



RESOLUTION 20-174

Resolution Authorizing a Professional Services Agreement in the Not to Exceed Amount of \$5,000.00 with McMahon Associates, Inc. for On-Call Technical Assistance for Emergent Traffic Engineering Issues

WHEREAS, the municipality of Princeton desires to retain the services of a professional traffic engineer for purposes of on-call consulting assistance 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 \$5,000.00 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 \$5,000.00, as more specifically detailed in McMahon Associates, Inc.’s proposal; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in capital account 04-215-17-037-076-325 to pay for said services; and

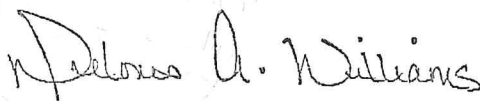
WHEREAS, the Local Public Contracts Law, *N.J.S.A. 40A:11-5(1)(a)(i)*, authorizes Princeton to award this agreement as a professional services agreement, without public bidding.

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 on-call 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 \$5,000.00. 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		X			
Ms. Niedergang		X			X			
Ms. Pirone Lambros		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

ATTACHMENTS:

- McMahon On-Call Services (DOCX)
- McMahon Gen Services Agmt (DOCX)
- Exhibit A - McMahon GenTraffic proposal (PDF)
- Exhibits B and C 2020 (DOCX)