

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2014 – 401 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PK ENVIRONMENTAL FOR THE WORK ASSOCIATED WITH AND THE PREPARATION OF A PRELIMINARY ASSESSMENT REPORT ASSOCIATED WITH THE PROPERTIES DESIGNATED AS BLOCK 12001 LOTS 16, 19 AND 17, 18 IN THE TOWNSHIP OF WEST MILFORD IN AN AMOUNT NOT TO EXCEED \$2,750.00**

**WHEREAS**, with the creation of a dedicated source of tax revenue (“Open Space Trust Fund”) for the acquisition of open space, the Township has worked hard in attempting to obtain various parcels of land throughout the Township for open space purposes; and

**WHEREAS**, as a result, the Township recently authorized the purchase of certain parcels of land for open space, designated as Block 12001, Lots 16, 19 (Ascher property) and Lots 17, 18; and

**WHEREAS**, with this potential acquisition, there is a need to complete a Preliminary Assessment Report (PAR) in identifying any areas of concern (AOC) or recognized environmental conditions (REC) in accordance with NJDEP Green Acres requirements; and

**WHEREAS**, the Township wishes to retain PK Environmental for the purpose of assisting the Township in its potential acquisition with the performance of work and preparation of a Preliminary Assessment Report (PAR) as outlined in its Scope of Work and Cost Proposal dated November 10, 2014 associated with the property designated as Block 12001, Lots 16, 19 (Ascher property) and Lots 17, 18; and

**WHEREAS**, the total amount of the contract shall not exceed \$2,750.00; and

**WHEREAS**, funds are available for this purpose; and

**WHEREAS**, pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-3, when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; and

**WHEREAS**, PK Environmental has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit PK Environmental from making any reportable contributions through the term of the contract, 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 bid and the contract itself must be made available for public inspection.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with PK Environmental with offices located at 205 Main

Street, PO Box 1066, Chatham, NJ 07928, to assist the Township with the performance of work and preparation of a Preliminary Assessment Report (PAR) for the property designated as Block 12001, Lots 16, 19 (Ascher property) and Lots 17, 18, in an amount not to exceed \$2,750.00, and in accordance with its Scope of Work and Cost Proposal dated November 10, 2014, available in the Clerks Office for public inspection.

2. This contract is awarded without competitive bidding as the total price of the contract shall not exceed the \$17,500 bid threshold in accordance with the provisions of the Local Public Contracts Law, specifically N.J.S.A. 40A:11-3.
3. The total fee authorized for this contract shall not exceed \$2,750.00 without the prior written approval of the Township Council.
4. The Political Contribution Disclosure Form and Business Disclosure Entity Certification shall be available in the Clerks Office.
5. Notice of this action shall be published once in the Township's official newspaper as required by law.
6. A copy of this resolution shall be provided to the Township Treasurer and PK Environmental, 205 Main Street, P.O. Box 1066, Chatham, NJ 07928, for their information and guidance.

Adopted: December 17, 2014

Adopted this 17<sup>th</sup> day of December 2014  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk