

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 - 161 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PRINCETON HYDRO, LLC TO CONTINUE THE WEST MILFORD TOWNSHIP WATERSHED MANAGEMENT PROGRAM (PHASE 2)

**WHEREAS**, the Township of West Milford is located entirely within the Highlands Preservation Area with many water bodies, some of which are utilized for recreation; and

**WHEREAS**, the private West Milford Lakes Committee requested a study for the Township's waterways to analyze pollution sources in order to target possible implementation solutions to protect these resources in 2020; and

**WHEREAS**, Princeton Hydro, LLC was awarded a professional services contract in 2021 for Phase 1 for said watershed management program to be funded in phases; and

**WHEREAS**, the New Jersey Highlands Council approved, by Resolution 2020-16, Regional Master Plan Conformance Funding to the Township of West Milford in an amount not to exceed \$200,000.00 for Phase 1 and Resolution 2021-23, Regional Master Plan Conformance Funding to the Township of West Milford in an amount not to exceed \$86,250.00 for Phase 2; and

**WHEREAS**, the Township of West Milford has a need to appoint a Professional Services Contract, as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate to continue the project; and

**WHEREAS**, Princeton Hydro, LLC will complete and submit a Business Entity Disclosure Certification which will certify 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 the firm of Princeton Hydro, LLC from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds pursuant to N.J.A.C. 5:30-5.4 in an amount not to exceed \$86,250.00 from account #02-213-41-734-006.

**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. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Princeton Hydro, LLC., 35 Clark Street, Suite 200, PO Box 3689, Trenton, NJ 08629 for professional services for the West Milford Township Watershed Management Program - Phase 2 in an amount not to exceed \$86,250.00.
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.
3. The total fee authorized for this contract shall not exceed \$86,250.00 without the prior written approval of the Township Council.
4. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: April 19, 2023

Adopted this 19<sup>th</sup> day of April, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk