

RESOLUTION 2023-015

RESOLUTION AUTHORIZING THE AWARD OF PROFESSIONAL SERVICES CONTRACT EXCEEDING \$17,500 IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW TO PETER J. KING, LLC.

WHEREAS, the Township of Chatham has a need to acquire professional legal services without competitive bidding pursuant to the provisions of *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Peter J. King, LLC, of King Moench & Collins, LLP, has completed and submitted a Business Entity Disclosure Certification which certifies that Peter J. King, LLC has not made any reportable contributions to a political or candidate committee in the Township of Chatham in the previous one year, and that the contract will prohibit Peter J. King, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has determined that funds are available for this purpose; and

WHEREAS, the Township wishes to retain Peter J. King, LLC, of King Moench & Hirniak, LLP, as Township Attorney; and

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:11-1, et seq.*) requires that the resolution authorizing the award of contracts for "professional services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Committee of the Township of Chatham, County of Morris, State of New Jersey, as follows:

1. The Township Committee hereby authorizes execution by the Mayor and Township Clerk of a professional services agreement with **Peter J. King, LLP**, of King Moench & Collins, LLC, 51 Gibraltar Drive, Suite 2F, Morris Plains, NJ 07950-1254, as Township Attorney for the year 2023.
2. This contract is awarded without competitive bidding as a "professional service" in accordance with *N.J.S.A. 40A:11-5(1)(a)* of the Local Public Contracts Law because said services are exempt from the provisions of the bidding statutes in that they are services rendered or performed by a persona authorized by law to practice a recognized professional and are services which require knowledge of an advanced type in a field of learning acquired by a prolonged course of specialized instruction as distinguished from general academic instruction or apprenticeship and training.
3. The Business Disclosure Entity Certification and the Determination of Value Certification shall be placed on file with this Resolution.
4. A copy of this Resolution, as well as the Contract, shall be placed on file with the Clerk of the Township of Chatham.

Adopted: January 3, 2023

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

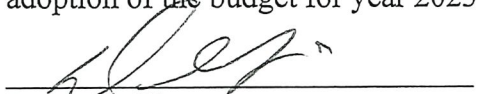
Attest:

  
Gregory J. LaConte, Clerk

By   
Ashley Felice, Mayor

CERTIFICATION OF THE AVAILABILITY OF FUNDS

I herewith certify that as of January 3, 2023 sufficient funds are or will be available upon adoption of the budget for year 2023 to carry out the purpose of this resolution.

  
Debra A. King  
Chief Financial Officer