



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

Resolution 20-005

**A Resolution Authorizing Award of a Fair and Open Contract for
Professional Services as Borough Labor Counsel**

WHEREAS, The Borough of Highlands, a municipal corporation with its Borough Hall at 40 Shore Drive, Highlands, New Jersey, 07732, has a need to contract for Municipal Bond Counsel; and,

WHEREAS, the position of Municipal Labor Counsel is a position/appointment for specialized legal work and services in connection with matters of labor law, contracts and negotiations, personnel and other matters as directed by the Borough Governing Body, and,

WHEREAS, The Borough of Highlands, through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 solicited proposals from qualified attorneys for the appointment and position of Municipal Labor Counsel for the calendar year 2020; and,

WHEREAS, proposals were received up until 10:45 AM on November 26, 2019, and later evaluated by the Governing Body, for the individual who was most advantageous, with due consideration to the qualifications, experience, compensation and other factors and criteria; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, certification of availability of funds has been provided by the Chief Financial Officer contingent upon the adoption of the 2020 budget.

NOW THEREFORE BE IT RESOLVED, by the Borough of Highlands Council as follows:

NOW THEREFORE BE IT RESOLVED, by the Borough of Highlands Council as follows:

1. That the firm of, Apruzzese, McDermott, Mastro & Murphy, is hereby retained to provide professional services – Labor Counsel for an amount of \$180.00 per hour, not to exceed \$20,000 plus reimbursable expenses for professional labor counsel services for the Borough of Highlands for a 12-month period to expire December 31, 2020.
2. That the services to be rendered shall be in compliance with the Laws of New Jersey.
3. The Mayor and Borough Clerk are hereby authorized to sign a contract for Professional Legal Services in accordance with this Resolution.

4. This contract is awarded without competitive bidding as "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.

5. A copy of this Resolution as well as the contract shall be placed on file with the Clerk of the Borough of Highlands.

6. The Borough Clerk is hereby directed to publish a public notice of this award as required by law.

| | INTRODUCED | SECOND | AYE | NAY | ABSTAIN | ABSENT |
|----------|------------|--------|-----|-----|---------|--------|
| BRASWELL | | | X | | | |
| MAZZOLA | | X | X | | | |
| RYAN | X | | X | | | |
| VALKOS | | | X | | | |
| BROULLON | | | X | | | |

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.
 DATE OF VOTE: 01/01/2020


 Matthew Conlon, RMC, Municipal Clerk

