

RESOLUTION NO. 2013- 372

A RESOLUTION AUTHORIZING AN AGREEMENT FOR PROFESSIONAL SERVICES WITH JMC ENGINEERING, LLC MAYS LANDING, NJ, FOR ENGINEERING AND PROJECT SUPPORT, IN CONNECTION WITH CONSTRUCTION OF CLAYVILLE UNIT 1 FOR THE VINELAND MUNICIPAL ELECTRIC UTILITY.

WHEREAS, there exists a need for professional engineering and project support services to provide project and construction management services for Clayville Unit 1, for the Vineland Municipal Electric Utility; and

WHEREAS, the City of Vineland has a need to acquire such professional services as a Non-Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the purchasing agent has determined and certified in writing that the value of said services will exceed \$17,500.00; and

WHEREAS, JMC Engineering, LLC, Mays Landing, NJ, has submitted a proposal indicating they will provide the professional services in an amount not to exceed \$160,000.00 for a contract period of one year beginning September 23, 2013; and

WHEREAS, JMC Engineering, LLC has completed and submitted a Business Entity Disclosure Certification for Non-Fair and Open Contract which certifies that JMC Engineering, LLC has not made any reportable contributions to a political or candidate committee in the City of Vineland in the previous one year and that the contract will prohibit JMC Engineering, LLC from making any reportable contributions through the term of the contract to a political or candidate committee in the City of Vineland; and

WHEREAS, the availability of funds for said Professional Services Contract to be awarded herein have been certified by the City Comptroller; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq) requires that the Resolution authorizing the award of contract for Professional Services without competitive bidding and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vineland as follows:

1. That the Mayor and Clerk are hereby authorized and directed to execute a Non-Fair and Open Agreement pursuant to N.J.S.A. 19:44A-20.5 with JMC Engineering, LLC, Mays Landing, NJ, for professional engineering and project support services to provide project and construction management services for Clayville Unit 1, for the Vineland Municipal Electric Utility in an amount not to exceed \$160,000.00.
2. 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 said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction distinguished from general academic instruction or apprenticeship and training.
3. That the Business Disclosure Entity Certification, the Political Contribution Disclosure Form and the Determination of Value be placed on file with this Resolution.
4. That a Notice of this action shall be printed once in the Daily Journal.

BE IT FURTHER RESOLVED, that the Director of Law is authorized to make minor changes to the contract as needed after Council approved.

Adopted:

President of Council

ATTEST:

City Clerk

MEMORANDUM

July 31, 2013



TO: DENISE MONACO
ASSISTANT BUSINESS ADMINISTRATOR

FROM: HARRY A MALONEY III, PE
ASSISTANT GENERAL MANAGER ELECTRIC UTILITY

A handwritten signature in blue ink, appearing to be "H.A. Maloney III".

SUBJECT: REQUEST FOR PROFESSIONAL SERVICES AGREEMENT FOR
ENGINEERING AND PROJECT SUPPORT.

Vineland Municipal Electric Utility requests that engineering and project professional services contract be awarded to JMC Engineering, LLC of Mays Landing NJ to provide project and construction management services for Clayville Unit 1. VMEU is in need for these services for one year starting September 23, 2013 to support the following initiatives:

- Generation Support
 - Clayville New simple cycle unit project manager on line as of June 2015
 - Assists Various Power Plant Capital Projects
- Distribution Capital Support
 - ACE Transmission Interconnection Support
 - Various large capital transmission and distribution project support

This is a non-fair and open award and profession services request. The Pay to Play paperwork should be submitted to Purchasing by August 9, 2013 for City Council meeting of August 27, 2013 award..

The \$160,000 will be needed which allows \$10,000 for travel in coming year.

Please make the resolution authorizing the Director of Law to make any minor changes to the contract as needed after Council approves it.

Attached is JMC letter dated July 26, 2013 plus standard contact terms.

Approval:

Joseph Isabella
Director Electric Utility

HAM
CC: Yvonne Lewis
Attachment

**REQUEST FOR RESOLUTION FOR CONTRACT AWARDS
UNDER 40A:11-5 EXCEPTIONS
(PROFESSIONAL SERVICES, EUS, SOFTWARE MAINTENANCE, ETC)**

7/31/2013
(DATE)

1. Service (detailed description): Professional Services for Construction of Clayville Unit 1

2. Amount to be Awarded: \$ 160,000

- Encumber Total Award
- Encumber by Supplemental Release

3. Amount Budgeted: \$ 160,000

4. Budgeted: By Ordinance No. 2010-28
Or Grant: Title & Year _____

5. **Account Number to be Charged: 022-0-00-00-0000-2-7511500 E340Y

6. Contract Period: 1 year starting 9/23/2013

7. Date To Be Awarded: August 27, 2013

8. Recommended Vendor and Address: JMC Engineering LLC
5970 Orange St mays Landing NJ 08330

9. Justification for Vendor Recommendation:(attach additional information for Council review)
Clayville Unit 1 project management for construction of new simple cycle generation facilities and all other related activies. See attached memo of July 31,

- Non-Fair & Open (Pay-to-Play documents required)
- Fair & Open: How was RFP advertised? _____

10. Evaluation Performed by: Harry Maloney *Hand*

11. Approved by: *[Signature]*

12. Attachments:

- Awarding Proposal
- Other: _____

- Send copies to:
Purchasing Division
Business Administration

**** If more than one account #, provide break down**