

RESOLUTION NO. 2024-003

**BOROUGH OF BAY HEAD
COUNTY OF OCEAN, STATE OF NEW JERSEY**

**APPOINTING ROBERT A. HULSART, C.P.A. AND R.M.A.
OF THE FIRM ROBERT A. HULSART AND COMPANY AS
BOROUGH AUDITOR FOR THE BOROUGH OF BAY HEAD**

WHEREAS, N.J.S.A. 40A:5-4 requires that every municipality shall have an annual audit of its books, accounts and financial transactions by a registered municipal accountant of New Jersey; and

WHEREAS, there exists a need for services as Borough Auditor for the Borough of Bay Head to be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, it has been determined and certified in writing that the anticipated value of the contract will exceed \$17,500; and

WHEREAS, the Mayor and Finance Committee have recommended that Robert A. Hulsart, C.P.A. and R.M.A. of the firm Robert A. Hulsart and Company be appointed as Borough Auditor; and

WHEREAS, the performance of these services requires knowledge of an advanced type in a field of learning pursuant to N.J.S.A. 40A:11-2 and the Borough has determined that Robert A. Hulsart, C.P.A. and R.M.A. of the firm Robert A. Hulsart and Company has the ability and expertise to perform the auditing services required by the Borough; and

WHEREAS, Robert A. Hulsart, C.P.A. and R.M.A. of the firm Robert A. Hulsart and Company, has completed and submitted a Business Entity Disclosure Certification which certifies that neither he nor his firm have made any reportable contributions to a political or candidate committee in the Borough of Bay Head in the previous one year, and that the contract will prohibit Robert A. Hulsart, C.P.A. and R.M.A. and the firm of Robert A. Hulsart and Company, from making any reportable contributions to a political or candidate committee in the Borough of Bay Head through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution and contract be made available for public inspection.

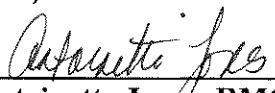
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bay Head, County of Ocean, State of New Jersey, as follows:

- 1. Robert A. Hulsart, C.P.A. and R.M.A. of the firm Robert A. Hulsart and Company, is hereby appointed as Borough Auditor for the Borough of Bay Head for a term of one (1) year, commencing January 1, 2024, and ending December 31, 2024.**

2. The Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the attached agreement with Robert A. Hulsart, C.P.A. of the firm Robert A. Hulsart and Company, P.A. in accordance with the provisions of this resolution.
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law because it is for services to be performed by a person or persons authorized by law to practice a recognized profession.
4. That the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
5. A notice of this action shall be printed once in the official newspaper of the Borough of Bay Head.
6. That a copy of the written determination of value by the Borough Clerk shall be placed on file with this resolution.
7. This resolution shall take effect immediately.
8. That a certified copy of this resolution shall be provided by the Borough Clerk to the Chief Financial Officer, Robert A. Hulsart, C.P.A. and R.M.A. and the firm of Robert A. Hulsart and Company.
9. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line-item appropriations or ordinances which constitute the availability of funds for this contract: 03-01-20-135-200.

CERTIFICATION

I, Antoinette Jones, RMC, CMR, Borough Clerk of the Borough of Bay Head, County of Ocean, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a meeting of said Council held on January 4, 2024.



Antoinette Jones, RMC, CMR
Borough Clerk, Borough of Bay Head

Vote: Motion: Shaning; Second: Barnes; Yes: Shaning, Gates, MacPherson, Jones, Cornell, Barnes