

**RESOLUTION NO. 03-2019**  
**AWARD OF A FAIR AND OPEN CONTRACT**  
**SPECIAL/CONFLICT COUNSEL**

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

**WHEREAS**, pursuant to §31-13 of the Borough Code there exists a need to appoint a qualified Special/Conflicts Counsel in the Borough of Sea Bright; and

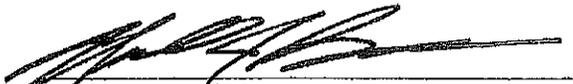
**WHEREAS**, a request for proposals for the above mentioned professional service was posted and advertised in the Asbury Park Press to be received on November 30, 2018; and,

**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**, five proposals for Special/Conflicts Counsel 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

**CERTIFICATION OF FUNDS:**

I, Michael J. Bascom, CFO, hereby certify that funds will be provided for this purpose by Resolution at the time legal services are awarded 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 authorizes the Mayor and Borough Clerk to execute a contract with the following for Special/Conflicts Counsel for litigation relating to educational matters:

**Porzio, Bromberg & Newman, P.C., Vito A. Gagliardi, Jr. & Kerri A. Wright**

**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. All Attorneys
2. Finance Manager

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

January 5, 2019

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk 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