

BOROUGH OF STRATFORD JOINT LAND USE BOARD  
RESOLUTION NO. 2023:05

RESOLUTION OF THE BOROUGH OF STRATFORD JOINT LAND USE BOARD  
APPOINTING STEVEN M.BACH AND BACH ASSOCIATES, pc,  
AS THE JOINT LAND USE BOARD'S ENGINEER FOR 2023 AND  
AS THE JOINT LAND USE BOARD'S PLANNER FOR 2023

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., proposals were solicited by the Borough of Stratford Joint Land Use Board pursuant to a Fair and Open process for professional services contracts for the position of Engineer and for the position of Planner for the Borough of Stratford Joint Land Use Board (the "Board") for a one-year term in 2023; and

WHEREAS, proposals were solicited, received and evaluated by the Board based upon the criteria set forth in the publicly advertised Request for Proposals for such services; and

WHEREAS, in conjunction with input from the Chief Financial Officer of the Borough and based upon past practice, the Board has determined that the value of the anticipated professional services contracts to be entered into to retain an Engineer or Engineering firm and a Planner or Planning firm, to act as the Engineering Consultant and Planning Consultant for the Board for services which are anticipated to exceed the threshold of \$17,500.00 established by N.J.S.A. 19:44A-20.5, and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Board has selected Steven M. Bach and Bach Associates, PC, to serve as the Engineering Consultant and to serve as the Planning Consultant to the Joint Land Use Board for a one year term from January 1, 2023 through December 31, 2023, based upon the Board's determination of the proposals submitted were the "most advantageous, price and other factors" for the Board, including the skills, knowledge and experience of the proposers and based upon the evaluation of criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services which are otherwise exempt from public bidding pursuant to N.J.S.A. 40A: 11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of anticipated need for funds from the Borough and with the proviso that this contract is subject to the availability of available funds from the Borough for the year 2023 for services rendered to the Borough and further that the payment for consulting fees charged to the Applicant under the terms of this contract is subject to the availability of funds collected and assessed from Applicants' escrow accounts; and

NOW, THEREFORE BE IT RESOLVED by the Borough of Stratford Joint Land Use Board as follows:

1. The Borough of Stratford Joint Land Use Board hereby appoints Steven M. Bach and Bach Associates, PC, to serve as the Engineering Consultant (hereafter "Engineer") and to serve as the Planning Consultant (hereinafter "Planner") for the term of January 1, 2023 through December 31, 2023 and/or until a successor Engineering firm or successor Planning firm is duly appointed by the Board.

2. The compensation of the Engineer for services as the Engineer, and of the Planner for services as the Planner, for the calendar year 2023 shall be in accordance with their professional services contracts, the fee schedule to be entered into between the Borough and the Engineering and Planning Consultant, both of which are to be consistent with the proposals submitted, and in conformance with the MLUL as to any fees charged to the escrow accounts established by or on behalf of Applicants.

3. The Borough of Stratford Joint Land Use Board is hereby authorized to enter into and the Chairman is authorized to execute, on behalf of the Board, a Professional Services Contract with Steven M. Bach and Bach Associates, PC for Engineering consulting services and to provide Planning consulting services and to serve as the Board's Engineer and Board's Planner for the year 2023 and/or until a successor Engineering firm or successor Planning firm is duly appointed by the Board.

MOVED BY: Morello

SECONDED BY: McGovern

THOSE IN FAVOR: McGovern, Keenan, Hall, Morello, Campbell, St. Maur, Berdine, Mancini

THOSE OPPOSED: None

ABSTAINED: None

Date Approved and Memorialized: January 26, 2023

ATTEST:

---

Sharon McCart, Secretary  
Borough of Stratford Joint Land Use Board

CERTIFICATION

The undersigned, Recording Secretary of the Borough of Stratford Joint Land Use Board, does hereby certify that the foregoing Resolution was adopted by said Board at its meeting held on January 26, 2023.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Sharon McCart, Secretary  
Borough of Stratford Joint Land Use Board