



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 19-094

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES TO CME ASSOCIATES FOR THE VALLEY STREET IMPROVEMENTS – CONSTRUCTION ADMINISTRATION

WHEREAS, the Borough of Highlands has a need for professional Engineering Services associated with the Valley Street Improvements, pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, in October, 2017 the Borough awarded a contract to CME wherein the scope of the work included simple mill and overlay of Hillside Avenue, Portland Street and Valley Street, with replacement-in-kind of the stormwater pipe at Valley and Hillside and part-time inspection; and

WHEREAS, in order to expedite performance of the work and preserve NJDOT funding, Valley Street was separated out as a stand-alone project; and

WHEREAS, the original scope of work for Valley Street further called for replacement-in-kind of the existing stormwater conveyance system; however in order to correct large-scale drainage issues in the area, additional revised work needed to be performed including upgraded stormwater pipe and structures throughout the project limits; and

WHEREAS, the project calls for existing 36" reinforced concrete pipe to be generally replaced with 38"x60" horizontal elliptical reinforced concrete pipe which requires wider trenching, new non-standard structures, adjustments to water, sewer, and gas service; and

WHEREAS, in addition to the expanded drainage work, the revised project scope also includes the replacement of the existing sanitary sewer main and services along Valley Street.; and

WHEREAS, the above revisions represent a significant increase from the project as originally bid and significantly affect the magnitude, complexity and schedule of the work and further require additional field observation and office support time by CME to efficiently and effectively manage the construction of the project; and

WHEREAS, CME Associates will perform the following engineering services in connection with the revised additional work associated with this project for a fee not to exceed \$75,700 consisting of the following:

- A. Attend preconstruction meeting;
- B. Provide assistance with interpretation of contract documents;
- C. Review shop drawings for site-related items;
- D. Provide construction observation services;
- E. Prepare contractor punch lists;
- F. Review and approve monthly progress pay estimates; and
- G. Coordinate project closeout, testing, and coordination with the NJDOT Local Aid Office

; and

WHEREAS, such professional engineering services can only be provided by licensed professionals and the firm of CME Associates, 1460 Route 9 South, Howell, New Jersey 07731 is so recognized; and

WHEREAS, the Chief Financial officer has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$75,700 for Professional Engineering Services as stated in the CME Associates proposal dated February 21, 2019; and

WHEREAS, CME Associates has completed and submitted a Business Entity Disclosure Certification which certifies that CME 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 CME Associates from making any reportable contributions through the term of the contract; and

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

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

I hereby certify funds are available as follows:
Account: C-04-14-108-000-510



Patrick DeBlasio, Chief Financial Officer

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. requires that notice with respect to contracts for professional services awarded without competitive bidding must be publicly advertised.

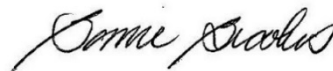
NOW THEREFORE, BE IT RESOLVED by the Council of the Borough Highlands as follows:

1. CME Associates is hereby retained to provide professional engineering services as described above and in their proposal dated February 21, 2019 for an amount not to exceed \$75,700.
2. The contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 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 Resolution 19-094:

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRASWELL			X			
BROULLON		X	X			
MAZZOLA			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 March 6, 2019. WITNESS my hand this 7th day of March 2019.



Bonnie Brookes, RMC
Municipal Clerk