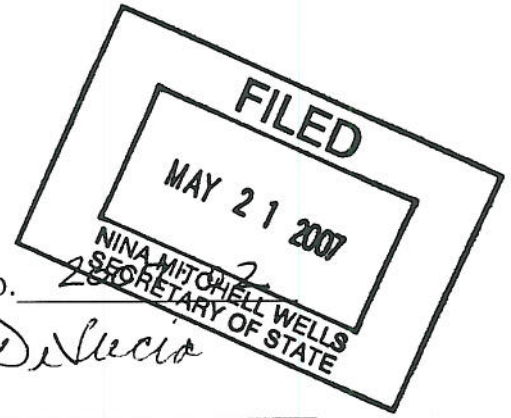


BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY



**RESOLUTION**

No. \_\_\_\_\_

Offered by: N. DeLuca  
by: \_\_\_\_\_

Seconded DeLuca

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Zeilner			✓			
Bachmann				✓		
Murray			✓			
DeLuca			✓			
Subrizi				✓		
Putrino			✓			
Mayor DeBari						

**A RESOLUTION AUTHORIZING THE ISSUANCE  
OF REQUESTS FOR QUALIFICATIONS FOR  
PROFESSIONAL SERVICES TO THE BOROUGH  
OF NEW MILFORD**

**WHEREAS**, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the "State Pay to Play" Law, enacted by the New Jersey State Legislature shall become effective; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that has made a contribution within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c.83 (C.19.44A-1 et seq.) to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to

any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded, unless the contract is awarded under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

**WHEREAS**, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications ("RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

**WHEREAS**, it has become necessary for the Borough of New Milford ("the Borough") to engage legal, financial, and engineering professionals and to engage the services of appraisers for tax assessments as extraordinary unspecifiable services; and

**WHEREAS**, the Borough desires to appoint such professionals and services by a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of New Milford, County of Bergen and State of New Jersey that RFQs for

professional services for the following professional services for the Borough are hereby authorized:

- (1) Borough Attorney;
- (2) Labor Attorney;
- (3) Bond Counsel;
- (4) Planning Board Attorney;
- (5) Zoning Board Attorney;
- (6) Tax Appeal Attorney;
- (7) Rent Leveling Attorney;
- (8) Municipal Auditor and/or Financial Advisor;
- (9) Risk Manager;
- (10) Grants Consultant;
- (11) Appraisal services for tax assessments as extraordinary, unspecifiable services; and
- (12) Other professional services and extraordinary unspecifiable Services as the Council may deem appropriate to award pursuant to a fair and open process.

**BE IT FURTHER RESOLVED**, that all of the RFQs for the professional services and extraordinary unspecifiable services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all submissions in response shall be evaluated on the basis of the most advantageous submission, all factors considered, including, but not limited to:

- (1) Experience and reputation in the field;

- (2) Knowledge of the Borough and the subject matter to be addressed under the contract;
- (3) Availability to accommodate any required meetings of the Borough or Borough Agency;
- (4) Any other factors demonstrated to be in the best interest of the Borough or Borough Agency.

**BE IT FURTHER RESOLVED**, that the Borough Clerk is directed to publish notice of the RFQs for the professional services and extraordinary unspecifiable services enumerated above, in the Ridgewood News or on a Borough operated internet web site with a prominent link on the home page of the Borough's internet web site by January 12, 2007. The notice of RFQs shall include the following:

- (1) A description of the requested professional or extraordinary unspecifiable service for which the RFQ is made;
- (2) A statement that Qualifications must be submitted by 1:30 p.m. on January 22, 2006;
- (3) A statement that the RFQs are being made by the Borough;
- (4) The address and phone number of the Borough Clerk's office and a statement that applicants may obtain the RFQ document from the Clerk's office if they cannot obtain the RFQ documents from the Borough's website;
- (5) A statement that the RFQ is being made through a fair and open



process in accordance with N.J.S.A. 19:44A-20.4 et seq.

**BE IT FURTHER RESOLVED**, that the Borough Attorney is authorized to effectuate the drafting of the RFQs, which shall include the evaluation criteria hereinabove stated.

**BE IT FURTHER RESOLVED**, that the Borough Clerk or her designee shall publicly open and read aloud the submissions responding to the RFQs, including the name of the applicant and any other pertinent information on January 22, 2006, at 2 o'clock p.m., in the Council Chambers at Borough Hall.

**Adopted:** January 3, 2007 by roll call vote

**CERTIFICATION**

I hereby certify this to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of New Milford at a public meeting on the 3rd day of January, 2007.

  
\_\_\_\_\_  
KATHY A. SAYERS R.M.C.  
BOROUGH CLERK