



Resolution No. 35-2024  
 Adoption Date April 9, 2024

Sufficiency of Funds Pats Taylor  
 Form and Legality David Minchella

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO ATLAS TECHNICAL CONSULTANTS, INC. FOR THIRD PARTY TESTING AND INSPECTION SERVICES FOR THE UNION COUNTY GOVERNMENT COMPLEX**

**WHEREAS**, the Union County Improvement Authority (the “Authority”) has been duly created by ordinance by the Board of Chosen Commissioners of the County of Union, a public body corporate and politic of the State of New Jersey, pursuant to and in accordance with the County Improvement Authority Law, N.J.S.A. 40:37A-44, et. seq.;

**WHEREAS**, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq.; and

**WHEREAS**, on March 7, 2023 the Commissioners of the Authority enacted Resolution No. 29-2023 and awarded a contract to MAST Construction Services for construction management services for the new Union County Government Complex in Elizabeth, New Jersey (the “Project”); and

**WHEREAS**, there is a need for third party special inspections and testing of construction materials for the Project; and

**WHEREAS**, MAST Construction received a unit pricing proposal from Atlas Technical Consultants, LLC to provide such services in an amount not to exceed Four Hundred and Ten Thousand Dollars (\$410,000.00) for the third party testing services; and

Commissioner	Motion	Second	Yes/Aye	No-Nay	Abstain	Absent
David Barnett			X			
Jonathan Boguchwal	X		X			
Steve Hockaday			X			
Terri Riley Hudak			X			
Andrea Mojica			X			
Ahmed Shehata						X
Jenny Davis Toth		X	X			
Scott Huff, Vice Chairman			X			
Christopher Kolibas, Chairman			X			



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**WHEREAS**, pursuant to N.J.S.A. 40A:11-5 permits the Authority to award a contract for these Professional Services without public advertising for bids; and

**WHEREAS**, the contract with Atlas Technical Consultants, LLC is not awarded through a fair and open process as per N.J.S.A. 19:44A-20.5, *et. seq.*; and

**WHEREAS**, prior to entering into this contract, Atlas Technical Consultants, LLC shall complete and submit a Business Entity Disclosure Certification, which certifies they have not made any reportable contributions to a political or candidate committee in the County of Union and its municipalities in the previous year, and that his contract will prohibit Atlas Technical Consultants, LLC from making any reportable contributions through the term of this contract; and

**WHEREAS**, pursuant to *N.J.A.C.* 5:30-11.10 funds for open-ended contracts shall be committed at the time an invoice is submitted and shall not exceed the unit price.

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COMMISSIONERS OF THE UNION COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:**

1. An open-ended contract for special inspections and material testing services for the New Union County Government Complex be and is hereby awarded to Atlas Technical Consultants, LLC, having offices located at 21 Randolph Avenue, Avenel, New Jersey 07001.
2. The Chairman is hereby authorized to execute a contract with Atlas Technical Consultants, LLC, setting forth the terms of the provision of the Services, pursuant to the proposal attached hereto. Such execution by the Chairman shall be deemed approved by the Authority and no further action or approval shall be required.
3. This contract is being awarded pursuant to N.J.S.A. 40A:11-5 and N.J.S.A. 19:44A-20.5 without competitive bidding.
4. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this Resolution with the Union County Improvement Authority's Office.
5. The Executive Director shall advertise the award of this contract in a legal newspaper pursuant to N.J.S.A. 40A:11-1, *et. seq.*



**UNION COUNTY**  
**IMPROVEMENT AUTHORITY**

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