

Mr. Roberts offered the following Resolution and moved on its adoption:

**RESOLUTION AWARDING CONTRACT
FOR PROFESSIONAL LEGAL SERVICES
TO JACK SERPICO, ESQ.**

WHEREAS, there exists the need for Professional Legal Services to be provided to the Planning Board for the period of January 1, 2010 through June 30, 2010; and

WHEREAS, such Professional Engineering Services can only be provided by licensed professionals and Jack Serpico, Esq. of the firm of Jack Serpico, Esq. is so recognized; and

WHEREAS, Jack Serpico, Esq. of the law office Jack Serpico, Esq., was appointed as Planning Board Attorney for the calendar year 2010 on January 14, 2010; and

WHEREAS, Jack Serpico, Esq. of Jack Serpico, Esq. has submitted the attached 2010 contract for approval; and

WHEREAS, the Planning Board has reviewed and hereby approves of the attached contract.

WHEREAS, the determination of value has been placed on file with this resolution with the Board Secretary; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq., requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised; and

WHEREAS, certification of the availability of funds is hereby made as follows:

Account #1141 -3755 \$ \$4,000.00
For Legal Services for the Period of January 1, 2010 through June 30, 2010.

Stephen Pfeffer, CFO

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of Highlands of the following:

1. Jack Serpico, Esq., of the law office of Jack Serpico, Esq., is hereby awarded a contract for professional legal services to be provided to the Planning Board for the period of January 1, 2010 through June 30, 2010 for an amount not to exceed \$4,000.00

and that the attached contract for 2010 is hereby approved and the Board Chairman and Secretary are hereby authorized to sign contact.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because it is for services performed by person authorized by law to practice a recognized profession.

3. A copy of this Resolution as well as the contract shall be placed on file with the Board Secretary of the Borough of Highlands.

4. The Board Secretary is hereby directed to publish notice of this award as required by law.

Seconded by Mr. Parla and adopted on the following roll call vote:

ROLL CALL:

**AYES: Mr. Mullen, Mr. O'Neil, Mr. Parla, Mr. Roberts, Ms. Peterson,
Mr. Stockton**

NAYES: None

ABSTAIN: None

DATE: March 11, 2010

CAROLYN CUMMINS, Board Secretary

I hereby certify this to be a true copy of the Resolution adopted by the Planning Board of the Borough of Highlands on March 11, 2010.

BOARD SECRETARY