



Approved as to Form and Legality

Date Adopted

Committee

November 7, 2018

Administrative

**A RESOLUTION ESTABLISHING A FAIR AND OPEN PROCESS FOR THE AWARDING OF PROFESSIONAL SERVICES CONTRACTS FOR COUNTY OF SALEM**

**WHEREAS**, the County of Salem requires the services of Actuary, Architect of Record, Auditor, Bond Counsel, Engineer, Engineer Special Projects- Salem County Railroad' Financial Advisor-Continuing Disclosure Agent, Labor Counsel, Legal Counsel Department of Health, Legal Transcriptionist, Medical Director Salem County Correctional Facility, Medical Director Salem County Department of Health, Nurse Practitioner at Salem County Correctional Facility , Planner, Psychological/Psychiatric Services at Salem County Correctional Facility, Solicitor; and

**WHEREAS**, retaining the services of qualified professionals for such positions has long been exempt from "public bidding" by N.J.S.A. 40A:11-5(a) due to the important policy consideration of allowing a public body to appoint candidates they deem to be most qualified and advantageous to the needs and goals of the public body; and

**WHEREAS**, N.J.S.A. 19:44A-20.7 permits the County of Salem to establish a "fair and open process" that allows for public solicitation of qualifications of persons interested in providing such services; and

**WHEREAS**, the County of Salem has determined that establishing such a process protects its right to appoint the most qualified candidates while making the process more open and competitive;

**NOW THEREFORE BE IT HEREBY RESOLVED** by the County of Salem as follows:

1. There is hereby established a "fair and open" process for the award of the contracts for the positions of Actuary, Architect of Record, Auditor, Bond Counsel, Engineer, Engineer Special Projects- Salem County Railroad' Financial Advisor-Continuing Disclosure Agent, Labor Counsel, Legal Counsel Department of Health, Legal Transcriptionist, Medical Director Salem County Correctional Facility, Medical Director Salem County Department of Health, Nurse Practitioner at Salem County Correctional Facility , Planner, Psychological/Psychiatric Services at Salem County Correctional Facility, Solicitor, where the value of said contract may be expected to exceed \$17,500.00;
2. The Fair and Open Process shall be as follows:
  - a. The County of Salem shall cause to be advertised a notice of solicitation of qualifications for such positions in a form substantially similar to Exhibit "A" attached hereto. Said notice shall be published at least 10 calendar days in advance of the date set forth therein as the deadline to submit proposals.
  - b. The County of Salem shall make the necessary arrangements to publicly open and announce all proposals received. The County of Salem shall forthwith thereafter review all proposals received and transmit them to the Salem County Board of Chosen Freeholders.
  - c. Award of any contracts based on the submissions received shall be made by Resolution of the Salem County Board of Chosen Freeholders at an open public meeting, after receipt of the materials from the County of Salem Purchasing Agent.

  
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 MELISSA L. DECASTRO, Freeholder Director  
 Board of Chosen Freeholders

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on November 7, 2018.

BRENDA P. BANKS  
Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
L. Ware	✓					✓
C. Hassler	✓				✓	
B. Laury	✓					
S. Griscom	✓					
M. DeCastro	✓					

✓ Indicates Vote

Department Initials \_\_\_\_\_