

**RESOLUTION**

**WHEREAS**, Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” provides for the appointment of Bond Counsel and further defines their powers and duties which are incorporated herein by reference as though set forth in length; and

**WHEREAS**, the Township Council desires to enter into a contract for said services within the dollar limits as provided in the Municipal Budget and/or in those bond ordinances containing appropriations for legal services; and

**WHEREAS**, McLaughlin, Gelson, D’Apolito, Stauffer & Shaklee, LLC has submitted a proposal to perform said services for the year commencing July 1, 2010 through June 30, 2011; and

**WHEREAS**, the Township Council has elected to make this appointment pursuant to the “non-fair and open” process in accordance with the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Pay-to-Play Law; and

**WHEREAS**, as required by law, McLaughlin, Gelson, D’Apolito, Stauffer & Shaklee, LLC has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that McLaughlin, Gelson, D’Apolito, Stauffer & Skaklee, LLC has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit McLaughlin, Gelson, D’Apolito, Stauffer & Shaklee, LLC from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract; and

**WHEREAS**, the Director of Finance has certified that there are adequate funds available for the purpose of this award, specifically under the aforementioned appropriations of Legal Services & Costs – O/E and Various General Capital Ordinances and shall not exceed \$7,500.00; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the Resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, must be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to appoint McLaughlin, Gelson, D’Apolito, Stauffer & Shaklee LLC as Bond Counsel for the Township of Ocean for the one year term commencing July 1, 2010 through June 30, 2011; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be published according to law; and

**BE IT FURTHER RESOLVED**, that the Business Entity Disclosure Certification shall be filed with this Resolution and Contract; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the following:

1. McLaughlin, Gelson, D’Apolito, Stauffer & Shaklee, LLC
2. Director of Finance
3. Township Auditor

| Record of Vote    | Deputy Mayor<br>Hiers | Councilman<br>Garofalo | Council-woman<br>Schepiga | Councilman<br>Siciliano | Mayor<br>Larkin |
|-------------------|-----------------------|------------------------|---------------------------|-------------------------|-----------------|
| Motion To Approve |                       |                        |                           |                         |                 |
| Motion to Second  |                       |                        |                           |                         |                 |
| Approved          |                       |                        |                           |                         |                 |
| Opposed           |                       |                        |                           |                         |                 |
| Not Voting/Recuse |                       |                        |                           |                         |                 |
| Absent/Excused    |                       |                        |                           |                         |                 |

**CERTIFICATION**

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **July 7, 2010**.*

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Vincent Buttiglieri, RMC/CMC  
Township Clerk

**Certification of Funds**

I, Stephen O. Gallagher, CPA, Director of Finance of the Township of Ocean, County of Monmouth, State of New Jersey, hereby certify that there are funds available for the purpose of award of a contract as identified herein.

Only amounts for the \_\_\_\_\_ Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

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Signature

Date