RESOLUTION
BOROUGH OF CLAYTON
APPOINTING TIMOTHY SCAFFIDI, ESQUIRE AS SOLICITOR FOR THE BOROUGH OF CLAYTON FOR THE YEAR 2013, PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11-1, ET SEQ.)

R-2-13

WHEREAS, there exists a need for a Solicitor in the Borough of Clayton for the purpose of providing the Mayor and Council of said Borough with legal counsel and advice; and

WHEREAS, funds are or will be available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires the governing body of a contracting unit to publish a notice in a newspaper authorized by law to public its legal advertisements, setting forth the nature, duration, service and amount of the contract where such contract is awarded for "professional services" without competitive bidding;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Clayton as follows:

1. That Timothy Scaffidi, Esquire, is hereby appointed as Solicitor for the Borough of Clayton, to provide counsel, advice and legal services to the officials of said Borough for the year 2013.

2. That the appropriate officers of the Borough of Clayton are hereby authorized to enter into a contract with the firm of Timothy Scaffidi, Esquire, for the legal services above specified, for a term of one year. The fees to the solicitor shall be at a rate which is just and proper in accordance with fees established by said profession.

3. This contact is awarded without competitive bidding as a "professional service" under the provision of the Local Public Contracts Law because the specialized training, education, experience and specialized knowledge needed for this position cannot be properly described in specifications which would have to be prepared for competitive bidding, and because

the law permits agreements for professional services without public advertising and bidding therefore.

4. A notice of the award of this contract shall forthwith be printed once in The Sentinel or Gloucester County Times, the official newspaper of the Borough of Clayton, authorized by law to publish the legal advertisements of the Borough of Clayton, setting forth the nature, duration, service and amount of the contract, and further stating that this resolution and the annexed contract are on file and available for public inspection in the Office of the Clerk of the Borough of Clayton.

ADOPTED, at the reorganization meeting of the Mayor and Council of the Borough of Clayton on January 7, 2013.

BOROUGH OF CLAYTON

Thomas Bianco, Mayor

ATTEST:

Christine Newcomb
Municipal Clerk

CERTIFICATION

I, Christine Newcomb, Municipal Clerk of the Borough of Clayton, do hereby certify that the foregoing Resolution was presented and duly adopted by the Borough Council at the reorganization meeting of the Borough of Clayton, held on January 7, 2013.

Christine Newcomb
Municipal Clerk