

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

**RESOLUTION  
BOROUGH OF HIGHLANDS PLANNING BOARD  
AUTHORIZING PROFESSIONAL LEGAL SERVICES FOR THE PERIOD OF  
JULY 1, 2012 THROUGH DECEMBER 31, 2012**

**WHEREAS**, the Borough of Highlands Planning Board has a need for Professional Legal Services; and

**WHEREAS**, such Professional Legal Services can only be provided by a Licensed Professional; and

**WHEREAS**, the Borough of Highlands Planning Board memorialized a Resolution in January of 2012 appointing Jack Serpico, Esq., from the firm of Jack Serpico, Esq., as Planning Board Attorney for a one (1) year term expiring December 31, 2012.

**WHEREAS**, this contract is to be awarded for an amount not to exceed \$4,000.00 for legal services provided to the Borough of Highlands Planning Board for the period of July 1, 2012 through December 31, 2012; and

**WHEREAS**, certification of availability of funds is hereby provided by the Chief Financial Officer contingent upon the Governing Body of the Borough of Highlands adopting a transitional six month budget for July 2012 through December 2012.

Planning Board Budget  
Account #1141-3755 - \$4,000.00  
July 1, 2012 – December 31, 2012

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Stephen Pfeffer, CFO

**WHEREAS**, the Local Public Contracts Law, NJSA 40A:11-1 et. Seq. requires that notice with respect to contract for Professional Services awarded without competitive bids must be publicly advertised.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Highlands Planning Board as follows:

1. That Jack Serpico, Esq., from the firm of Jack Serpico, Esq., is hereby retained to provide Professional Legal Services as described above for an amount not to exceed \$4,000.00 for the period of July 1, 2012 through December 31, 2012.

2. This contract is awarded without competitive bidding as a “Professional Services” in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a)(i) because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this Resolution shall be placed on file with the Planning Board Secretary.
4. The Borough of Highlands Planning Board Secretary is hereby directed to publish notice of this award as required by law.

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

**ROLL CALL:**

**AYES:** Mr. Schoellner, Ms. Peterson, Mr. Hill, Mr. Gallagher, Mr. Colby,  
Mr. Stockton

**NAYES:** None

**ABSTAIN:** None

**DATE:** July 12, 2012

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**CAROLYN CUMMINS, BOARD SECRETARY**

I hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on July 12, 2012.

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**BOARD SECRETARY**