

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 18-259**

**A RESOLUTION AUTHORIZING THE BOROUGH ENGINEER TO PERFORM ADDITIONAL
AFFORDABLE HOUSING PLANNING SERVICES TO ASSIST THE BOROUGH IN THE COURT-
MANDATED COMPLIANCE PROCESS**

Councilman Whelan offered the following resolution and moved its approval:

WHEREAS, the Borough of Red Bank, County of Monmouth, State of New Jersey (the "Borough") has filed a declaratory judgment action in accordance with the compliance process mandated by the New Jersey Supreme Court; and

WHEREAS, the Borough requires professional planning services in connection with the court-mandated compliance process; and

WHEREAS, Resolution 18-123 previously authorized the Borough Engineer, CME Associates, to provide affordable housing planning services in the amount of \$16,300.00; and

WHEREAS, due to the high volume of affordable housing compliance activity that has taken place in a compressed timeframe the initial 2018 affordable housing project budget has been exhausted and in anticipation of the additional court-mandated items that will need to be prepared additional funding for affordable housing activities is necessary; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires a resolution authorizing the award of the contract for professional services without competitive bids and that the contract itself must be available for inspection; and

WHEREAS, the Borough Engineer, CME Associates, is experienced in such professional planning services and has provided the Borough with Proposal No. 2018-225 in the total amount of \$11,000.00, which is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Red Bank that the Mayor and the Clerk of the Borough of Red Bank are hereby authorized to execute and attest to an agreement with CME Associates for affordable housing planning services to assist the borough in the court-mandated compliance process to be completed on or before November 1, 2019, at a fee not to exceed \$11,000.00, pursuant to Proposal No. 2018-225 dated October 5, 2018. This contract is awarded without competitive bids as a "professional services contract" in accordance with N.J.S.A. 40A:11-5 (1)(a)(l) of the Local Public Contract Law.

BE IT FURTHER RESOLVED, that the account to be charged is 8-01-20-715-210 in a total amount not to exceed \$27,300.00 and that the Chief Financial Officer has issued a Certificate of Available Funds which is incorporated herein by reference.

Seconded by Councilman Zipprich and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	(X)	()	()	()
Councilman Whelan	(X)	()	()	()
Councilman Yngstrom	(X)	()	()	()
Councilman Ballard	(X)	()	()	()
Councilman Zipprich	(X)	()	()	()
Councilwoman Horgan	(X)	()	()	()

Dated: November 7, 2018

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on November 7, 2018.

Pamela Borghi

Pamela Borghi, Municipal Clerk