RESOLUTION 2026 – 130

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE SOLICITATION OF QUALIFICATIONS FOR PROFESSIONAL SERVICES PURSUANT TO N.J.S.A. 19:44A-20.4, 20.5 et seq. PURSUANT TO A "FAIR AND OPEN" PROCESS

WHEREAS, N.J.S.A. 19:44A-20.4, 20.5 et seq. went into effect January 1, 2006, and determined new procedures for awarding contracts in excess of $17,500.00 for goods and services, including professional services, which are not subject to bidding requirements under the Local Public Contracts Law; and

WHEREAS, the aforesaid State Statute addresses two types of contract processes, one known as the "Non-fair and Open" process of contract awards and the other the "Fair and Open" process of contract awards; and

WHEREAS, the Borough of Mount Arlington ("Borough") desires to undertake a "Fair and Open" process in awarding contracts for professional services, and seek public solicitation of qualifications from all professionals for Borough Attorney, Borough Auditor, Borough Bond Counsel, Borough Engineer, Borough Planner, Grant Consulting Services, Land Use Board Attorney, Land Use Board Engineer, Stormwater Management Consultant, Tax Appeal Appraiser, Borough Special Attorney, and Borough Special Engineer to be filled by the Borough pursuant to N.J.S.A. 19:44A-20.5 on an annual basis, or when needed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, that the governing body hereby authorizes the Borough Clerk to publicly advertise in the newspaper named as the official newspaper of the Borough of Mount Arlington and publicly solicit qualifications which will be established as the basis for an award of professional contracts for the above listed Borough Professional positions sought by the Mayor and Council.

BE IT FURTHER RESOLVED that the Borough Clerk will follow the procedures for solicitation set forth by N.J.S.A. 19:44A-20.4 et seq. (20.5 for municipal entity) which requires public advertising for qualifications, establishing a disclosure process documented in writing prior to any solicitation, and publicly opening said qualifications and referring the same to the Mayor and Council or the appropriate Board of Authority for the selections and awarding of contracts.

BE IT FURTHER RESOLVED that the Borough Attorney shall prepare the necessary Notice for Publication and criteria to be used by the Council for the "basis of award" per the requirements of N.J.S.A. 19:44A-20.4, 20.5 et seq., and as recommended by the Division of Local Government Services of the State of New Jersey.

BE IT FURTHER RESOLVED the standard used by the Borough of Mount Arlington for a "Fair and Open" process shall be a competitive contracting criterion setting forth factors most advantageous for awarding the contract to the Borough of Mount Arlington.

BE IT FURTHER RESOLVED that this Resolution shall go into effect upon adoption and advertising according to law.

I HEREBY CERTIFY this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on November 4, 2026.

Ashley N. Todd, Acting Borough Clerk