

RESOLUTION 2011-458

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY
OPPOSING ASSEMBLY BILL 3285**

WHEREAS, Assembly Bill 3285 would require certain public contract bid advertisements to contain certified cost estimates and specifies grounds for rejection of all bids; and

WHEREAS, this legislation would defeat the intended purpose and cost benefits of competitive bidding as it would provide contractors with little or not incentive to submit proposals below projected cost estimated; and

WHEREAS, the legislation would increase the cost of doing business with local governments as preparing bid solicitations would become more complex and may require local governments to hire professional consultants to prepare comprehensive cost estimates; and

WHEREAS, the legislation could also lead to costly litigation if the reasonableness of a projected cost estimate is challenged in court further driving up project expenses; and

WHEREAS, the legislation would further eliminate the important flexibility local governments exercise under current law when making decisions concerning the acceptance or rejection of all bid proposals-including those that deal with the purchase of goods and services; and

WHEREAS, overall the legislation would adversely impact the ability of local governments to execute the most cost effective public contracts under terms and conditions most favorable to taxpayers.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Barnegat, do hereby strongly oppose Assembly Bill 3285.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to : Honorable Governor Chris Christie, President of the New Jersey State Senate, Speaker of the General Assembly, Members of the 9th, 10th and 30th Legislative Districts, the Clerks of the 33 Ocean County Municipalities and the New Jersey Association of Counties.

CERTIFICATION

I, Sharon L. Auer, Acting Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey that the foregoing resolution was duly adopted by the Barnegat Township Committee at their regular Committee Meeting held on the 6th day of September, 2011.

Sharon L. Auer,
Acting Municipal Clerk