



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 17-091

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE CONSTRUCTION OF RESTROOMS AND RELATED FACILITIES AT SNUG HARBOR BEACH AND THE COMMUNITY CENTER AS A NON- FAIR AND OPEN CONTRACT

WHEREAS, by way of Ordinance 17-03, duly adopted by the governing body on February 15, 2017, the capital improvements described therein were authorized, wherein \$300,000 was appropriated which sum included \$150,000 from the Borough's Open Space Fund Account and the sum of \$150,000 as the amount of an Open Space Grant received or expected to be received from Monmouth County; and

WHEREAS, the various capital improvements authorized, included the construction of restroom facilities at Snug Harbor Beach as well as associated sewer and plumbing improvements as more specifically described therein; and

WHEREAS, by way of Resolution R-15-145 and in accordance with N.J.S.A. 40A:11-3(a), the Borough's Qualified Purchasing Agent was granted authorization to negotiate and award contracts below the bid threshold which was increased to \$40,000; and

WHEREAS, the governing body has determined that it is in the best interest of the Borough to award a contract by and through the Middlesex Regional Educational Services Commission to Magic Touch Construction, in the amount of \$23,641.38 for the construction of restrooms as well as related facilities at Snug Harbor Beach and the Community Center through a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the contract will exceed \$17,500 and that the funds for the aforesaid contract are available; and

WHEREAS, Magic Touch Construction will complete and submit a Political Contribution Disclosure Form, in accordance with P.L. 2005, c271 as well as all of the requirements set forth in N.J.S.A. 19:44A-20.5 et seq., prior to execution of a Contract.

NOW, THEREFORE, BE IT RESOLVED, that the governing body hereby awards the aforesaid contract to Magic Touch Construction by and through the Middlesex Regional Educational Services Commission, for the construction of restrooms as well as related facilities at Snug Harbor Beach and the Community Center, in the amount of \$23,641.38, subject to Magic Touch Construction meeting all of the requirements set forth in N.J.S.A. 19:44A-20.5 et seq.

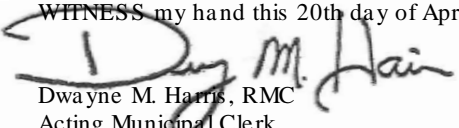
BE IT FURTHER RESOLVED, that the Borough officials, including, but not limited to, the Mayor, Borough Administrator and Borough Clerk are hereby authorized to execute the aforesaid contract with Magic Touch Construction by and through the Middlesex Regional Educational Services Commission, subject to Magic Touch Construction meeting all of the requirements set forth in N.J.S.A. 19:44-20.5 et seq.

BE IT FURTHER RESOLVED, that a copy of this Resolution as well as the approved Contract shall be placed on file with the Borough Clerk of the Borough of Highlands and that the Borough Clerk shall publish notice as required by law.

Motion: Approve Resolution [Consent Agenda], moved by Councilmember Broullon; Seconded by Councilmember Wells.

Vote: Motion carried by roll call vote (summary: Yes = 5; No = 0).
Yes: Councilmembers Broullon, Card, D'Arrigo, Wells and Mayor O'Neil
No: None
Absent: None

I, Dwayne M. Harris, Acting Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Meeting, held April 06, 2017.
WITNESS my hand this 20th day of April 2017.



Dwayne M. Harris, RMC
Acting Municipal Clerk