

BOROUGH OF RIVERDALE

RESOLUTION NO. 17-2009

**RESOLUTION AUTHORIZING THE AWARD OF A
CONTRACT FOR PROFESSIONAL SERVICES (LEGAL
SERVICES – PLANNING BOARD)**

WHEREAS, the Borough of Riverdale has a need to obtain legal services and has determined to award this contract as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough of Riverdale has determined and certified in writing that the value of the service will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, John Barbarula, Esquire, has submitted a proposal indicating that they will provide the legal services for a retainer fee of \$12,000 per year to be paid monthly by voucher, and the annual fee of \$125.00 per hour for litigation and resolutions and \$150.00 per hour to applicants escrow account; and

WHEREAS, John Barbarula, Esquire has completed and submitted a Business Entity Disclosure Certification which certifies that John Barbarula, Esquire, has not made any reportable contributions to a political or candidate committee in the Borough of Riverdale for the previous one year, and that the contract will prohibit John Barbarula, Esquire, from making any reportable contributions through the term of the contract; 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; and

WHEREAS, the Chief Financial Officer has certified that the funds are available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Riverdale, in the County of Morris and State of New Jersey, that the Borough of Riverdale authorizes the entry of a contract with John Barbarula, Esquire. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FINALLY RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Riverdale.

Adopted:

Carol Talerico, Borough Clerk

William Budesheim, Mayor

Dated: January 19, 2009