

**TOWNSHIP OF FRANKLIN
COUNTY OF GLOUCESTER
R-13-2012**

**RESOLUTION APPOINTING MARSH & MC LENNAN AGENCY AS HEALTH
INSURANCE BROKER FOR THE TOWNSHIP OF FRANKLIN, FOR THE YEAR 2012,
PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11-1 ET SEQ.)**

WHEREAS, it is necessary for the proper conduct of the order of business that the Township of Franklin, County of Gloucester, State of New Jersey designate and name an insurance broker for its insurance needs; and

WHEREAS, such service is in the nature of an exception to the bidding requirements as an extraordinary unspecifiable service; and

WHEREAS, funds are or will be available for this purpose; and

WHEREAS, the Franklin Township Administrator has executed a Certification pursuant to N.J.S.A. 40A:11-6.1, which said Certification is attached hereto; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1et seq.) requires a governing body of a contracting unit to publish a notice in a newspaper authorized by law to publish its legal advertisements, setting forth the nature, duration, service and amount of the contract where such contract is awarded for “Extraordinary, Unspecifiable Services” without competitive bidding.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, as follows:

1. That MARSH & MC LENNAN AGENCY is hereby appointed as health insurance brokers for the Township of Franklin for the year 2012.
2. The appropriate officers of the Township of Franklin are hereby authorized to enter into a contract with The MARSH & MC LENNAN AGENCY, for the services above specified, for a one (1) year term commencing January 1, 2012, and to be paid for services rendered in accordance with the normal brokerage commissions that are included in premium payments made by the Township.
3. This contract is awarded without competitive bidding as “Extraordinary, Unspecifiable Services” under the provisions of the Local Public Contracts Law, and more specifically noted in N.J.S.A. 40A:11-5 1(m).
4. A notice of the award of this contract shall forthwith be printed once in The Gloucester County Times, an official newspaper of the Township of Franklin, authorized by law to publish the legal advertisements of the township Committee of the Township of Franklin, setting forth the nature, duration, service and amount of the contract, and further stating that this resolution and the annexed contract are on file and available for public inspection in the Office of the Clerk of the Township of Franklin.

ADOPTED at a meeting of the Township Committee of the Township of Franklin on January 1, 2012.

ATTEST:

TOWNSHIP OF FRANKLIN

Carolyn K. Toy, Clerk

Joseph C. Petsch, Mayor

CERTIFICATION

I, Carolyn K. Toy, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting of the Franklin Township Committee held on January 1, 2012.

Carolyn K. Toy, Clerk

AGREEMENT BETWEEN THE TOWNSHIP OF FRANKLIN
AND THE MARSH & MC LENNAN AGENCY

This Agreement made this 1st day of January, 2012 by and between the Township of Franklin (hereinafter referred to as the "Township"), and The Marsh & McLennan Agency, an Insurance Broker duly licensed by the State of New Jersey, having its principal office at 18000 Horizon Way, Suite 400, Mount Laurel, NJ 08054 (hereinafter referred to as the "Broker").

WITNESSETH:

1. The Broker shall perform health insurance brokerage services for the Township of Franklin commencing January 1, 2012, and thereafter said insurance broker shall perform said services at the pleasure of the Township by making appropriate recommendations regarding increased health insurance coverage, recommendations pertaining to new insurance coverage, review of premium rate charges, explaining losses, premium charges, both increases and decreases, and performance of such other duties in accordance with the standards of conduct required by the profession of insurance brokers in the State of New Jersey.
2. During the term of this Agreement, the Broker shall devote its best efforts to advance the interest of the Township. They shall perform such services required to the best of their ability and responsibility as set forth by any standards of conduct established by the profession of insurance brokers.
3. The Broker shall be paid for services rendered in accordance with the normal brokerage commissions that are included in premium payments made by the Township.
4. The Township and Broker agree that such professional service, as defined herein, may be rendered by any qualified broker or representative who is a partner or owner of The Marsh & McLennan Agency.
5. The Broker shall submit semi-annually written reports explaining all losses, premium charges, whether increases or decreases, and the like, to the Township Committee.
6. The Broker shall recommend safety procedures to be implemented within all departments of the Township.
7. The term of this contract shall be for a period of one (1) year, commencing January 1, 2012.
8. The Township shall cooperate fully with the Broker for loss information, current employment information and all information that is necessary, proper and required for the functioning and accurate underwriting procedure to be performed by Broker.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals this 1st day of January, 2012.

MARSH & MC LENNAN AGENCY

TOWNSHIP OF FRANKLIN

ATTEST:

JOSEPH C. PETSCH, MAYOR

CAROLYN K. TOY, CLERK

CERTIFICATION

I, Carolyn K. Toy, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting held on January 1, 2012.

Carolyn K. Toy, Clerk