

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY

RESOLUTION NO. 21-104

**TOWNSHIP ENGINEER SERVICES  
CONSTRUCTION DEPARTMENT**

WHEREAS, the Township of Washington, Bergen County has the need for engineering services which are to be rendered to the Township by the Township Engineer who is appointed by the Director of Engineering with the approval of the Mayor, and said position has been filled by the appointment of Kevin J. Boswell, P.E., of Boswell Engineering, in accordance with the terms of the Township's ordinances; and

WHEREAS, 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, such professional engineering services will be in excess of \$17,500; and

WHEREAS, Kevin J. Boswell, P.E., of Boswell Engineering has submitted a proposal with respect to the rates for said services to be rendered to the Township for the year 2020 which is the anticipated term of this contract; and

WHEREAS, Kevin J. Boswell, P.E., of 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 appointment will prohibit Kevin J. Boswell, P.E., of 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 availability of funds for such services shall be determined in the Township's annual budget;

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 Kevin J. Boswell, P.E., of Boswell Engineering, to provide engineering services on Construction Department related matters;

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 Kevin J. Boswell, P.E., of 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.

ATTEST:

APPROVED:  
TOWNSHIP COUNCIL OF THE  
TOWNSHIP OF WASHINGTON

  
Susan Witkowski,  
Township Clerk

BY:   
Stacey Feeney  
Council President

DATED: January 4, 2021

MOTION	SECOND	COUNCIL	AYES	NAYES	ABSTAIN	ABSENT	RECUSE
Cascio	Cascio	Cascio	X				
Cumming	Cumming	Cumming	X				
DeSena	DeSena	X DeSena	X				
Feeney	X Feeney	Feeney	X				
Morgan	Morgan	Morgan	X				