

Township of West Milford

Passaic County, New Jersey

~ Resolution 2025 - 079 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO THE SHADE TREE DEPARTMENT LLC TO PROVIDE FORESTER SERVICES

WHEREAS, the Township of West Milford has a need to appoint a Forester as a non-fair and open contract pursuant to the provision of N.J.S.A. 19:44A-20.4 et seq. or 20.5 as appropriate to comply with State statutes and regulations, as well as local ordinances; and

WHEREAS, it is beneficial to retain assistance of trained experts in the field of forestry with knowledge and experience in these matters, to assist in assuring compliance with State statutes and regulations, as well as local ordinances; and

WHEREAS, The Shade Tree Department LLC of West Orange, NJ will provide forestry services as sought by the Township of West Milford and outlined in a contract in an amount not to exceed \$20,000 as part of the continued required work; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, The Shade Tree Department, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the business 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 Shade Tree Department, 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 \$20,000 from account #01-201-26-290-450.

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 for community forestry management with The Shade Tree Department, LLC., P.O. Box 6089, West Orange, NJ 07052 to assist the Township with compliance with the grant in an amount not to exceed \$20,000.
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 \$20,000 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: January 22, 2024

Adopted this 22nd day of January 2025
and certified as a true copy of an original.

William Senande, Township Clerk