RESOLUTION

AWARDING NON-FAIR AND OPEN CONTRACT FOR AN EXTRAODINARY, UNSPECIFIABLE SERVICE FOR HEALTH INSURANCE BROKER OF RECORD SERVICES

No. 26-11-E

WHEREAS, the Washington Township Municipal Utilities Authority ("Authority") awarded a contract with Brown and Brown for a health insurance broker services for the year 2026 to facilitate health benefits on behalf of the Authority; and

WHEREAS, it is the Authority's best interest to renew this contract for the year 2027; and

WHEREAS, N.J.S.A. 40A:11-5(1)(a)(ii) and 40A:11-5(l) of the Local Public Contracts Law ("LPCL") exempts such Extraordinary Unspecifiable Services (EUS) from competitive bidding; and

WHEREAS, the Qualified Purchasing Agent (QPA) has filed a certificate with the Authority describing the nature of the work to be done; stating that is not reasonably possible to draft specifications; describing the informal solicitation of quotations; and describing in detail why the contract will meet applicable provisions of the statute. This resolution, the QPA's Certification and the contract of procurement will be available for public inspection; and

WHEREAS, this is an award of a non-fair and open contract in accordance with N.J.S.A. 19:44A-20.5 and as required thereby: (1) the QPA has determined and hereby provides written certification that the value of the contract exceeds $17,500, (2) will submit a Business Disclosure Certification before contract award which certifies that Brown & Brown has not made any reportable contributions to a political or candidate committee in the Township of Washington in the previous year, and (3) the Contract will prohibit Brown & Brown from making any reportable contributions through the term of the contract; and

WHEREAS, the Executive Director hereby certifies that adequate funds are available for this purpose; and,

NOW, THEREFORE, BE IT RESOLVED by the **Washington Township Municipal Utilities Authority**:

(1) Upon receipt of the Business Entity Disclosure Form, the Executive Director is hereby authorized and directed to procure Insurance Broker Servies through Brown & Brown effective January 1, 2027.

(2) A copy of this Resolution, the Qualified Purchasing Agent's Certification and the Contract engaging Brown & Brown shall be kept on file and available for public inspection at the office of the WTMUA, 46 East Mill Road, Long Valley, New Jersey.

(3) This contract are made without competitive bidding as a "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law, because it involves specifications that are undeterminable in nature due to the limited number of suppliers and the diversity of the software options and functionality that each supplier provides as well as customer support requirements which are dependant on the relationship with the current meter provider and the Washington Township Tax Office.

(4) A notice of this action shall be posted on the Authority's official website within ten (10) days of the passage of this resolution.

(5) This Resolution shall take effect immediately upon passage according to law.

CERTIFIED AS TO CONTRACT VALUE AND FUNDS AVAILABILITY

Executive Director

DATED: November 4, 2026

ATTEST:

WASHINGTON TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY

E. Jill Waller, Executive Secretary

Walter Cullen, Chairman

Motion to approve this resolution was made by Mr. Cullen and seconded by Mr. Sehnal. Motion was carried by the following Roll Call Vote:

VOTE	Cullen	Napolitano	Drake	Sehnal	Sparone	Caetano	McLain
AYE	✓			✓	✓		✓
NAY							
ABSTAIN							
ABSENT							
INELIGIBLE							