



**PLANNING BOARD OF THE BOROUGH OF ATLANTIC HIGHLANDS**  
**RESOLUTION FOR THE APPOINTMENT OF PLANNING SERVICES**

**WHEREAS, THE PLANNING BOARD OF THE BOROUGH OF ATLANTIC HIGHLANDS** (hereinafter, "Municipality") is a contracting unit pursuant to the Local Public Contracts Law N.J.S.A.40:1 1-1 et seq.; and

**WHEREAS,** the Municipality's Ordinance provides for the Planning Board to employ or contract for the services of experts and other staff including Planning Services to the Planning Board (hereinafter "Board") and further authorizes said Board to appoint, fix compensation of or agree upon the rate of compensation of a Planning Board Planner; and

**WHEREAS,** pursuant to the Municipal Land Use Law N.J.S.A. 40:55D-1 et. seq. the Borough Master Plan requires periodic reexamination and may be updated from time to time; and

**WHEREAS,** the Board has determined that it is necessary and proper to update the Borough Master Plan at this time and to retain the services of a special planning consultant firm to serve the Board in that capacity; and

**WHEREAS,** the Board has requested proposals from planning consultants by request for proposals published in the newspaper and by written request to various planning consultants; and

**WHEREAS,** the Board has received, reviewed and considered the proposals, credentials and qualifications of all persons having applied for the aforesaid position; and

**WHEREAS,** following the aforesaid review, and interview of candidates the said Board has determined that Thomas & Thomas, possesses the necessary knowledge, experience and background to perform the aforesaid services; and

**WHEREAS,** an appointment to the position of aforesaid may be made without competitive bidding as a "professional service" pursuant to the provisions of the Local Public Contracts Law as the said person is authorized by law to practice and this profession is regulated by law and/or is exempt from N.J.S.A. 40A:1 1-1 et seq. which requires that the award of contract for "professional services" without competitive bidding must be publicly advertised.

**WHEREAS,** the Board has determined that it has a need to acquire the aforesaid services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS,** the term of the contract will be for one year; and

**WHEREAS,** the professional named herein has submitted a proposal indicating that they will provide the aforesaid services as set forth in the proposal which shall be attached hereto and made a part hereof, and

**WHEREAS,** the professional named herein has completed and submitted a Business Entity Disclosure Certification which certifies that the professional has not made any reportable contributions to a political party committee, candidate committee, joint candidate committee or

other entity identified in N.J.S.A. 19:44A-20.26 in the previous one year, and that the contract will prohibit the professional from making any reportable contributions through the term of the contract; and

**NOW THEREFORE, BE IT RESOLVED** by the Board on this 4<sup>th</sup> day of January, 2024 that Thomas & Thomas, be and is hereby appointed to serve as aforesaid for the period of January 1, 2024 to December 31, 2024 at a fee pursuant to the attached agreement; and

**BE IT FURTHER RESOLVED** that notice be given by public advertisement that on the 4<sup>th</sup> day of January, 2024 the Board did appoint Thomas & Thomas to serve as aforesaid to the Board from the period from January 1, 2024 to December 31, 2024, pursuant to the requirements of the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.

OFFERED BY:

SECONDED BY:

ROLL CALL:

APPROVE:

OPPOSE:

ABSTAIN:

ABSENT:

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**Nancy Tran, Planning Board Secretary  
Borough of Atlantic Highlands**