

RESOLUTION 2011-280

WHEREAS, Assembly Bill 3285 would require certain public contract bid advertisements to contain certified cost estimates and specifies grounds for the 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 no incentive to submit proposals below projected cost estimates; 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 **TOWNSHIP COMMITTEE** of the **TOWNSHIP OF OCEAN** in the **COUNTY OF OCEAN, STATE OF NEW JERSEY** hereby strongly opposes Assembly Bill 3285.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be provided to Governor Chris Christie, the President of the New Jersey State Senate, the Speaker of the General Assembly, the 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, Diane B. Ambrosio, RMC, Township Clerk of the Township of Ocean, County of Ocean, State of New Jersey, do hereby certify that the foregoing Resolution to be a true copy of a Resolution adopted by the Township Committee of the Township of Ocean on the 13th day of October 2011.

Diane B. Ambrosio, RMC, Township Clerk