

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2024 – 092 ~

### 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 BOSWELL ENGINEERING FOR ROAD ASSESSMENT – HANOVER ROAD ET AL IMPROVEMENTS PROJECT

**WHEREAS**, the Township has previously provided an interest to move forward with a road assessment program including a road improvement project for Hanover Road, Alpine Court, Princeton Road (portions), Lyons Road (portion) and Beverly Court; and

**WHEREAS**, the Engineering Division provided a survey and preliminary design to the consulting Township Engineer for evaluation prior to final design and it was determined that the scope of work would require enhanced stormwater infrastructure design as proposed and the proposed road improvements would be further evaluated and amended during final design to accommodate the site and project; and

**WHEREAS**, Boswell Engineering has submitted a proposal for said road improvements, including construction documents for open public bidding and other incidentals; 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**, Boswell Engineering 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 Boswell Engineering 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 \$90,000.00 from account #04-215-55-838-001.

**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 Mayor and Township Clerk be and are hereby authorized to execute a contract with Boswell Engineering, 180 Main Street, P.O. Box 571, Chester, NJ 07930 for professional services for road improvement construction documents in an amount not to exceed \$90,000.00.
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 \$90,000.00 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 resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 17, 2024

Adopted this 17<sup>th</sup> day of January, 2024  
and certified as a true copy of an original.

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William Senande, Township Clerk