planning Board for an amount not to exceed \$5,500.00 to be paid by the applicant’s escrow fund.
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 has 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 South Jersey Times as required by law within ten (10) days of the Resolution authorizing same.

Moved By:

Seconded By:

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 June 4, 2015.

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Roy J. Spoltore, Township Clerk