

**TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY**

RESOLUTION No. 2024-013

A motion was made by Councilman Roman; seconded by Councilwoman Holland that the following resolution be adopted:

**AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE AGREEMENT FOR
CONSTRUCTION SUPPORT AND ENGINEERING INSPECTION SERVICES FOR
THE COMMUNITY CENTER PLAYGROUND IMPROVEMENT PROJECT**

WHEREAS, the Township Council has authorized a project for ADA improvements to the Community Center Playground, identified as Contract #2023-04; and

WHEREAS, the Township has the need for construction support and engineering inspection services for said project; and

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:11-5(a)(1)(i)*) permits contracts for professional services to be negotiated and awarded by the governing body without public advertising for bids and requires that the resolution authorizing the award of a contract for professional services without competitive bids and the contract itself be available for public inspection; and

WHEREAS, Boswell Engineering has submitted the attached proposal to perform the required services for an amount not to exceed \$43,500 for this project and expenditures shall be charged to budget line item C-53-46-038-007; and

WHEREAS, the Administration recommends retaining Boswell Engineering to perform construction support and engineering inspection services for the Community Center Playground Improvement project.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona that the Township Manager, or his designee are authorized to execute a contract with Boswell Engineering subject to the following:

1. The award of this contract is subject to finalization of the contract terms which shall include a clause that it may be terminated by the Township at any time and the Engineer shall only be paid for the work performed up to the date of termination.
2. The Council hereby authorizes the Manager, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. Engineer may be paid upon passage and certification of this resolution, and for a period of ninety (90) days thereafter, before the final execution of a contractual agreement. Said payments shall be in accordance with this resolution and the RFP as is fully delineated herein. If a finalized contract is not entered within ninety (90) days following the date of the herein resolution, all work and payments will be put on hold until the contract is finalized. The vendor shall be entitled to payment upon submission of an appropriate invoice for all work authorized and performed during the ninety (90) day period but not for any work performed thereafter until and unless the contract is finalized and fully executed by both parties.

ROLL CALL:

AYES: Holland, McGrath, Roman, McEvoy, Tamburro

NAYS:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON JANUARY 8, 2024.


**JENNIFER KIERNAN
MUNICIPAL CLERK**

