

Mayor and Common Council

38 Park Avenue
Flemington, NJ 08822

Meeting: 01/04/21 05:00 PM
Department: Clerk of the Borough
Category: Appointments
Prepared By: Sallie Graziano
Initiator: Sallie Graziano
Sponsors:

SCHEDULED

RESOLUTION 2021-28

DOC ID: 3386

Appointment of Scholl & Whittlesey, LLC as Borough Labor Attorney for 2021

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of labor attorney is a professional service as defined in said statute; and

WHEREAS, the Borough of Flemington has a need to acquire labor attorney services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

WHEREAS, the Clerk of the Borough of Flemington has determined and certified in writing that the value of the contract may exceed \$17,500.00; and

WHEREAS, the term of this contract is effective Jan. 1, 2021, continuing through December 31, 2021; and

WHEREAS, Frank Whittlesey of Scholl & Whittlesey, LLC, has submitted a proposal indicating he will provide labor attorney services at a rate of \$150 per hour; and

WHEREAS, Frank Whittlesey of Scholl & Whittlesey, LLC, has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Flemington in the previous one (1) year, and that the contract will prohibit Scholl & Whittlesey, LLC, from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Flemington in the County of Hunterdon, State of New Jersey, hereby retain Frank Whittlesey of Scholl & Whittlesey, LLC, as Labor Attorney for the Borough of Flemington for the year 2021, to perform the professional services ordinarily provided by an attorney of the State of New Jersey and receive such compensation as may be reasonable for such services, not to exceed \$25,000; and

IT IS FURTHER RESOLVED that the Mayor of the Borough of Flemington is hereby authorized to enter into said agreement with Scholl & Whittlesey, LLC; and

IT IS FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

IT IS FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in the 2021 budget and various capital ordinances.

Adopted: January 4, 2021

Attest:

Betsy Driver, Mayor

Sallie Graziano, Borough Clerk

CERTIFICATION

I, Sallie Graziano, Borough Clerk of the Borough of Flemington, County of Hunterdon, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 4, 2021.

Sallie Graziano, Borough Clerk