

AGENDA CHANGES

FEBRUARY 15, 2022

The following item has been amended on the 2/15/22 Original Agenda.

RESOLUTION:

AMENDED

5. Resolution authorizing a professional services contract to Neglia Engineering Associates for Surveying, engineering, permitting, grant support, and bidding services for West Side Drainage Improvement project in an amount not to exceed \$100,000.00.

**TOWNSHIP OF BERKELEY HEIGHTS
COUNTY OF UNION, NEW JERSEY**

**A RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO
NEGLIA ENGINEERING ASSOCIATES FOR SURVEYING, ENGINEERING,
PERMITTING, GRANT SUPPORT, AND BIDDING SERVICES FOR WEST SIDE
DRAINAGE IMPROVEMENTS PROJECT**

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional engineering services to provide Surveying, Engineering, Permitting, Grant Support, and Bidding Services for a West Side Drainage Improvements Project; and

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

WHEREAS, on January 4, 2022, Neglia Engineering Associates was deemed qualified to provide professional general engineering services to the Township of Berkeley Heights as part of a Fair and Open process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5; and

WHEREAS, Neglia Engineering Associates has provided proposal dated February 9, 2022, to provide surveying, engineering, permitting, grant support, and bidding services for drainage improvements to provide the Township with a drainage system that can safely and effectively convey a 25-year storm; and

WHEREAS, said proposal consisted of the following services: Surveying, Engineering, Permitting, Grant Support, and Bidding Services; and Reimbursable Expenses. Such services are to be provided for the area known collectively as the “West Side Drainage Area” which is generally bounded by Emerson Lane to the south, Plainfield Avenue to the east, Hamilton Avenue to the north, and Cornell Avenue to the west. The entire contributory watershed area to the drainage system consists of approximately 138 acres. The total cost proposed for work described above, to get the project to the New Jersey Infrastructure Bank (“I-Bank”) for financing, is \$390,300.00; and

WHEREAS, said proposal states that Neglia Engineering Associates understands that an initial appropriation of \$100,000.00 has been allocated by the Township for this project, and upon authorization by the Township, Neglia Engineering Associates will proceed with the scope of work indicated herein, on a time-and-materials basis for an amount not to exceed \$100,000.00 until further authorization is provided by the Township.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights that the Mayor of the Township of Berkeley Heights is hereby authorized to execute and attest to an agreement with Neglia Engineering Associates for Surveying, Engineering, Permitting, Grant Support, and Bidding Services for a West Side Drainage Improvements Project, at a fee not to exceed \$100,000.00, pursuant to their proposal dated February 14, 2022. This contract is awarded without competitive bids as a "professional services contract" in accordance with N.J.S.A. 40A:11-5(1)(a)(l) of the Local Public Contracts Law and pursuant to a Fair and Open process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq.; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has issued a Certificate Available Funds which is incorporated herein by reference, for an amount not to exceed \$100,000.00.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

APPROVED this 15th day of February, 2022.

ATTEST:

Ana Minkoff
Township Clerk

Certification of Availability of Funds

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.1 et seq., and any other applicable requirement, I, Eugenia Poulos, Chief Finance Officer of the Township of Berkeley Heights have ascertained that, upon adoption of this resolution, there will be available, sufficient and uncommitted appropriations to execute a contract with Neglia Engineering, in an amount not to exceed from the following account, \$100,000 from #C-04-94-033-621.

Eugenia Poulos, Chief Financial Officer