

RESOLUTION NO. 17- 46

RESOLUTION OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST SOLICITING PROPOSALS FROM THE CONSULTING POOL

WHEREAS, the New Jersey Environmental Infrastructure Trust (Trust) is authorized to make and enter into all contracts necessary or incidental to the performance of its duties pursuant to N.J.S.A. 58:11B-5(d); and

WHEREAS, on August 10, 2017, the Board of Directors of the Trust approved Resolution No. 17-XX directing staff to create a pool of professional engineering firms For consulting engineering services to review applications for New Jersey Environmental Infrastructure Financing Program (NJEIFP) loans, review requisitions for the disbursement of NJEIFP funding, and oversee construction of NJEIFP funded projects (Engineering Consulting Services) and selected nine professional engineering firms to make up that pool (individually a “Firm” and cumulatively the “Consulting Pool”); and

WHEREAS, the Trust wishes to obtain the approval of the New Jersey Department of Environmental Protection (NJDEP) before soliciting project specific proposals from this Consulting Pool; and

WHEREAS, the Trust will solicit proposals from the Consulting Pool upon the approval of the NJDEP that such services are necessary to augment existing program staff resources to review applications for, and oversee the construction of necessary environmental infrastructure projects; and

WHEREAS, creation of a Consulting Pool shall not be construed as a guarantee that services will be required or utilized for any given project;

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors authorizes the Executive Director of the Trust to solicit proposals from the Consulting Pool for Engineering Consulting Services upon the NJDEP’s approval that such services are necessary to augment existing program staff resources to review applications for, and oversee the construction of, necessary environmental infrastructure projects (Authorized RFPs). Such augmentation shall ensure the review and approval of applications is in compliance with program requirements (See N.J.A.C. 7:22-3 through 10) and that such reviews are conducted in a manner that reasonably accommodate applicants’ construction schedules; and

BE IT FURTHER RESOLVED, that the engineering services contract(s) resulting from the Trust’s decision to utilize the Consulting Pool for Engineering Consulting Services shall be awarded to the firm(s) whose proposal(s) receives the highest overall ranking based on the following criteria and weights: staff expertise (3), total price (5), and total hours to complete review (4) (hereafter as the “Highest Ranked Firm”); and

BE IT FURTHER RESOLVED, that the Chairman or Vice Chairman of the Trust is authorized to enter agreements, substantially in the form of the agreement authorized by the Attorney General. The terms and conditions of each agreement for Engineering Consulting Services shall include but are not limited to:

- a. The Authorized RFP, the Highest Ranked Firm's proposal submitted in response thereto, the Request for Qualification (RFQ) seeking to establish the Consulting Pool distributed on March 27, 2017, and the Highest Ranked Firm's proposal submitted in response thereto; and
- b. the total amount of work to be assigned to Firms in the Consulting Pool shall not exceed \$5 million annually absent board approval; all such costs shall be paid by the project sponsor; and
- c. the award of an engineering services contract to a Firm pursuant to an Authorized RFP for a specific project shall be for a two-year term, plus one additional year at the option of the Board; and
- d. such other terms and conditions as may be contemplated by the March 27, 2017 RFQ, future project specific RFPs and the materials enclosed therewith as deemed necessary and appropriate by the Chairman or Vice Chairman of the Trust.

Adopted Date: August 10, 2017

Motion Made By: Roger Ellis

Motion Seconded By: Mark Longo

Ayes: 5

Nays: 0

Abstentions: 0