

RESOLUTION OF THE TOWNSHIP OF JACKSON
JACKSON, NEW JERSEY

RESOLUTION NUMBER: 127R-19

DATE OF ADOPTION: _____

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN,
APPOINTING MARCI HAMILTON, ESQ. AS SPECIAL COUNSEL.

Council Member: _____ presents the following resolution.

Seconded by _____

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WHEREAS, there exists a need for the retention of Special Counsel with expertise related to the First Amendment and the Religious Land Use and Institutionalized Persons Act for the Township of Jackson; and

WHEREAS, the requirements of a fair and open process have been satisfied under N.J.S.A. 19:44A-20.2 et seq; and

WHEREAS, Marci Hamilton, Esq. is duly qualified to serve as Special Counsel and has the requisite expertise in this area of law; and

WHEREAS, a determination of value has been made by the Township that said contract shall be a value in excess of \$17,500; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is attached hereto; and

WHEREAS, the amount of the contract to be awarded under this resolution is determined to be a minimum of \$16,000.00, which sum is the amount required in the initial retainer agreement, and the Township shall be billed at a rate of \$800.00 per hour, this contract shall be open-ended with no maximum amount readily determinable at this time, additional funds shall be certified prior to each replenishment of the retainer agreement; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et sq. authorizes the award of contracts for "Professional Services" and requires that the resolution and contract be made available for public inspection.

DATED:

JANICE KISTY, R.M.C.
TOWNSHIP CLERK

RECORD OF VOTE				COUNCIL VICE PRES.	COUNCIL PRESIDENT
TOWNSHIP COUNCIL	Kenneth Bressi	Andrew Kern	Alex Sauickie	Barry Calogero	Robert Nixon
YES					
NO					
ABSTAIN					
ABSENT					

I, Janice Kisty, Municipal Clerk of the Township of Jackson in the County of Ocean, hereby certify that the above is a true copy of a Resolution adopted by the Township Council on the _____ day of _____ 2019.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jackson, County of Ocean, and State of New Jersey, as follows:

1. That Marci Hamilton, Esq. is hereby appointed as Special Counsel to the Township of Jackson for any and all issues related to the First Amendment and the Religious Land Use and Institutionalized Persons Act.

2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to, a Retainer Agreement with Marci Hamilton, Esq. attached hereto as Schedule A and a Professional Services Agreement subject to the review and approval of the Township Attorney.

3. That this contract is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law because it is for services to be performed by a person authorized by law to practice a recognized profession.

4. That a certified copy of this resolution shall be forwarded to the Chief Financial Officer and Marci Hamilton, Esq.

CERTIFICATE OF AVAILABILITY OF FUNDS

I, Sharon Pinkava, Chief Financial Officer for the Township of Jackson, do hereby certify that adequate funding for this will be available pending the adoption of the 2019 Municipal Operating Budget.

Sharon Pinkava, Chief Financial Officer
Jackson Township