



RESOLUTION 20-173

Resolution Authorizing a Professional Services Agreement in the Not to Exceed Amount of \$15,000.00 with McMahon Associates, Inc. for Traffic Engineering Services Related to Affordable Housing Development Near Terhune Road

WHEREAS, the municipality of Princeton desires to retain the services of a professional traffic engineering consultant for purposes of developing and evaluating potential traffic calming / control alternatives to effectively manage traffic impacts of proposed development on Terhune Road on behalf of Princeton; and

WHEREAS, McMahon Associates, Inc. has provided a proposal to Princeton for purposes of performing the sought-after traffic engineering services for the not to exceed contract amount of \$15,000.00 and term of one year; and

WHEREAS, Princeton has a need to acquire these services without a “fair and open process” as defined by P.L. 2004, c.19, the “Local Unit Pay-to-Play Law” and in connection therewith, McMahon Associates, Inc. has completed and filed with Princeton the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8, Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26 and affidavit pursuant section 2-87 of the Princeton Code (collectively, the “Pay-to-Play Forms”); and

WHEREAS, the agreement shall be for an amount not to exceed \$15,000.00, as more specifically detailed in McMahon Associates, Inc.’s proposal; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in account 01-201-20-111-283 to pay for said services; and


WHEREAS, the Local Public Contracts Law, *N.J.S.A.* 40A:11-5(1)(a)(i), authorizes Princeton to award this agreement as a professional services agreement, without public bidding.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Princeton, County of Mercer, State of New Jersey, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute an agreement with McMahon Associates, Inc. for traffic engineering services, consistent with this Resolution and the above "Whereas" clauses.
2. The agreement is awarded without competitive bidding as a professional services agreement as authorized under *N.J.S.A.* 40A:11-5(1)(a)(i).
3. McMahon Associates, Inc. shall be paid a fee not to exceed \$15,000.00. The term of the agreement shall be one year.
4. A copy of this Resolution, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Clerk.
5. A notice of this action shall be published in the official newspaper as required by law.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Mr. Cohen		X	X		X			
Ms. Fraga		X			X			
Ms. Niedergang		X			X			
Ms. Pirone Lambros		X		X	X			
Ms. Sacks		X			X			
Mr. Williamson		X			X			
Mayor Lempert		X						

I, Delores A. Williams, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held May 11, 2020.



 Delores A. Williams, Municipal Clerk