

Mr. Francy offered the following Resolution and moved on its adoption:

**BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH**

R-09-46

**RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR
PROFESSIONAL ENGINEERING SERVICES
PRELIMINARY ASSESSMENT – 2 PRIVATE ROAD
LGA ENGINEERING, INC.**

WHEREAS, the Borough of Highlands has a need for professional engineering services for a preliminary assessment of 2 Private Road in accordance with the requirements of the New Jersey Department of Environmental Protection; and

WHEREAS, such professional engineering services can only be provided by licensed professionals and the firm of LGA Engineering, Inc., 750 Vasser Avenue, Lakewood, N.J. 08701; and

WHEREAS, this contract is to be awarded for an amount not to exceed \$3,750 plus reimbursable expenses for Professional Engineering Services provided to the Borough of Highlands per LGA Engineering Inc.'s proposal dated January 30, 2009 (Preliminary Assessment only) for a one year period; and

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

I hereby certify funds are available as follows:

Current Fund:
Capital Improvements – Acquisition of Property
and
General Engineering

Stephen Pfeffer, 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 bids must be publicly advertised;

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

1. LGA Engineering, Inc. is hereby retained to provide professional engineering services as described above for an amount not to exceed \$3,750 plus reimbursable expenses.
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 execute the 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.

Seconded by Ms. Kane and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Francy, Ms. Kane, Mr. Caizza, Mayor Little

NAYES: Mr. Urbanski

ABSENT: None

ABSTAIN: None

Date: March 18, 2009

NINA LIGHT FLANNERY
Borough Clerk

I, _____, Clerk/Deputy Clerk, do hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on March 18, 2009.