

RESOLUTION

Councilmember offered the following resolution and moved its adoption;
seconded by Councilmember

WHEREAS, there exists a need for the services of an attorney to assist the Township of Ocean and its legal counsel in helping the Township address its responsibilities with respect to its affordable housing obligations; and

WHEREAS, Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, has been recommended as an expert in this field; and

WHEREAS, Jeffrey R. Surenian, Esq. has submitted a proposal to perform said legal services for the Township of Ocean at a fee of \$175.00 per hour, not to exceed \$15,000.00; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to 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 Local Unit Pay-to-Play Law; and

WHEREAS, Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, will complete and submit a Business Entity Disclosure Certification which certifies that Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, have not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, from making any reportable contributions through the term of the contract which shall be made a part of the fully executed 2009 contract; and

WHEREAS, the Director of Finance has certified that funds are available in the Reserve for Affordable Housing, Account # T-03-56-866-866; 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;

NOW, THEREFORE, BE IT RESOLVED by the Township Council in the Township of Ocean, County of Monmouth that authorization is hereby given to enter into a contract with Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC to assist the Township of Ocean and its legal counsel in helping the Township address its responsibilities with respect to its affordable housing obligations; and

FURTHER BE IT RESOLVED that the mayor and Municipal Clerk are hereby authorized to execute any and all documents associated with this contract; and

FURTHER BE IT RESOLVED that this contract is awarded without competitive bidding as a “Professional Service” in accordance with 40A:11-5(1) (a) of the Local Public Contracts Law because services are to be performed by a person authorized by law to practice a recognized profession; and

FURTHER BE IT RESOLVED that the award of this contract shall be published according to law.

ROLL CALL: Garofalo, Hiers, Schepiga, Siciliano, Larkin

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 **October 19, 2009**.*

Vincent Buttiglieri, RMC/CMC
Township Clerk