TOWNSHIP OF UPPER DEERFIELD

RESOLUTION 19-164

AUTHORIZING PROFESSIONAL CONTRACT WITH CLARKE CATON HINTZ

WHEREAS, there exists a need for professional services to continue to provide professional planning services to complete the Township's Housing Element and Fair Share Plan for the submission to the Court in the Declaratory Judgment action filed by the Township; 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; and

WHEREAS, Clarke, Caton Hintz, has completed and submitted a Business Entity Disclosure Certification which certifies that Clarke, Caton Hintz will not make any reportable contributions pursuant to N.J.S.A.19:44A-1 commencing January 1, 2019 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 Clarke Caton Hintz planning services for negotiations throughout the fairness hearing and preparation of the Township's Housing Element and Fair Share Plan for the submission to the Court in the Declaratory Judgment action filed by the Township pursuant to the proposal submitted by Clarke, Caton and Hintz dated September 4, 2019, for an amount not to exceed $28,500.00.
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 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 Daily Journal as required by law within ten (10) days of the Resolution authorizing same.

Moved By: John L. Daddario

Seconded By: Scott Smith

VOTING	In Favor	Against	Abstain	Absent
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 September 5, 2019.

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Roy J. Spoltore, Township Clerk