

**BOROUGH OF LONGPORT
RESOLUTION NO. 2016-156**

**APPOINTMENT OF PACIFICO S. AGNELLINI, ESQ. AS BOROUGH SOLICITOR FOR 2016 AND
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT**

WHEREAS, The Borough of Longport has the need for a Borough Solicitor for the Calendar Year 2017; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts Professional Services from public advertising for bids when awarded as a non-fair and open contract by resolution of the Governing Body; and

WHEREAS, Brownstein Hyatt Farber Schreck PA has completed and submitted a Business Entity Disclosure Certification which certifies that the Firm and its members and employees, including Pacifico S. Agnellini, Esq. have not made any reportable contributions to a political or candidate committee in the Borough of Longport in the previous one year, and that this contract will prohibit the Firm from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Longport, in the County of Atlantic and the State of New Jersey, as follows:

1. The Mayor of the Borough of Longport is hereby authorized and directed to execute and deliver a Professional Service contract for a one-year term commencing January 1, 2017 to December 31, 2017, and renewable as provided in said Contract, as follows:

Description of Professional Service:	Borough Solicitor
Name of Professional:	Brownstein Hyatt Farber Schreck,PA Pacifico S Agnellini, Esquire

2. Funds are available as stated in the Certificate of Availability of Funds issued by the Borough's Chief Financial Officer, attached hereto; and.

3. A brief notice stating the nature, duration, service, and amount shall be given Public Notice according to law. The contract is on file and available for public inspection in the Borough of Longport Clerk's Office. The notice shall be substantially as follows:

NOTICE OF NON-FAIR AND OPEN CONTRACT AWARD

The Borough of Longport has awarded a contract without competitive bidding as a professional service, pursuant to N.J.S.A. 40A:11-5(l)(a)(ii). The Contract and Resolution authorizing same are on file and available for public inspection in the Office of the Borough Clerk, 2305 Atlantic Avenue, Longport, NJ 08403.

Awarded to:	Pacifico S. Agenillini, Esquire /Brownstein Hyatt Farber Schreck,PA
Services:	Borough Solicitor
Terms:	One year commencing January 1, 2017, subject to renewal
Cost:	\$27,000.00 yearly retainer and \$175.00 per hour; not to exceed \$25,000 for additional work as may directed by the Governing Body

4. All resolutions inconsistent herewith are hereby repealed, and this Resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO	XX					XX
LEEDS	XX				XX	
LAWLER	XX					
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF ADOPTION:
12.21.2016

/s/ EMILIA R. STRAWDER, RMC