RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2020-025

Council Meeting Date: 01-06-2020 Date Adopted: 01-06-2020

TITLE RESOLUTION APPOINTING MARTIN ALLEN, OF DIFRANCESCO, BATEMAN, KUNZMAN, DAVIS & LEHRER, AS BOROUGH TAX ATTORNEY FOR THE BOROUGH OF NEW PROVIDENCE COUNTY OF UNION AND STATE OF NEW JERSEY FOR THE YEAR 2020

Councilperson Muñoz submitted the following resolution, which was duly seconded by Councilperson DeSarno.

WHEREAS, the Borough of New Providence has deemed it is in the best interest of the Borough to appoint a Municipal Tax Attorney; and

WHEREAS, the Borough solicited proposals for professional legal services specializing in property taxes through a “non-fair and open” process in accordance with the provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Martin Allen has submitted a proposal, indicating they will provide professional tax attorney services for an amount not to exceed $125,000.00; and

WHEREAS Martin Allen has completed and submitted a Business Entity Disclosure Certificate which certifies that Martin Allen has not made any reportable contributions to a political or candidate committee in the Borough of New Providence in the previous one year, and that the contract will prohibit Martin Allen from making any reportable contributions through the term of the contract, and

WHEREAS, funds are available and have been certified by the Chief Financial Officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5) requires that the resolution authorizing and awarding 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 Mayor and Council of the Borough of New Providence that they hereby agree as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Martin Allen, for professional Legal Tax Services.
2. Such contract is awarded without competitive bids as a "professional service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law, because the services to be rendered are professional in nature and are unspecifiable as to requirements for performance. Such services must be rendered by a person particularly trained and licensed in this area, which requires extensive specific education and long experience in both the Federal and State procedural requirements.
3. A notice of this action shall be published once in the Courier News.

APPROVED, this 6th day of January, 2020.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
CUMISKEY	X			
DESARNO	X			
GEOFFROY	X			
MATSIKOUDIS	X			
MUÑOZ	X			
ROBINSON	X			
MORGAN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 6th day of January, 2020.

Wendi B. Barry, Borough Clerk