

**RESOLUTION NO. 02-2019**  
**AWARD OF A FAIR AND OPEN CONTRACT**  
**BOROUGH ATTORNEY, ROGER McLAUGHLIN**  
**McLAUGHLIN STAUFFER & SHAKLEE, PC**

Councilmember Leckstein introduced and offered the following Resolution for its adoption; seconded by Councilmember Rooney:

**WHEREAS**, pursuant to N.J.S.A. 40A:9-139 there exists a need to appoint a qualified individual as Borough Attorney in the Borough of Sea Bright; and

**WHEREAS**, a request for proposals for Borough Attorney was posted and advertised in the Asbury Park Press to be received on November 30, 2018; and,

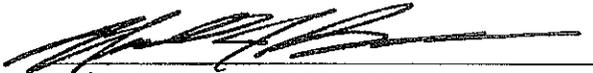
**WHEREAS**, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

**WHEREAS**, three proposals for Borough Attorney were received on November 30, 2018 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

**WHEREAS**, the proposal submitted by McLaughlin, Stauffer & Shaklee, PC of Wall Township, New Jersey is being considered for the term of one year (January 1, 2019 - December 31, 2019) at a rate not to exceed \$145.00 per hour; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2019 appropriation for this contract will be \$100,000.00, said amount subject to unforeseen decreases or increases in litigation and other legal matters. Funds will be provided for the first three months of 2019 in the 2019 Temporary Budget and funds for the balance of 2018 will be provided in the Budget for the year 2019, when finally adopted, in the appropriation entitled Legal #8-01-20-155-000.



**MICHAEL J. BASCOM, CFO**

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **ROGER McLAUGHLIN of the Law Firm of McLAUGHLIN STAUFFER & SHAKLEE, PC** to serve as the Borough Attorney for (1) one-year term commencing January 1, 2019 through December 31, 2019 pursuant to the rate provided in their proposal; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional services, a copy of which shall be maintained by the Borough Clerk; and

**BE IT FURTHER RESOLVED**, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

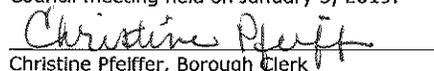
1. Roger McLaughlin, McLaughlin Stauffer & Shaklee PC
2. Finance Manager

Roll Call:      Birdsall,   Keeler,   Kelly,   Leckstein,   Rooney,   Schwartz  
                    Yes        Yes        Yes        Yes        Yes        Yes

January 5, 2019

**CERTIFICATION**

I, Christine Pfeiffer, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on January 5, 2019.



Christine Pfeiffer, Borough Clerk