

**REQUEST, SOLICITATION AND INVITATION  
FOR PROPOSAL FOR THE POSITION OF  
WESTAMPTON BOND COUNSEL**

You are requested to provide your proposal to the Township of Westampton, County of Burlington and State of New Jersey for consideration of your office for the position of Township Bond Counsel for the Township of Westampton for calendar year 2017. Notice of the year 2017 appointment to the position of Township Bond Counsel for Westampton Township was previously published in the newspaper, along with time and format requirements for the submission of the proposal. This Page 1 of the Request, Solicitation and Invitation is not a substitute for the published notice. For your convenience, a copy of the said published notice is attached hereto at Page 2 hereof. You must comply strictly with the submission requirements set forth therein.

Your proposal must be received by the Office of the Municipal Clerk of the Township of Westampton at the Westampton Municipal Building, 710 Rancocas Road, Westampton, NJ 08060. All proposals must be received by November 28, 2016 at 3:00 PM and be submitted in the form required by the advertisement reproduced on Page 2 hereof and as otherwise required herein. No late submissions will be accepted. All properly submitted proposals will be opened on November 28, 2016 beginning at 3:30 PM, in the public meeting room of the Municipal Complex. At that time and place, the sealed proposals will be publicly opened, announced and recorded for the following position:

**TOWNSHIP BOND COUNSEL**

**THE FOLLOWING IS A RESTATEMENT OF THE NOTICE PRINTED IN THE NEWSPAPER:**

TOWNSHIP OF WESTAMPTON

PUBLIC NOTICE

Please be advised that the Township of Westampton will accept proposals for the following positions for 2017:

TOWNSHIP ATTORNEY, TOWNSHIP AUDITOR, TOWNSHIP LABOR COUNSEL, TOWNSHIP BOND COUNSEL, TOWNSHIP ENGINEER, TOWNSHIP PLANNER, TOWNSHIP PROSECUTOR, TOWNSHIP PUBLIC DEFENDER, TOWNSHIP RISK MANAGEMENT CONSULTANT, ALTERNATE PUBLIC DEFENDER, LAND DEVELOPMENT BOARD ATTORNEY, LAND DEVELOPMENT BOARD ENGINEER.

The proposals and instructions are available on the Township Website: [www.westamptonnj.gov](http://www.westamptonnj.gov) under Departments: Administration: RFP's and Purchasing.

The proposals must be received on or before November 28, 2016 at 3:00 P.M. They will be opened on November 28, 2016 at 3:30 PM.

Marion Karp

Municipal Clerk

## **I. INTENT**

The Township Committee of the Township of Westampton, County of Burlington and State of New Jersey intends to appoint and fill, for calendar year 2017, the position of Township Bond Counsel of the Township of Westampton. The effective date of the contract will be January 2, 2017, the date of the Westampton Township Reorganization. Sealed proposals will be received and opened at the times, dates and place set forth in the notice attached at Page 2 hereof.

The General Criteria articulated herein at Section III for the selection of Township Labor Counsel have been specifically approved by the Township Committee of the Township of Westampton. Those criteria and the other requirements herein are intended to be non-restrictive for the purpose of obtaining participation of qualified professionals and uniformity in the manner of submission of proposals.

The successful proposal shall become a part of the signed contract upon award and execution of said contract. There will be no award or appointment to the position of Township Bond Counsel until formal approval by the Township Committee has been made by resolution at the Township's reorganization meeting on January 2, 2017.

As per the provisions of *N.J.S.A. 19:44A-20.4 et seq.*, the Township of Westampton shall be the sole judge concerning the criteria set forth herein and the merits of the proposals submitted. The Township of Westampton shall be the sole judge of the benefits to Westampton Township represented by the submissions pursuant to this Request, Solicitation and Invitation for proposal.

## **II. INSURANCE**

This Request, Solicitation and Invitation for proposal is for the appointment of a professional or quasi-professional position with the Township of Westampton or a position for which there is a bidding exemption under *N.J.S.A. 40A:11-1 et seq.* Each proposer should have professional errors and omissions insurance. Attached hereto at Attachment A is the Certification of Insurance. Said Certification must be executed and documents attached thereto by the proposer to the extent that the proposer believes that the attachment of such documents provide proof of insurance for appropriate purposes. Errors and omissions policy, if any, declaration page shall be attached showing current protection.

During the term of the contract, it shall be the responsibility of the proposer/professional to provide the Township with additional declaration pages of insurance in compliance with this paragraph showing current coverage when any insurance policy expires. Submission of proof of the required insurance

coverage in the form of a certificate or certificates of insurance is a continuing condition precedent to service by the professional that receives the appointment.

### **III. PROFESSIONAL EVALUATION AND RANKING METHODOLOGY**

#### **A. GENERAL CRITERIA**

All proposals shall be evaluated using the following criteria:

1. Professional qualifications;
2. Experience generally in the proposer's profession, including years in the profession and exposure to issues likely to be of assistance in properly serving as the Westampton Bond Counsel;
3. Knowledge of Westampton Township;
4. The ability of the labor counsel to attend meetings of the Township Committee, to the extent required of the Township Committee. The Township Committee meets on the first and third Monday of each month.
5. Absence from client base of any client(s) who is currently or has in the past five years done business with Westampton Township. In the alternative, the proposer can articulate the name(s) of such clients and the nature of that client's business with the Township. For purposes of this subparagraph, "doing business with the Township" includes vending or other contractual obligations to the Township or being an applicant before any Township board or subdivision of the Township.
6. Compensation proposal in detail, including request for benefits, if any.
7. Other factors if demonstrated to be in the best interest of the Township of Westampton.

#### **B. SPECIFIC NEEDS**

The position of Bond Counsel is not defined within the Township Code of the Township of Westampton and cannot therefore be recited here. Nevertheless, such Bond Counsel would pursue those obligations and duties that relate to representing the Township in connection with short, intermediate and/or long periods of indebtedness incurred for the proper functioning of the Township.

### **IV. CONTRACT PERIOD**

Contract period is ONE (1) YEAR. The period of responsibility is January 2, 2017 through December 31, 2017 or until a successor is selected at the year 2018 reorganization meeting of the Township Committee, presently not scheduled. All contracts are contingent on funding.

## **V. PROPOSAL FORM**

### **APPOINTMENT OF TOWNSHIP BOND COUNSEL**

All proposals submitted in response to the within Request, Solicitation and Invitation for proposal shall utilize the form of correspondence on the next page hereof as the cover sheet of such proposal. There shall be attached to said letter/cover sheet succeeding pages setting forth your proposal/responses. Your proposal must follow the format herein at Pages 1 through 6. In order for your proposal to meet the requirements of the Request, Solicitation and Invitation, the form of correspondence set forth herein below shall be fully completed and executed. Attachments or certifications set forth as attachments or certifications A, B, C and D attached to this form, shall be completed and originally executed. Failure to attach required documents is cause for disqualification.

All erasures and/or changes to the original documentation submitted must be initialed by the individual making modifications to the proposal. Use separate and additional pages to respond specifically to each Section, specifically Section III hereof, which sets forth the criteria that the Township Committee will utilize in evaluating your proposal and determining the selection of the Township Bond Counsel. In the event that the proposal is being made by a law firm containing more than one person, the first page of the proposal, in the cover letter set forth on the next page, shall also recite the name of the supervising attorney, if any, and the name of the attorney that the firm will assign to do the work of the Township of Westampton.

Date:

Township Committee  
Township of Westampton  
710 Rancocas Road  
Westampton, NJ 08060

Dear Members of the Township Committee:

The undersigned hereby submits the enclosed proposal for the position of Township Bond Counsel.

The undersigned hereby undertakes and promises to serve as Township Bond Counsel in the Township of Westampton and to do all work requested as appropriate and required herein as well as the contract documents concerning the same, including all written amendments and changes thereto, if any, which are incorporated herein by reference and made a part of this proposal.

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
BUSINESS NAME

\_\_\_\_\_  
Type or Print Full Name

\_\_\_\_\_  
Title Date

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
Fax-Telephone Number



**ATTACHMENT B**

**CONFLICT OF INTEREST CERTIFICATION**

THE UNDERSIGNED CERTIFIES TO THE TOWNSHIP OF WESTAMPTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY THAT IN PERFORMING SERVICES TO THE TOWNSHIP HE/SHE IS AWARE OF NO CIRCUMSTANCE THAT WOULD CONSTITUTE A CONFLICT OF INTEREST, FINANCIAL OR OTHERWISE, BETWEEN HIMSELF/HERSELF (OR HIS/HER FIRM) AND THE INTERESTS OF THE TOWNSHIP OF WESTAMPTON. THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS MADE A SEARCH OF HIS/HER FIRM'S CLIENT BASE AND HAS EXECUTED THIS CERTIFICATION SUBSEQUENT TO SUCH SEARCH.

THE UNDERSIGNED ACKNOWLEDGES THIS IS A CONTINUING CERTIFICATION, AND SHALL REMAIN IN EFFECT FOR THE TERM OF THE SERVICES CONTAINED IN THE SOLICITED REQUEST FOR PROPOSAL. I CERTIFY THAT THE FOREGOING STATEMENTS MADE BY ME ARE TRUE. I AM AWARE THAT IF ANY OF THE FOREGOING STATEMENTS MADE BY ME ARE FALSE, THE TOWNSHIP IS FREE TO TERMINATE ANY PROFESSIONAL SERVICE AGREEMENT ENTERED INTO WITH THE UNDERSIGNED AND/OR HIS OR HER FIRM.

Applicant Signature: \_\_\_\_\_

Typed Firm Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**ATTACHMENT C**

I HEREBY CERTIFY THE INFORMATION CONTAINED IN THIS PROPOSAL IS CORRECT AND ACCURATE TO MY PERSONAL KNOWLEDGE. I AM MAKING THIS CERTIFICATION IN GOOD FAITH.

CERTIFYING OFFICIAL:           NAME: \_\_\_\_\_

TITLE \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

**ATTACHMENT D**

**ATTACHMENT CERTIFYING UNDERSTANDING OF WESTAMPTON TOWNSHIP CODE AS IT RELATES TO GIFTS, HONORARIA, ETC.**

THE UNDERSIGNED HEREBY CERTIFIES THAT HE/SHE IS FAMILIAR WITH THE PROVISIONS OF THE WESTAMPTON TOWNSHIP CODE RELATING TO THE ADOPTION BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WESTAMPTON OF THE NEW JERSEY MUNICIPAL ETHICS RULES. THE UNDERSIGNED UNDERSTANDS THAT VIOLATION OF THESE RULES CAN RESULT IN A BREACH OF THE TERMS OF THE AGREEMENT TO ACT AS THE TOWNSHIP BOND COUNSEL FOR WESTAMPTON TOWNSHIP AND CAN RESULT IN A TERMINATION OF THE CONTRACT BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WESTAMPTON.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name