

RESOLUTION No. 2016-25

**A RESOLUTION AUTHORIZING THE RETENTION OF SPECIAL COUNSEL ON
BEHALF OF THE BOROUGH OF BELMAR FOR ANIMAL HOUSE HEARING
OFFICER**

WHEREAS, the Mayor and Borough Council have determined that the Borough's retention of Special Counsel is desirable to represent the interests of the Borough in situations where the Borough Attorney may have a conflict of interest or where the Borough of Belmar or the Borough Attorney determines that the retention of counsel with specialized knowledge or experience will be advantageous to the Borough of Belmar; and,

WHEREAS, the award of a contract for legal services pursuant to N.J.S.A. 40A:11-5(1)(a)(i) may be awarded without advertisement for bids or bidding in that the required services must be performed by an attorney at law in the State of New Jersey, a person authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which requires knowledge of an advance and specialized type; and,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Belmar that Alfred J. D'Auria, Esq. 100 Norwood Avenue, Avon, N.J.07717 be and is hereby authorized to represent the interests of the Borough of Belmar as Animal House Hearing Officer at the rate of \$125.00 per hearing to include a written report of said hearing,(for purposes of calculating the maximum herein only) not to exceed a maximum of \$2,500.00 without prior approval of the Mayor and Borough Council;

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk be and are authorized to execute a contract for legal services as noted above and the Borough Clerk shall publish a notice of the nature, duration, service and amount of this contract, together with a statement that the Resolution and contract are on file and available for inspection in the Borough Clerk's Office; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection. Notice of the adoption of this resolution shall be published once in The Coast Star, our official newspaper.

offered the above resolution and moved its adoption.

Seconded by and adopted by the following vote on roll call:

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Ms. Keown-Blackburn				
Mr. Magovern				
Mr. Brennan				
Mrs. Nicolay				
Mayor Doherty				

Adopted: