

RESOLUTION NO. 64-2018

BOROUGH OF ROSELAND
COUNTY OF ESSEX, STATE OF NEW JERSEY

AUTHORIZING THE APPOINTMENT OF NISIVOCCIA LLP AS BOROUGH
AUDITORS – 2018 IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ.

WHEREAS, the Borough of Roseland has a need to acquire and engage the services of Borough Auditors pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Borough Auditor is a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, Roseland was desirous of obtaining the most qualified professional services and the most competitive pricing regarding those professional services; and

WHEREAS, Professional Services are exempt from Public Bidding; and

WHEREAS, Roseland utilized the Fair and Open Process set forth in N.J.S.A. 19:44A-20.4 to solicit proposals from qualified professionals; and

WHEREAS, on October 19, 2017 the Borough solicited Requests for Proposals and bids were received on December 6, 2017; and

WHEREAS, proposals were received from the firm of Nisivoccia LLP and the firm of O'Connor Davies; and

WHEREAS, Nisivoccia LLP has served as the Borough Auditors for 2016 and 2017; and

WHEREAS, Nisivoccia LLP filed the 2016 Audit with the State of New Jersey within the statutory filing date; and

WHEREAS, Nisivoccia LLP has over 40 years of experience in governmental accounting; and

WHEREAS, Nisivoccia LLP currently services over 180 local governmental entities including in excess of 65 school boards and 60 municipalities, four counties, and numerous libraries, Joint Insurance Funds Authorities and county colleges; and

WHEREAS, the Mayor and Council believe that Nisivoccia LLP has an excellent track record of board of education audits and municipal audits; and

WHEREAS, following the interview of both respondents, the Mayor and Council believe that it is in the best financial interest of Borough to change Borough Auditors at this time; and

WHEREAS, the anticipated term of this contract is for a period of time commencing January 1, 2018 to the conclusion of the 2018 Audit; and

WHEREAS, the firm of Nisivoccia LLP with offices at 200 Valley Road, Suite 300, Mt. Arlington, NJ 07856 (referred to in this Resolution as the "Firm") has agreed and confirmed that they will

provide the services as Municipal Auditors for the Borough of Roseland including, but not limited to, 2017 Audited financial statements, Audit of expenditures as required under the Single Audit Act, Report on Internal Control over Financial Reporting and Compliance and other matters in accordance with Government Auditing Standards, Preparation of communications in accordance with technical standards including meetings for a sum of \$34,700.00 inclusive of out of pocket expenses; and

WHEREAS, additional services will be billed in accordance with the attached proposal submitted to the Borough of Roseland; and

WHEREAS, N.J.A.C. 5:30-5.5(e) permits contracts to be awarded for the next fiscal year subject to the availability and appropriation of sufficient funds in the year in which it takes effect; and

WHEREAS, Pursuant to N.J.A.C. 5:30-5.4 et seq., the Chief Financial Officer has certified funds in the amount of \$34,700.00 under 18-00275 and charged to Budget Account 8-01-20-135-133 in the amount of \$26,300.00 and 8-09-55-500-133 in the amount of \$8,400.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roseland that Mayor John Duthie is hereby authorized and directed to enter into a Contract, on behalf of the Borough of Roseland with Nisivoccia LLP which Contract is to be in a form approved by the Borough Auditors on terms consistent with the terms of this Resolution; and

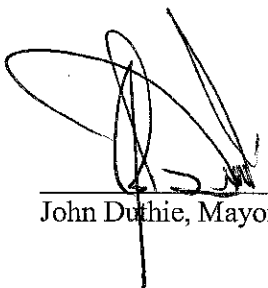
BE IT FURTHER RESOLVED that the authorized fees and costs for services rendered are not to exceed the sum of \$34,700.00 in the aggregate without the prior written approval of the Mayor and Council; and

BE IT FURTHER RESOLVED that a copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Borough of Roseland; and

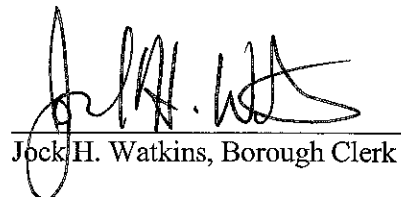
BE IT FURTHER RESOLVED that the notice of this award including the nature, duration, service and amount of the contract and the reasons for the services shall be advertised in the official newspapers of the Borough of Roseland and the Borough Clerk is directed to make public this Resolution in accordance with applicable law.

COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	RECUSE	ABSENT
Councilman Bardi		X	X				
Councilman Jacobs			X				
Councilman Leonard			X				
Councilman Smith	X		X				
Council President Tolli			X				
Councilman Tsilionis			X				
Mayor Duthie (In case of tie)							
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I do hereby certify that the forgoing is a true and exact copy of a Resolution adopted by the Mayor and Borough Council of the Borough of Roseland on February 20, 2018.



 John Duthie, Mayor



 Jock H. Watkins, Borough Clerk