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**RESOLUTION 22-215**

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**Resolution of Mayor and Council of Princeton Awarding Professional Services and Software Services Agreement to Davey Resource Group, Inc. in Connection with a Municipal Tree Survey for a Not to Exceed Cost of \$125,000.00**

**WHEREAS**, the Municipality of Princeton has a need to obtain professional New Jersey Licensed Tree Expert services in connection with field locating and identifying Princeton’s municipal trees (“Field Survey Services”), and also to obtain services of qualified personnel in connection with preparing and maintaining a cloud-based database of Princeton’s tree inventory, as well as providing relating training (“TreeKeeper Software Services”); and

**WHEREAS**, Davey Resource Group, Inc. has provided a written proposal dated June 10, 2022 to Princeton for purposes of performing the Field Survey Services and TreeKeeper Software Services to Princeton, for a not to exceed contract amount of \$125,000.00; and

**WHEREAS**, Davey Resource Group, Inc.’s proposal offers to provide the Field Survey Services for an amount not to exceed \$119,200.00, and anticipates the services to be completed within approximately 12 weeks, and also offers to provide TreeKeeper Software Services (including training) for an amount not to exceed \$5,800.00 for a term of two years; 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, Davey Resource Group, 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 Chief Financial Officer has certified that sufficient funds are available to pay for said services from accounts 12-201-20-125-284 (\$75,000.00) and 12-201-20-125-254 (\$50,000.00); and

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

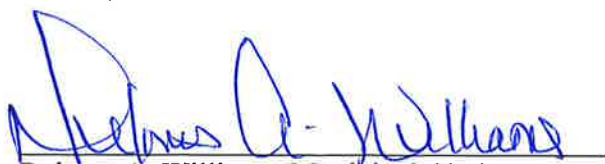
**WHEREAS**, further, the Local Public Contracts Law, N.J.S.A. 40A:11-3a. and 40A:11-6.1a., authorizes Princeton to award the TreeKeeper Software Services portion of this agreement without public bidding because it will not exceed the applicable bid threshold.

**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 Davey Resource Group, Inc. for Field Survey Services for an amount not to exceed \$119,200.00 and TreeKeeper Software Services (including training) for an amount not to exceed \$5,800.00, for a total not to exceed amount of \$125,000.00, as more fully set forth in the “Whereas” clauses above.
2. The portion of the agreement providing for Field Survey Services shall be completed within approximately 12 weeks, but in no event shall those services extend beyond June 26, 2023.
3. The portion of the agreement providing for TreeKeeper Software Services shall terminate on June 26, 2024.
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
Ms. Pirone Lambros		X	X		X			
Ms. Niedergang	X							
Mr. Cohen		X		X	X			
Ms. Fraga	X							
Ms. Sacks		X			X			
Mr. Newlin		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 June 27, 2022.



Delores A. Williams, Municipal Clerk

**ATTACHMENTS:**

- M&C Memo Davey Tree Inventory (DOCX)
- Davey Tree Agreement rev mgp for 6 27 22 (DOCX)
- Exhibit A Princeton, NJ Tree Inventory Proposal (PDF)
- Exhibits B and C 2022 (DOCX)