

RESOLUTION NO. 10-2020
AWARD OF A FAIR AND OPEN CONTRACT
BOND COUNSEL - JOHN DRAIKIWICZ, ESQ
GIBBONS, P.C.

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

WHEREAS, pursuant to §31-12 of the Borough Code, there exists a need to appoint a qualified individual as Bond Counsel in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Bond Counsel 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, five proposals for Bond 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

WHEREAS, the proposal from Gibbons, P.C. of Newark, New Jersey is being considered for the term of one year commencing January 1, 2020 through December 31, 2020; 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 2020 appropriation for this contract will be \$10,000.00, said amount subject to unforeseen decreases or increases in bond issues. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Legal #20-01-20-155-000.



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 **JOHN DRAIKIWICZ, Esq. of the Law Firm of GIBBONS, P.C.** to serve as Bond Counsel for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rates 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 service, 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. John Draikiwicz, Gibbons, P.C.
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.



Christine Pfeiffer, Borough Clerk