

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 – 209 ~

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 HOWARD A. VEX, ESQ. TO ACT AS A HEARING OFFICER IN A DISCIPLINARY MATTER FOR THE TOWNSHIP IN AN AMOUNT NOT TO EXCEED \$1,500.00

WHEREAS, the Township of West Milford has a need to engage the services of a hearing officer in a confidential personnel matter in the Department of Community Services and Recreation; and

WHEREAS, Howard A. Vex, Esq. has the qualifications and experience necessary to provide such services; 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, the total amount of the contract shall not exceed \$1,500; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purpose; and

WHEREAS Howard A. Vex, Esq. has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that his 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 Howard A. Vex, Esq. or his firm 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 Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. In consideration for acting in the capacity of hearing officer in a disciplinary matter involving a confidential personnel matter in the Department of Community Services and Recreation, the Township of West Milford agrees to pay Howard A. Vex, Esq. for services provided in an amount not to exceed \$1,500.00.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
4. That a notice of this action shall be published in accordance with law.
5. The contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: July 17, 2013

Adopted this 17th day of July 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk