

**RESOLUTION AMENDING FAIR AND OPEN CONTRACT – ENGINEERING
CONSULTANT SERVICES**

WHEREAS, a need exists to amend the Fair and Open Contracts for the below noted services for the Township of Franklin, County of Somerset, New Jersey; and

WHEREAS, the Chief Financial Officer has certified in writing, a copy of which certification is attached hereto, that funds are available; and

WHEREAS, the Municipal Attorney has reviewed the attached certificate of the Chief Financial Officer and is satisfied that said certificate is in proper form; and

WHEREAS, the contracts to be awarded are being awarded as Fair and Open Professional Service contracts pursuant to the Pay to Play Laws, P.L. 2004, C. 19; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, as follows:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Franklin, County of Somerset, as follows:

- (1) Said contract is amended by changing the amount not to exceed from \$70,000.00 to \$70,000.00 each vendor with a total aggregate amount not to exceed of \$200,000.00.
- (2) The Mayor and Township Clerk are hereby authorized and directed to execute the below referenced agreement with the below stated vendors, which agreements shall be maintained on file with the Township Clerk and available for public inspection.
- (3) These agreements are awarded as Fair and Open Professional Service under the provisions of the Pay to Play Laws, P.L. 2004, C. 19.
- (4) A notice of this action shall be printed in the **LEGAL NEWSPAPER OF THE TOWNSHIP** as required by law within ten (10) days of its passage.
- (4) The vendor shall supply the Township of Franklin with Federal Affirmative Action Plan Approval or State Certificate of Employee Information Report within the time period specified by NJAC 17:27. The Contract shall contain the Mandatory Affirmative Action Language for Professional Service Contracts required by NJAC 17:27, a copy of which shall be attached to and incorporated in the Professional Service Agreement authorized herein.

- (5) The vendor shall agree to comply with the requirements of Title II of the Americans with Disabilities Act of 1990 and indemnify, protect and save harmless the Township from all suits, claims, losses, demands or damages of whatever kind or nature arising out of or claimed to arise out of alleged violations of the Act. A copy of the Act shall be attached to and incorporated in the Professional Service Agreement authorized herein.

Vendor	Address
Carroll Engineering	105 Raider Blvd., Ste. 206, Hillsborough, NJ 08844
Birdsall Engineering Group	65 Jackson Drive, Cranford, NJ
Gannet Fleming	Southfield Ctr., Ste. 205, One Cragwood Rd., S. Plainfield, NJ 07080
Remington & Vernick	232 Kings Highway East, Haddonfield, NJ 08033
CME	3141 Bordentown Avenue, Parlin, NJ 08859
CMX (Current Projects Only)	41 South Main Street, Phillipsburg, NJ 08865

CONTRACT AMOUNT: \$70,000.00 per vendor with a total aggregate amount not to exceed \$200,000.00

SERVICE: Engineering Consultant Services, as needed
December 1, 2008 to November 30, 2009

CERTIFICATION

I, Ann Marie McCarthy, Clerk of the Township of Franklin, in the County of Somerset, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Township Council at a regular meeting held on the 28th day of April 2009.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Township this 29th day of April 2009.

Ann Marie McCarthy
Township Clerk