

RESOLUTION NO. 18-41

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH
RESOLUTION AWARDED PROFESSIONAL SERVICE
CONTRACTS FOR SPECIAL LABOR COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle labor matters as may be needed; 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) with two bids having been received and considered for the position of Special Labor Counsel by the Township Committee based upon recommendations provided by the Township Administrator; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of O'Toole, Fernandez, Weiner & VanLieu has qualified and agreed to provide legal services in relation to Special Labor Counsel matters at a rate of \$145 per hour, exclusive of fees for witnesses, experts, filing fees, legal research, or other reasonable approved expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firm of O'Toole, Fernandez, Weiner & VanLieu are hereby awarded professional services contracts for the provision of legal services as Special Labor Counsel to the Township as needed during 2018 for an estimated amount not to exceed \$65,000.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Murray				
A. Perry				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 7, 2018.

WITNESS, my hand and the seal of the Township of Middletown this 7th day of January, 2018.

HEIDI R. BRUNT, TOWNSHIP CLERK