



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 19-277

A Resolution Authorizing the Award of a Non Fair and Open Contract for Professional Services in Connection with the Borough's Affordable Housing Obligations

WHEREAS, the Borough of Highlands has petitioned the Superior Court of New Jersey for a Declaratory Judgment that its Housing Element and Fair Share Plan is compliant with its constitutional obligation to provide for the realistic opportunity for the development of its fair share of the regional need for very low, low and moderate-income housing; and

WHEREAS, the Borough's Housing Element and Fair Share Plan will create the realistic opportunity for the development of housing units affordable to and intended for occupancy solely by qualified very low, low and moderate-income households; and

WHEREAS, the Borough has prepared an Affordable Housing Ordinance in conformance with the requirements of N.J.A.C. 5:93-1 et seq., as amended and supplemented, N.J.A.C. 5:80-26.1 et seq. as amended and supplemented and the New Jersey Fair Housing Act; and

WHEREAS, the Affordable Housing Ordinance sets forth the duties of the Administrative Agent pursuant to N.J.A.C. 5:80-26.14 et seq. that requires the affordability controls of affordable housing units to be administered by an Administrative Agent acting on behalf of the municipality; and

WHEREAS, in light of the foregoing, the Borough of Highlands has a need for professional services to serve as the Administrative Agent in connection with the Borough's Affordable Housing Obligations; and

WHEREAS, such professional services can only be provided by licensed professionals and the firm of Community Grants, Planning & Housing is so recognized; and

WHEREAS, Community Grants, Planning & Housing has set forth its proposed services in a written proposal dated November 5, 2019; and

WHEREAS, the governing body has determined that it is in the best interest of the Borough to retain Community Grants, Planning & Housing for the aforesaid professional services as set forth in its proposal dated November 5, 2019; and

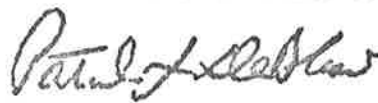
WHEREAS, this contract is to be awarded for an amount not to exceed \$6,500 for a period of twelve (12) months for the professional services as stated in Community Grants, Planning & Housing's proposal dated November 5, 2019; and

WHEREAS, Community Grants, Planning & Housing has completed and submitted a Business Entity Disclosure Certification which certifies that it 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 Community Grants, Planning & Housing from making any reportable contributions through the term of the contract; and

WHEREAS, Community Grants, Planning & Housing 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:
Account # 9-01-22-201-000-225



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 bids must be publicly advertised.

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

1. Community Grants, Planning & Housing is hereby retained to provide professional services as described above in their proposal dated November 5, 2019, for an amount not to exceed \$6,500 for a period of twelve (12) months.
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.

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
BRASWELL			X			
BROULLON		X	X			
MAZZOLA			X			
RYAN	X		X			
O'NEIL			X			

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: 11/13/2019



Matthew Conlon, RMC, Municipal Clerk

