

RESOLUTION

WHEREAS, the Governing Body of the Township of West Orange (the “Township”) has determined that there exists a need to provide the following professional services for the Township: Professional Architectural Services for the Interior Alterations for New Municipal Offices at 46 Mt. Pleasant Avenue; and

WHEREAS, the Professional Services are exempt from the requirements of public bidding pursuant to the Local Public Contracts Law, more specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(1) requires that notice of the award of contracts for “Professional Services” without competitive bidding must be published in a local newspaper; and

WHEREAS, this contract is for an amount over \$17,500.00 and is being awarded pursuant to a “Non-Fair and Open Process” pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township Engineer solicited and received a proposal dated April 24, 2026 for the Professional Architectural Services; and

WHEREAS, Herbst-Musciano, LLC, proposed the Professional Architectural Services for the Interior Alterations for New Municipal Offices at 46 Mt. Pleasant Avenue; and

WHEREAS, Herbst-Musciano, LLC, have performed similar work for other Townships on several projects; and

WHEREAS, by letter dated May 28, 2026 the Township’s Municipal Engineer recommended a professional services contract be awarded to complete the phases described in the Proposal to, Herbst-Musciano, LLC, 611 Main Street, Second Floor, Boonton, NJ 07005, for Professional Architectural Services associated with the Interior Alterations for New Municipal Offices at 46 Mt. Pleasant Avenue; and

WHEREAS, sufficient funds exist for the services outlined in the proposal of Herbst-Musciano, LLC; and

WHEREAS, upon execution of the Agreement, Herbst-Musciano, LLC shall complete and submit a Business Entity Disclosure Certification, which certifies that Herbst-Musciano, LLC has not made any reportable contributions to a political or a candidate committee in the Township of West Orange in the previous one (1) year prior to award, and that the contract will prohibit Herbst-Musciano, LLC, from making any reportable contribution through the term of the contract.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange, New Jersey that a professional services contract be awarded to Herbst-Musciano, LLC, to provide Professional Architectural Services for the Interior Alterations for New Municipal Offices at 46 Mt. Pleasant Avenue for a period of one (1) year in the amount not to exceed \$56,930.00, in the substantially similar form as attached hereto and incorporated by reference herein.

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized to sign the agreement on behalf of the Township, which shall be available for public inspection in the office of the Township Clerk; and,

BE IT FURTHER RESOLVED, that the Township Clerk shall cause a notice of the adoption of this resolution be posted to the Township website at www.westorange.org, "Current Legal Notices", "Resolution Notices," within ten (10) days after passage hereof.

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

Susan Scarpa, Council President

Adopted: June 9, 2026

I hereby certify funds are available from Account No.:

**2025 Capital Budget
Account # 03-2915-25-0900-010
\$56,930.00**

John C. Ditinyak, Chief Financial Officer