

**RESOLUTION NO. 03-2020**  
**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 December 4, 2019; 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**, four proposals for Special/Conflicts Counsel were received on December 4, 2019 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 #20-01-20-155-000.

  
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**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,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

January 4, 2020

**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 4, 2020.

  
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Christine Pfeiffer, Borough Clerk