

**BOROUGH OF PENNINGTON  
RESOLUTION 2026 - 4.17**

**RESOLUTION APPOINTING BOROUGH ENGINEER FOR A  
THREE-YEAR TERM BEGINNING APRIL 1, 2026**

**WHEREAS**, the Borough of Pennington is required by law to appoint a Municipal Engineer for a three-year term and to contract for related engineering services;

**WHEREAS**, the Mayor nominates as Borough Engineer Brandon Fetzer, PE, CME (“Engineer”) of Colliers Engineering & Design, Inc. (“CED”), licensed professional engineers of the State of New Jersey, subject to advise and consent of Council and agreement on a final contract for professional services with Engineer and CED.

**WHEREAS**, a form of CED’s standard contract is attached to this Resolution;

**WHEREAS**, with respect to other than separately approved capital projects, the Engineer and CED will work from a list of recommended engineering projects adopted each year by Borough Council;

**WHEREAS**, there is no guarantee that all projects on a project list will be undertaken in that year and therefore no such project shall be undertaken by Engineer or CED without specific prior written authorization by Borough Council;

**WHEREAS**, capital projects aside, the cost of Engineer’s and CED’s services in 2026 shall not exceed together \$45,000 from the Current Fund and \$40,000 from the Water/Sewer Operating Funds, subject to negotiation of a final agreement and approval of a list of engineering projects for 2026;

**WHEREAS**, approval of this contract complies with the Local Pay-To-Play Law, N.J.S.A. 19:44A-20.5, effective January 1, 2006, which, except in prescribed circumstances, prohibits the award of contracts with a value in excess of \$17,500 to any person or business entity which makes reportable contributions to local political or candidate committees representing members of the governing body;

**WHEREAS**, this appointment also complies with the Code of the Borough of Pennington, Section 15-1, et seq., prohibiting the award of public contracts to certain political contributors;

**WHEREAS**, Brandon Fetzer and CED have completed and submitted a Business Entity Disclosure Certification which certifies that the firm has made no reportable contribution to a political or candidate committee in the Borough of Pennington and shall not make any such contribution through the term of the contract;

**WHEREAS**, award of this professional services contract is based on a competitive proposal process and is otherwise in compliance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.;

**WHEREAS**, the Chief Financial Officer of the Borough has certified that funds are available for the purpose of this contract in the Engineering Current Fund and Water Sewer Operating Funds;

**WHEREAS**, the Local Public Contracts Law requires that a resolution authorizing an award of contract for professional services without competitive bid be publicly advertised following adoption;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Pennington, in accord with the above recitals, that Brandon Fetzer of Colliers Engineering & Design, Inc. is hereby appointed the Municipal Engineer of the Borough of Pennington for a term of three years beginning on April 1, 2026;

**BE IT FURTHER RESOLVED**, that the Mayor, with the attestation of the Clerk, is hereby authorized to enter into a professional services agreement with Brandon Fetzer and the firm of Colliers Engineering & Design, Inc. for a total sum not to exceed \$85,000 in calendar year 2026 (\$45,000 from the Current Fund and \$40,000 from the Water/Sewer Operating Funds), subject to negotiation of a professional

services agreement and promulgation of a project list for 2026; and such appropriations as may thereafter be made by Borough Council in subsequent calendar years;

**BE IT FURTHER RESOLVED**, that the final agreement shall be substantially in the form of the attached standard agreement with such changes as may be approved by the Borough Attorney consistent with this Resolution; and.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be published on the Borough Website as required by law within ten (10) days of its adoption.

**Record of Council Vote on Passage**

<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>	<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>
Angarone					Rubenstein				
Chandler					Stern				
Kassler-Taub					Valenza				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on April 6, 2026.

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Elizabeth Sterling, Borough Clerk