



RESOLUTION 20-252

Resolution Authorizing a Supplemental Professional Services Agreement in the Amount of \$5,000.00 with McMahon Associates for 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, Princeton Council authorized a professional services agreement with McMahon Associates, Inc. in an amount not to exceed \$15,000.00 in Resolution 20-173; and

WHEREAS, the municipality of Princeton requested additional traffic calming / control alternatives in excess of those incorporated in the original professional services agreement; 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 supplement 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 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 amended 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 \$5,000.00 for the additional services. The term of the agreement shall expire on April 30, 2021.
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			
Ms. Fraga		X		X	X			
Ms. Niedergang		X	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 July 27, 2020.


 Delores A. Williams, Municipal Clerk