



BOROUGH OF RIVERDALE NEW JERSEY



Resolution No: 03-2016

Date of Adoption: January 1, 2016

TITLE:

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR A THREE YEAR TERM

WHEREAS, the Borough of Riverdale has a need to acquire Professional Engineering Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is 3 years from January 1, 2016 to December 31, 2018; and,

WHEREAS, Paul P. Darmofalski has submitted a proposal dated December 16, 2015 indicating he will provide Professional Engineering Services at a rate of \$125.00 per hour; and,

WHEREAS, Paul P. Darmofalski has completed and submitted a Business Entity Disclosure Certification which certifies that neither he nor the firm of Darmofalski Engineering Associates, Inc. has not made any reportable contributions to a candidate or candidate committee in the Borough of Riverdale in the previous one-year, and that this contract will prohibit him and the firm from making any reportable contributions through the term of the contract; and

WHEREAS, the governing body of the Borough of Riverdale pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Riverdale authorizes the Mayor to enter into a contract with Paul Darmofalski as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

RECORD OF COUNCIL VOTE

Motion – by Councilman: _____ Second - by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Astarita					Pellegrini				
Revis					Desai				
Clinton					Oswald				

A.J. Jalloh, Borough Clerk

Paul M. Carelli, Mayor

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



**BOROUGH OF RIVERDALE
DETERMINATION OF VALUE FORM AND CERTIFICATION OF FUNDS
PURSUANT TO NON-FAIR AND OPEN CONTRACT AWARDS**

Prior to the governing body formally considering a resolution awarding a non-fair and open contract, an appropriate official must certify in writing that the estimated amount of the contract to be awarded exceeds \$17,500. The appropriate official may be the purchasing agent, financial officer, chief administrative officer, or an appointed or elected official with knowledge of the contract.

The determination of the amount is based on the value of the full contract life, not the amount spent annually. Therefore a two-year contract for \$10,000 a year awarded through a non-fair and open process falls under this requirement. A single one year contract for \$10,000, however, does not. The determination should be kept on file and made part of the resolution awarding the contract.

Contract For: Borough Engineer
Contract to be awarded to: Paul Darmofalski (DARMOFALSKI ENGINEERING ASSOCIATES, LLC)
Contract Period: Three Years
January 1, 2016, through December 31, 2018

CERTIFICATION

I hereby certify that the estimated amounts of the contracts to be awarded exceed \$17,500.

I hereby further certify that funds to cover the expenditures for the above-reference contracts will be encumbered by purchase orders on an as-needed basis (as required pursuant to N.J.A.C. 5:30-5.4.).

By: _____
Kenneth Sesholtz, Chief Financial Officer

Certified Date: _____

STOCKHOLDER DISCLOSURE CERTIFICATION
This Statement Shall Be Included with Bid Submission

Name of Business DARMOFALSKI ENGINEERING

I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned.

OR

I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

If a corporation owns all or part of the stock of the corporation or partnership submitting the bid, then the statement shall include a list of the stockholders who own 10% or more of the stock of any class of that owning coporation. If no one owns 10% or more stock, attest to that.

Check the box that represents the type of business organization:

- | | | |
|--|--|--|
| <input type="checkbox"/> Partnership | <input type="checkbox"/> Corporation | <input type="checkbox"/> Sole Proprietorship |
| <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Limited Liability Corporation | <input type="checkbox"/> Limited Liability Partnership |
| <input checked="" type="checkbox"/> Subchapter S Corporation | | |

Sign and notarize the form below, and, if necessary, complete the stockholder list below.

Stockholders:

Name: <u>Paul P. Darmofalski</u>	Name: _____
Home Address: <u>23 Woodland Ct</u>	Home Address: _____
<u>Pompton Plains, NJ 07444</u>	_____

Name: _____	Name: _____
Home Address: _____	Home Address: _____
_____	_____

Name: _____	Name: _____
Home Address: _____	Home Address: _____
_____	_____

Subscribed and sworn before me this 22 day of DEC, 2015

(Notary Public) Linda C. Forbes

My Commission expires:

LINDA C. FOREBES
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires June 27, 2018

Paul P. Darmofalski
(Affiant)

Paul P. Darmofalski
(Print name & title of affiant)

PNE S
(Corporate Seal)

List of Agencies with Elected Officials Required for Political Contribution Disclosure
N.J.S.A. 19:44A-20.26

County Name:

State: Governor, and Legislative Leadership Committees

Legislative District #s:

State Senator and two members of the General Assembly per district.

County:

Freeholders

{County Executive}

County Clerk

Surrogate

Sheriff

Municipalities (Mayor and members of governing body, regardless of title):

**USERS SHOULD CREATE THEIR OWN FORM, OR DOWNLOAD
FROM WWW.NJ.GOV/DCA/LGS/P2P A COUNTY-BASED,
CUSTOMIZABLE FORM.**

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
BOROUGH OF RIVERDALE

Part I – Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that PAUL P. DARMOFALSKI has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract, to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the Borough of Riverdale as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Mayor Paul M. Carelli	Councilman Dave Desai
Councilman Garrett Astarita	Councilman Steven Revis
Councilman Bradley Clinton	Councilman Matt Oswald
Councilman Vincent Pellegrini	

Part II – Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
PAUL P. DARMOFALSKI	23 WOODLAND CT POMPTON PLAINS, NJ 07444

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity:

Signed: Paul P. M. Title: PRESIDENT
 Print Name: PAUL P. DARMOFALSKI Date: 12/22/15

Subscribed and sworn before me this 22 day of DEC, 2015

My Commission expires: Joan M. Darmofalski Paul P. M.
 (Affiant)
PAUL P. DARMOFALSKI, PRES.
 (Print name & title of affiant) (Corporate Seal)

JOAN M. DARMOFALSKI
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES JUNE 4, 2017