

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

RESOLUTION NO. 19- 169

**ENGINEERING SERVICES-INTERSECTION IMPROVEMENTS
WASHINGTON AVENUE AND PASCACK ROAD**

WHEREAS, the Township of Washington, Bergen County has the need for professional engineering services in connection with an intersection improvement project involving the County of Bergen affecting the intersection at Washington Avenue and Pascack Road in the Township (the "Project"); and

WHEREAS, such professional engineering services will be in excess of \$17,500, and the contract for such services is not being awarded under what is termed the fair and open contract provisions as defined in N.J.S.A. 19:44A-20.5; and

WHEREAS, Boswell Engineering has submitted a proposal to the Township dated March 11, 2019, setting forth the scope of work for the Project and the compensation to be paid for such services, and the Township wishes to accept said proposal and contract with Boswell Engineering accordingly; and

WHEREAS, Boswell Engineering has completed and submitted a Business Entity Disclosure Certification which certifies it has not made any reportable contributions to a political or candidate committee in the Township of Washington in the previous one year, or made any contribution not in accordance with the terms of the applicable Township ordinance, and has agreed that the terms of award of a contract hereunder will prohibit Boswell Engineering from making any reportable contributions during the term of the contract or making any contribution not in conformity with the terms of the applicable Township ordinance; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available in "Intersection, Pascack/Washington" C-04-55-897-101 to fund the contract amount, and the contract amount shall be chargeable at such time as a certification of available funds is made by the Chief Financial Officer upon receipt of a properly executed purchase order;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Washington, County of Bergen, State of New Jersey authorizes the Mayor to enter into a contract with Boswell Engineering in accordance with the aforesaid proposal;

BE IT FURTHER RESOLVED that this expenditure shall be charged to such account(s) as may be deemed appropriate by the Chief Financial Officer;

BE IT FURTHER RESOLVED that the position set forth herein was not filled through the "fair and open process" as defined under N.J.S.A. 19:44A-20.4

et seq. As such, it has been attested that Boswell Engineering, and any subsidiaries, assigns or principals controlling in excess of 10% of said company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the appointment that would, pursuant to P.L. 2004, c.19, affect the eligibility to perform under the appointment, nor will it make a reportable contribution during the term of the contract to any political party committee in the Township of Washington, County of Bergen, or make any contribution which is not in conformity with Township ordinance, when the contract is awarded, or to any candidate committee of any person servicing in an elective public office of said municipality when the contract is awarded;

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification be placed on file with this resolution, and that a notice of the award of said contract shall be published in accordance with law.

CERTIFICATION OF AVAILABILITY OF FUNDS

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Judith Curran, Chief Financial Officer of the Township of Washington, have ascertained that there are available sufficient uncommitted funds in the C-04-55-897-10 Budget. Total Certified Amount Not to Exceed: \$65,000.00;

Judith Curran
 Judith Curran, CMFO

ATTEST:

APPROVED:
 TOWNSHIP COUNCIL OF THE
 TOWNSHIP OF WASHINGTON

Susan Witkowski
 Susan Witkowski,
 Township Clerk

Michael DeSena
 Michael DeSena,
 Council President

DATED: March 25, 2019

| MOTION | | SECOND | | COUNCIL | AYES | NAYES | ABSTAIN | ABSENT |
|---------|---|---------|---|---------|------|-------|---------|--------|
| Bruno | | Bruno | | Bruno | X | | | |
| Cascio | X | Cascio | | Cascio | | | | X |
| Cumming | | Cumming | | Cumming | X | | | |
| DeSena | | DeSena | | DeSena | X | | | |
| Ullman | | Ullman | X | Ullman | X | | | |