# RESOLUTION 18-093

## RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES FOR A LICENSED PLANNER TO PREPARE THE REDEVELOPMENT PLAN FOR BLOCK 84, LOT 2.01

WHEREAS, by way of Resolution 18-070, the Borough of Highlands designated Block 84, Lot 2.01 commonly referred to as Captains Cove Marina as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq.; and

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et. seq. provides for procedures to establish a Redevelopment Plan for the municipality; and

WHEREAS, in accordance with Resolution 18-070 and the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, the Mayor and Council have determined that it will embark upon the preparation of the Redevelopment Plan for the aforesaid property which was designated as an area in need of redevelopment; and

WHEREAS, the Borough is in need of Professional Planning Services from a licensed Professional in order to prepare the aforesaid Redevelopment Plan; and

WHEREAS, in order to achieve the Borough's objectives, Heyer, Gruel & Associates will prepare the Redevelopment Plan for Block 84, Lot 2.01 commonly referred to as Captains Cove Marina; and

WHEREAS, Heyer, Gruel & Associates will prepare the Redevelopment Plan for the aforesaid property for a fee not to exceed $7,200 billed at their hourly rates; and

WHEREAS, such professional planning services can only be provided by licensed professionals and the firm of Heyer, Gruel & Associates, 236 Broad Street, Red Bank, NJ 07701 is so recognized; and

WHEREAS, this contract is to be awarded for an amount not to exceed $7,200 for the aforesaid Professional Planning Services; and

WHEREAS, Heyer, Gruel & Associates has completed and submitted a Business Entity Disclosure Certification which certifies that Heyer, Gruel & Associates has not made any reportable contributions to a political or candidate committee in the Borough of Highlands in the previous one year and that the contract will prohibit Heyer, Gruel & Associates from making any reportable contributions through the term of the contract; and

WHEREAS, Heyer, Gruel & Associates has completed and submitted a Political Contribution Disclosure form in accordance with P.L. 2005, c 271; and

WHEREAS, certification of availability of funds is hereby provided by the Chief Financial Officer of the Borough of Highlands:

I hereby certify that funds are available as follows:

_____

Patrick DeBlasio, Chief Financial Officer

WHEREAS, the Local Public Contracts Law <u>N.J.S.A.</u> 40A:11-1 et. seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised:
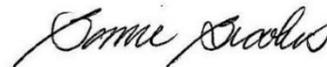
NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highlands as follows:

1. Heyer, Gruel & Associates are hereby retained to provide professional planning services as described above for an amount not to exceed $7,200.00.

2. The contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, <u>N.J.S.A</u>. 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession. The Mayor and Borough Clerk are hereby authorized to sign said contract.

3. A copy of the Resolution as well as the contract shall be placed on file with the Borough Clerk of the Borough of Highlands.

4. The Borough Clerk is hereby directed to publish notice of this award as required by law.

**Motion** to approve R-18-093:

| | INTROUCED | SECONDED | AYE | NAY | ABSTAIN | ABSENT |
|---|---|---|---|---|---|---|
| BRASWELL | | | X | | | |
| BROULLON | X | | X | | | |
| D'ARRIGO | | | X | | | |
| RYAN | | | X | | | |
| O'NEIL | | X | X | | | |

I, Bonnie Brookes, 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 Council Meeting, held April 4, 2018. WITNESS my hand this 5th day of April 2018.

Bonnie Brookes, RMC
Municipal Clerk