



Approved as to Form and Legality

Date Adopted

Committee


Salem County Counsel

December 30, 2019

Administrative

**RESOLUTION ESTABLISHING A FAIR AND OPEN PROCESS FOR THE
AWARDING OF A PROFESSIONAL SERVICES CONTRACT FOR
UNIFIED SALEM COUNTY SCHOOL DISTRICT RESTRUCTURING
FEASIBILITY STUDY**

WHEREAS, the County of Salem Board of Chosen Freeholders and Salem County Superintendent of Schools requires the services of a professional consultant to prepare a high-level feasibility study (i.e. the Study) to provide the partnering organizations and the residents of the communities they represent with a Study examining the educational and financial benefits and/or detriments of the set of structural alternatives to the presently configured independent school districts within Salem County, New Jersey; 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 contract for a professional consultant to prepare a Unified Salem County School District Restructuring Feasibility Study, 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.

BENJAMIN H. LAURY, 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 December 30, 2019.

STACY L. PENNINGTON
Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
G. Ostrum, Jr.	X					X
C. Hassler	X					
L. Ware	X					
R.S. Griscom	X				X	
B. Laury	X					

✓ Indicates Vote

Department Initials

Purchasing