

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 – 214 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC STATE OF NEW JERSEY AMENDING RESOLUTION 2023-184 FROM NEWMARK KNIGHT FRANK VALUATION & ADVISORY LLC TO READ NEWMARK VALUATION & ADVISORY LLC FOR A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING FOR APPRAISAL SERVICES AS TO THE NEWARK WATERSHED PROPERTIES

**WHEREAS**, the Township Council did adopt Resolution 2023-184 on May 3, 2023 awarding a contract to an inaccurate service provider name; and

**WHEREAS**, the correct service provider should be Newmark Valuation & Advisory, LLC located at 80 S. Jefferson Road, Whippany, NJ 07981, to secure such appraisal services for the Township; and

**WHEREAS**, in accordance with its proposal dated January 11, 2022 which is on file in the Clerk's Office the Township shall be subject to an appraisal fee of no more than \$15,000.00, inclusive of expenses and with further details as set forth within the proposal; 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; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the resolution authorizing the award of contract for professional services without competitive bids and the contract itself must be available for public inspections; and

**WHEREAS**, Newmark Valuation & Advisory, LLC has completed and submitted 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 the firm of Newmark Valuation & Advisory LLC from making any reportable contribution through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds pursuant to N.J.A.C. 5:30-5.4 from account 01-201-20-161-450 in an amount not to exceed \$15,000 without prior written consent from the Township Council; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Council of the Township of West Milford, in the 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 Newmark Valuation & Advisory, LLC, located at 80 S. Jefferson Road, Whippany, NJ 07981, for professional services in accordance with its proposal of January 11, 2022 which is on file in the Clerk's Office.
2. This contract is awarded without competitive bidding as a professional service, in accordance with the provisions of the Local Public Contracts Law, and such services are performed by a person authorized by law to practice a recognized profession.
3. The total fee authorized for this contract is subject to the terms of the proposal and agreement.
4. Notice of this action shall be published once in the Township's official newspaper, as required by law.
5. A copy of this resolution is on file in the Township Clerk's Office

This Resolution shall take effect immediately.

Adopted: May 17, 2023

Adopted this 17<sup>th</sup> day of May, 2023  
and certified as a true copy of an original.

---

William Senande, Township Clerk