



BOROUGH OF HIGHLANDS  
COUNTY OF MONMOUTH

## RESOLUTION 23-202

### AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH A FEMA GRANT AWARD

**WHEREAS**, the Borough of Highlands has a need for professional engineering services in connection with a FEMA Grant Award for building the Monmouth Hills Storm System, two (2) new pump stations, Valley Street discharge, new bulkheads and piping along Bay Avenue and side streets in the Borough of Highlands pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, Colliers Engineering & Design, Inc. has set forth its proposed services in a written proposal dated September 29, 2023, a copy of which is available at the office of the Borough Clerk; and

**WHEREAS**, the scope of work includes professional engineering services for the FEMA Grant Award-Flood Mitigation Design, Permits, Phase 1 Permit Plans and Applications; and

**WHEREAS**, the said proposal includes topographic survey and right-of-way survey at North Street, Valley Street, Snug Harbor, Central, Waterwitch Drive, Bay Avenue up to Atlantic, and the southbound lanes of Route 36; Rectify right-of-way dispute at the end of North Street and affirm that public infrastructure in fact falls inside 20 foot right-of-way limits; Full permit applications to work at three pump stations, new bulkheads, new piping, inlets; Meetings, Preliminary design engineering-50 percent complete for permit plans only; Expanded permit services to NJDOT and County to cross beneath Route 36; Permits from NJDEP, Green Acres, CAFRA, FHA, ACOE and SCD for working in flood hazard and within open water of Jones Creek and Shrewsbury River for entire FEMA grant scope; Preliminary estimate; Submission of all applications to State, ACOE, Green Acres and County Engineer; and

**WHEREAS**, the proposed amount of the contract with Colliers Engineering & Design is \$533,750.00 and consists of the following:

Phase 1.0 – Survey Services	\$ 52,000.00
Phase 2.0 – Geotechnical Explorations, Backhoe Tests and Soil Borings	\$ 74,150.00
Phase 3.0 – Pump Station Calculations	\$ 50,000.00
Phase 4.0 – Permit Plans Only	\$ 140,000.00
Phase 5.0 –NJDOT and County Permits	\$ 12,000.00
Phase 6.0 –Environmental Permitting (Including Green Acres)	\$ 197,600.00
Reimbursables	\$ <u>8,000.00</u>
Total Fee:	\$ 533,750.00; and

**WHEREAS**, such professional engineering services can only be provided by licensed professionals and the firm of Colliers Engineering & Design, Inc., 2000 Midlantic Drive, Suite 100, Mount Laurel, New Jersey 08054 is so recognized; and

**WHEREAS**, the governing body has determined that it is in the best interest of the Borough to retain Colliers Engineering & Design, Inc. for the proposed professional engineering services in connection with the Highlands' FEMA Grant Award; and

**WHEREAS**, this contract is to be awarded for an amount not to exceed \$533,750.00 for professional engineering services as stated in Colliers Engineering & Design, Inc.'s proposal dated September 29, 2023; and

**WHEREAS**, Colliers Engineering & Design, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Colliers Engineering & Design, Inc. has not made any reportable contributions to a political or candidate committee in the Borough of Highlands in the previous one year and that the contract will prohibit Colliers Engineering & Design, Inc. from making any reportable contributions through the term of the contract; and

**WHEREAS**, Colliers Engineering & Design, Inc. has completed and submitted a Political Contribution Disclosure form in accordance with P.L. 2005, c 271; and

**WHEREAS**, certification of availability of funds is hereby provided by the Chief Financial Officer of the Borough of Highlands;

I hereby certify that funds are available as follows: Acct # C-04-14-108-000-555



Patrick DeBlasio, Chief Financial Officer

**WHEREAS**, the Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Highlands as follows:

1. Colliers Engineering & Design, Inc. is hereby retained to provide professional engineering services in connection with a FEMA Grant Award for the Monmouth Hills Storm System, two (2) new pump stations, Valley Street discharge, new bulkheads, and piping along Bay Avenue and side streets in the Borough of Highlands.
2. The contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a). The Mayor and Borough Clerk are hereby authorized to sign said contract.

3. A copy of the Resolution as well as the contract shall be placed on file with the Borough Clerk of the Borough of Highlands.
4. The Borough Clerk is hereby directed to publish notice of this award as required by law.

Motion to Approve R 23-202:

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
CERVANTES						
CHELAK						
MELNYK						
OLSZEWSKI						
BROULLON						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: October 4, 2023

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Nancy Tran, Municipal Clerk  
Borough of Highlands