

**TOWNSHIP OF BEDMINSTER
RESOLUTION NO. 2020-090**

**APPROVAL OF PROFESSIONAL SERVICE AGREEMENT (THE “AGREEMENT”)
WITH CGP&H, LLC (“CGP&H”) FOR AFFORDABLE HOUSING SERVICES
AUTHORIZING AN AWARD OF CONTRACT TO CGP&H OF 1249 SOUTH RIVER
ROAD, SUITE 301, CRANBURY, NJ 08512 TO SERVE IN 2021 AS THE TOWNSHIP’S
ADMINISTRATIVE AGENT FOR AFFORDABLE HOUSING SERVICES FOR A
PERIOD OF ONE YEAR AND FURTHER TO ASSIST IN TRANSITION PERIOD OF
TWO MONTHS COMMENCING NOVEMBER 1, 2020, FROM THE PRESENT
ADMINISTRATIVE AGENT BEDMINSTER HILLS HOUSING CORPORATION
 (“BHHC”) IN AN AMOUNT NOT TO EXCEED \$41,500 DOLLARS**

WHEREAS, the term of BHHC as Bedminster Township’s (the “Township”) Administrative Agent expires on December 31, 2020; and

WHEREAS, the Township will not renew its contract with BHHC and will enter the Agreement with CGP&H; and

WHEREAS, CGP&H will act as Affordable Housing Administrative Agent for the Township in calendar year 2021, and will be responsible the administration of all affordable housing units within the Township in accordance with the Fair Housing Act, N.J.S.A. 52-27D-301 et seq., the Uniform Housing Affordability Controls, N.J.S.A. 5:80-26.1 et seq., and all applicable Affordable Housing Regulations promulgated by the Council on Affordable Housing and Department of Community Affairs; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), provides for the award of professional services, without engaging in the bidding process, to a person or entity such as CGP&H authorized by law to practice a recognized profession; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-2(6) declares that a “professional service” means services performed by 1) a person authorized by law to practice a recognized profession, 2) whose practice is regulated by law, 3) and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study, and professional planning services qualify as a “professional service”; and

WHEREAS, CGP&H has submitted a proposal to serve as the affordable housing administrative agent to the Township based on the compensation delineated in the Professional Planner and Affordable Housing Services Agreement attached to this Resolution and on file with the Township Clerk and referenced herein below (the “Agreement”); and

WHEREAS, Judith Sullivan, Township Administrator has made a formal recommendation to award the Agreement to CGP&H; and,

WHEREAS, the Township Attorney, John P. Belardo, has reviewed from a legal standpoint the Agreement to CGP&H; and

WHEREAS, Debra Stern, Township Chief Financial Officer, has determined and certified in writing that the value of the services will exceed \$17,500.00, that document being entitled Finance Certification; and

WHEREAS, the Agreement submitted by CGP&H meets the selection criteria of the Township Committee; and

WHEREAS, the Township Committee deems it in the best interests of the Township to award the Agreement to CGP&H to provide the services delineated in the Agreement and wishes to provide its approval to the award of the Agreement; and

WHEREAS, the Agreement with CGP&H sets forth the following cost for services (amounts not to be exceeded) on Schedules A and C thereto; and

WHEREAS, the amount, not to exceed \$41,500 Dollars for CGP&H for the term of the Agreement are from monies to be paid from the Township of Bedminster Affordable Housing Trust Fund; and

WHEREAS, a Finance Certification affirming the availability of funds in accordance with N.J.A.C. 5:34-5.1 et seq. has been provided by Debra Stern, Chief Financial Officer, and is attached hereto and made a part hereof, and

WHEREAS, pursuant to N.J.A.C. 5:34-5.1 et seq., the funds so certified as available are encumbered in Acct. No. T-19-56-204-000, Affordable Housing Trust Fund; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contract for “Professional Services,” without competitive bids and the contract itself must be and have been made available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Bedminster, County of Somerset and State of New Jersey that an award of the Agreement is hereby made to CGP&H, 1249 South River Road, Suite 301, Cranbury, NJ 08512, in an amount not to exceed \$41,500 Dollars; and

BE IT FURTHER RESOLVED, the Mayor and Township Clerk are hereby authorized and directed to execute the Agreement, attached hereto, with CGP&H; and

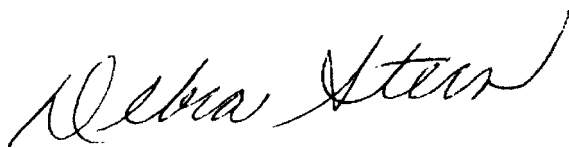
BE IT FURTHER RESOLVED that this Agreement is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A: 11-5(1)(a) of the Local Public Contracts Law because these services are rendered or performed by a person authorized by law to practice a recognized profession; and

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

Adopted: October 5, 2020

FINANCE CERTIFICATION

I, Debra Stern, CFO of the Township of Bedminster hereby certify that there are adequate funds available for the above named contract. Monies are available in the Housing Trust Account #T-19-56-204-000.



Debra Stern, CFO

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Clerk are authorized to execute the Agreement.

ATTEST:

BEDMINSTER TOWNSHIP
COMMITTEE:

By: _____
Judith Sullivan, Township Clerk
Township of Bedminster

By: _____
Lawrence F. Jacobs, Mayor

CERTIFICATION

I, Judith Sullivan, Clerk of Bedminster, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Committee at a Regular Meeting held on October 5, 2020.

Judith Sullivan, Township Clerk

Introduced	Seconded	Township Committee	Aye	Nay	Abstain	Absent
		Lawrence F. Jacobs, Mayor				
		Douglas A. Stevinson				
		R. Colin Hickey				
		Renee Mareski				
		Gina Lisa-Fernandez				