

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 - 339 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO STORMWATER COMPLIANCE SOLUTIONS, LLC TO PROVIDE STORMWATER MANAGEMENT SERVICES – PHASE TWO

WHEREAS, the Township of West Milford has a need to appoint a stormwater management professional as a non-fair and open contract pursuant to the provision of *N.J.S.A. 19:44A-20.4 et seq. or 20.5* as appropriate to comply with the Municipal Stormwater Permit under *N.J.A.C. 7:14*, Tier A Municipal Stormwater General Permit; and

WHEREAS, it is beneficial to retain assistance of appropriately registered experts in the field of stormwater management with knowledge and experience in these matters, to assist in assuring compliance with NJPDES Permit for stormwater discharge; and

WHEREAS, Stormwater Compliance Solutions LLC of Chester, NJ was awarded a contract, by resolution, on June 14, 2023 for Phase One of the required work for the 2023 year; and

WHEREAS, Stormwater Compliance Solutions LLC of Chester, NJ will provide stormwater management services as sought by the Township of West Milford and outlined in a contract for the Phase Two of the required work for 2023 in an amount not to exceed \$85,250.00; and

WHEREAS, the Local Public Contracts Law *N.J.S.A. 40A:11-1, et. seq.* requires that the resolution authorizing the award of contracts for professional services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Stormwater Compliance Solutions LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the business has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit Stormwater Compliance Solutions, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4* in an amount not to exceed \$85,250.00 from account #02-213-41-734-008.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract for Phase Two of stormwater management services with Stormwater Compliance Solutions, LLC., 180 Main Street, P.O. Box 572, Chester, NJ 07930 to assist the Township with compliance to the NJPDES Permit in an amount not to exceed \$85,250.00.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The total fee authorized for this contract shall not exceed \$85,250.00 without the prior written approval of the Township Council.

4. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: September 13, 2023

Adopted this 13th day of September, 2023
and certified as a true copy of an original.

William Senande, Township Clerk