



**RESOLUTION 21-333**

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**Resolution Authorizing a Professional Services Agreement with NV5, Inc. in the Not to Exceed Amount of \$149,779.14 for Engineering Services Related to Tropical Storm Ida Emergency Infrastructure Repairs**

WHEREAS, the municipality of Princeton desires to retain the services of a professional engineering consultant for purposes of designing and permitting emergency repairs to various municipal roadways on behalf of Princeton; and

WHEREAS, NV5, Inc. has provided a proposal to Princeton for purposes of performing the sought-after engineering services for the not to exceed contract amount of \$149,779.14 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, NV5, 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 \$149,779.14, as more specifically detailed in NV5, Inc.’s proposal dated October 19, 2021; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in capital account 04-215-21-021-076-329 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 NV5 for 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. NV5, Inc. shall be paid a fee not to exceed \$149,779.14. 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 <sup>st</sup>	2 <sup>nd</sup>	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 Freda		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 October 25, 2021.



Delores A. Williams, Municipal Clerk