

TOWNSHIP OF MONTCLAIR**RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH McMANIMON, SCOTLAND, & BAUMANN AS BOND COUNSEL FOR THE TOWNSHIP OF MONTCLAIR FOR THE YEAR 2020**

January 21, 2020

WHEREAS, there exists a continued need for specialized legal services in connection with the authorization and issuance of bonds or notes of the Township of Montclair in the County of Essex, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided only by a recognized Bond Counsel firm, and the law firm of McManimon, Scotland and Baumann is so recognized by the financial community; and

WHEREAS, McManimon, Scotland and Baumann has for many years provided the Township of Montclair with highly qualified and professional services as bond counsel; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 authorizes the Township to enter into contracts for professional services without competitive bidding; and

WHEREAS, this contract is being awarded in accordance with the requirements of N.J.S.A. 19:44A-20.5 et seq. applicable to non-fair and open contracts; and

WHEREAS, the amount authorized by this Resolution shall not exceed \$50,000 subject to sufficient appropriations in the adopted 2020 budget; and

WHEREAS, funds for this purpose will be provided for in the 2020 budget identified by capital account numbers 04-216-20-XXX-XXX and 04-215-20-XXX-XXX in the accounting records of the Township; and

WHEREAS, McManimon, Scotland and Baumann has completed and submitted a Business Entity Disclosure Certification certifying that he has not made any reportable

contributions to any political or candidate committee in the Township of Montclair in the previous one year period, and the subject contract will prohibit said individual from making any reportable contributions during the term of this contract; now therefore

BE IT FURTHER RESOLVED, that the amount of this contract is not to exceed \$50,000, subject to the appropriations of sufficient funds in the 2020 budget; otherwise, the contract cannot exceed the amount available for the temporary budget period; and

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that the Township Manager and the Township Clerk be and they are hereby authorized to execute and attest an agreement with the law firm of McManimon, Scotland and Baumann based on the terms and conditions set forth in the attached agreement, to provide specialized legal services in connection with the authorization and issuance of bonds or notes by the Township, for the period from January 1, 2020 through December 31, 2020; and

BE IT FURTHER RESOLVED that notice shall be published in the official newspapers stating the nature, duration, service and amount of the agreement and that copies of the Resolution and agreement are on file and available for inspection in the Office of the Township Clerk.