

RESOLUTION

WHEREAS, N.J.S.A. 52:27D-437.16 mandates the inspection of dwellings for lead based paint hazards; and

WHEREAS, the Department of Community Affairs (the “DCA”) has promulgated regulations N.J.A.C. 5:28-2.1, et. seq., which govern and requires the Township to hire a lead contractor to perform inspections for lead based paint hazards in every single-family, two-family, and multiple dwelling within the Township; and

WHEREAS, the Township has been awarded a grant in the amount of \$45,400 from the DCA to fund the Township’s lead paint inspection and testing program; and

WHEREAS, the inspection and testing for lead based paint requires specialized training, certification and licensure, the contract to retain a consultant to provide lead-based paint inspection and testing services constitutes a professional services agreement exempt from the requirements of a public bid procurement under the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, LEW Environmental Services (“LEW”) responded to the Township’s March 22, 2024 Request for Qualifications pursuant to a fair and open process for the award of a professional services agreement to administer and manage provide management support services in administering lead-based paint inspections and testing services in residential rental dwelling on behalf of the Township between May 1, 2024 through December 31, 2024; and

WHEREAS, LEW has agreed to administer and manage lead-based inspection services pursuant to the terms and conditions set forth in the professional services agreement annexed hereto as Exhibit “A” (the “Agreement”); and

WHEREAS, the prices and rates for the services to be provided by LEW for administering lead-based paint inspections and testing services in residential rental dwelling are set forth in Cost Proposal submitted by LEW annexed to the Agreement as Exhibit “**B;**” and

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that the Mayor be and is hereby authorized to execute an agreement, in the form annexed hereto as Exhibit “**A,**” to retain LEW to administer and manage lead-based paint inspections on behalf of the Township on the terms and conditions set forth therein; and it is further

RESOLVED that Township is authorized to utilize the grant funds awarded from the DCA towards costs and expenses incurred related to the implementation of the Township’s lead paint inspection and testing program; and it is further.

RESOLVED that notice of this award shall be available in the Clerk’s office in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Bill Rutherford,
Council President

Adopted: April 24, 2024

I hereby certify funds are available from: _____
Account No.

John O. Gross, Chief Financial Officer