

TOWNSHIP OF MONTCLAIR

**RESOLUTION AWARDING A CONTRACT FOR MANAGEMENT AND
OPERATION OF THE CLARY ANDERSON ARENA**

July 9, 2009

WHEREAS, N.J.S.A. 40A:11-4.1 of the Local Public Contracts Law permits the use of “competitive contracting” in lieu of public bidding for the procurement of specialized goods and services, including the hiring of an entity for the purpose of the operation, management and administration of recreation facilities or programs; and

WHEREAS, on June 30, 2008, the Township Council adopted a Resolution authorizing the use of competitive contracting in order to solicit proposals for the operation and management of the Clary Anderson Arena; and

WHEREAS, pursuant to the aforesaid resolution, the Township has issued a Request for Proposals (“RFP”) for a contract for the management and operation of the Clary Anderson Arena commencing September 1st, 2009, and published notice thereof same in accordance with the Local Public Contracts Law; and

WHEREAS, said RFP was returnable on June 4th, 2009, and the Township has received three competitive proposals in response to the RFP; and

WHEREAS, the proposals were reviewed and evaluated by a committee consisting of the Township Manager, the Director of the Department of Community Services and the Director of the Department of Parks and Recreation, in accordance with the criteria and methodology set forth in the RFP and applicable legal requirements; and

WHEREAS, the evaluation committee has prepared a written report in accordance with N.J.S.A. 40A:11-4.5.d which recommended that the Township award a contract to United Skates of America for the operation and management of the Clary Anderson Arena; now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that a contract for the management and operation of the Clary Anderson Arena is hereby awarded to United Skates of America/Montclair Skating LLC pursuant to the terms and conditions of the RFP and the attached proposal sheet; and

BE IT FURTHER RESOLVED that this award is made pursuant to the attached memorandum from the Township Manager dated June 18, 2009; and

BE IT FURTHER RESOLVED that this award is subject to Certification of Availability of Funds by the Chief Financial Officer in accordance with state regulations.

RECORD OF COUNCIL VOTE

	YES	NO	ABS	N.V.	AB		YES	NO	ABS	N.V.	AB
Councilor Africk						Councilor Murnick					
Councilor Baskerville						Deputy Mayor Terry					
Mayor Fried						Councilor Weller					
Councilor Lewis											

X - Indicate Vote ABS - Abstain N.V. - Not Voting AB - Absent

I HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Council of the Township of Montclair, in the County of Essex, at their meeting held on , 2009.

Linda S. Wanat
Municipal Clerk, Township of Montclair,

N.J.