



**Township Council**  
1 Municipal Plaza  
Bloomfield, NJ 07003

**Louise M. Palagano**  
*Municipal Clerk*

<http://www.bloomfieldtwpnj.com>

Meeting: 05/04/15 07:00 PM

**2015 RESOLUTION AWARD OF PROFESSIONAL SERVICE**

**AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR ENGINEERING CONSTRUCTION INSPECTION AND ADMINISTRATION SERVICES FOR THE GLENWOOD AVENUE & CONGER STREET INTERSECTION IMPROVEMENTS**

**WHEREAS**, the Township of Bloomfield has a need to acquire professional services for the construction inspection and administrative services for the improvements to the Glenwood Avenue and Conger Street Intersection Improvements; and

**WHEREAS**, the Township desires to make this appointment under the provisions of *N.J.S.A. 19:44A-20.5*, as a non-fair and open contract; and

**WHEREAS**, the Township Engineer has determined that the value of these services may or may not exceed \$17,500.00; and

**WHEREAS**, this contract will end upon the completion of the project; and;

**WHEREAS**, Maser Consulting, PA, 200 Valley Road, Suite 400, Mt. Arlington, New Jersey 07856 (hereinafter "Professional") has submitted the attached proposal indicating they will provide the necessary services; and

**WHEREAS**, the Professional has completed and submitted a Business Entity Disclosure Certification which certifies they have not made any reportable contributions to a political or candidate committee in the Township of Bloomfield in the previous one year and that the contract will prohibit the Professional from making any reportable contributions during the term of the contract; and

**WHEREAS**, the Director of Finance has certified that funds are available to cover the cost of these services within Capital Account 4-02-40-213-000 and is reimbursable through a grant from the New Jersey Department of Transportation Local Aid Program.

RESOLUTION AS TO FORM AND PROPERNESS  
ON BASIS OF FACTS SET FORTH

*Brian J. Snow*  
Township Attorney

**NOW, THEREFORE, BE RESOLVED** that the Mayor and Council of the Township of Bloomfield authorizes the Township Engineer to enter into a contract with the Professional as described herein; and

**BE IT FURTHER RESOLVED**, that no minimum payment is implied or guaranteed; and

**BE IT FURTHER RESOLVED**, that the Business Entity Disclosure Certification, the Township Engineer's Determination of Value, the proposal of the Professional and the contract itself be placed on file with this resolution; and

**BE IT FURTHER RESOLVED**, that the above documents shall be available for public inspection at the office of the Township Clerk during regular business hours; and

**BE IT FURTHER RESOLVED**, that Township reserves the right to cancel this contract upon thirty (30) days notice and the Professional shall only be paid for the work completed on a pro-rated amount if the contract calls for a monthly retainer; and

**BE IT FURTHER RESOLVED**, that a notice of this action shall be printed once in the official newspaper of the Township of Bloomfield.

\* \* \* \* \*

I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on May 04, 2015.

  
Municipal Clerk of the Township of Bloomfield

  
Mayor of the Township of Bloomfield

✓ Vote Record - Resolution					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopt					
<input type="checkbox"/> Deny					
<input type="checkbox"/> Withdrawn					
<input type="checkbox"/> Table					
<input type="checkbox"/> Not Discussed					
<input type="checkbox"/> First Reading					
<input type="checkbox"/> Table with no Vote					
<input type="checkbox"/> Approve					
<input type="checkbox"/> Veto by Mayor					
<input type="checkbox"/> Discussion					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Discussion No Vote					
	Elias N. Chalet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Carlos Bernard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Wartyna Davis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Joseph Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Carlos Pomares	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Michael J. Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**BUSINESS ENTITY DISCLOSURE CERTIFICATION**  
**FOR NON-FAIR AND OPEN CONTRACTS**  
 Required Pursuant To N.J.S.A. 19:44A-20.8

**Part I – Vendor Affirmation**

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the professional/business entity has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding January 1, 2015 to any of the following named elected officials, candidate committee, joint candidates committee, or political party committee representing the elected officials of the Township of Bloomfield as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

<u>Elected Officials</u>	
Mayor Michael J. Venezia	
Councilman Joseph Lopez	Councilman Carlos Pomares
Councilman Elias N. Chalet	Councilman Nicholas Joanow
Councilwoman Wartyna Davis	Councilman Carlos Bernard
<u>Committees</u>	
Bloomfield Democratic Committee	
The Election Fund of Michael Venezia	
Team Venezia	
The Election Fund of Nicholas Joanow	
Friends of Carlos Bernard Councilman	
Elias N. Chalet for Councilman	
Bloomfield Town Council Candidates – Carlos Bernard & Elias N. Chalet	

**Part II – Ownership Disclosure Certification**

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership    
  Corporation    
  Sole Proprietorship    
  Subchapter S Corporation  
 Limited Partnership    
  Limited Liability Corporation    
  Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Richard M. Maser	68 Rivergate Way, Long Branch, NJ 07740

**Part 3 – Signature and Attestation:**

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Maser Consulting P.A.

Signed: [Signature]  
 Print Name: Richard M. Maser

Title: President/CEO  
 Date: April 7, 2015

Subscribed and sworn before me this 7th day of April, 2015

My Commission expires: [Signature]

[Signature]  
 (Affiant)  
Richard M. Maser, President/CEO  
 (Print name & title of affiant) (Corporate Seal)

**TEREZA MIRKOVIC**  
 NOTARY PUBLIC OF NEW JERSEY  
 MY COMMISSION EXPIRES SEPT. 18, 2018

**BUSINESS ENTITY DISCLOSURE CERTIFICATION**  
**FOR NON-FAIR AND OPEN CONTRACTS**  
Required Pursuant To N.J.S.A. 19:44A-20.8

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

**"Local Unit Pay-To-Play Law" (P.L. 2004, c.19, as amended by P.L. 2005, c.51)**

**19:44A-20.6 Certain contributions deemed as contributions by business entity.**

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

**19:44A-20.7 Definitions relative to certain campaign contributions.**

6. As used in sections 2 through 12 of this act:

"business entity" means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

"interest" means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

**Temporary and Executing**

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

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**The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)**

**19:44A-3 Definitions.** In pertinent part...

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

**19:44A-8 and 16 Contributions, expenditures, reports, requirements.**

*While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:*

"The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)