

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH McELROY, DEUTSCH, MULVANEY & CARPENTER AS SPECIAL TAX COUNSEL FOR THE TOWNSHIP OF MONTCLAIR FOR YEAR 2017

December 20, 2016

WHEREAS, McElroy, Deutsch, Mulvaney & Carpenter has submitted proposals to represent the Township in connection with real estate tax appeals filed with the Essex County Board of Taxation and the New Jersey Tax Court, and in other tax matters; and

WHEREAS, there exists a continued need for the Township to engage experienced legal counsel with special expertise and experience in real estate taxation and the representation of municipalities in real estate tax appeals; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5, authorizes the Township to enter into contracts for professional services without competitive bidding; and

WHEREAS, this contract is being awarded in accordance with the requirements of N.J.S.A. 19:44A-20.5 et seq. applicable to non-fair and open contracts; and

WHEREAS, funds for this purpose have been provided for in the 2017 budget identified by account number 7-01-20-155-155-232 in the accounting records of the Township; and

WHEREAS, McElroy, Deutsch, Mulvaney & Carpenter has completed and submitted a Business Entity Disclosure Certification certifying that it has not made any reportable contributions to any political or candidate committee in the Township of Montclair in the previous one year period, and the subject contract will prohibit said corporation from making any reportable contributions during the term of this contract; now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that the Township enter into a Professional Services Agreement with McElroy, Deutsch, Mulvaney & Carpenter for a period commencing January 1, 2017 and ending December 31,

2017, in accordance with the terms of the fee proposal letter, and to provide additional professional services as may be assigned by the Township; and

BE IT FURTHER RESOLVED that the Township Manager and Township Clerk be and they are hereby authorized to execute and attest the aforesaid agreement with McElroy, Deutsch, Mulvaney & Carpenter based upon the terms and conditions set forth in the submitted proposal; and

BE IT FURTHER RESOLVED that the Township Clerk shall publish notice in the Montclair Times stating the nature, duration, service and amount of this Professional Services Agreement, and further stating that copies of this Resolution and the agreement are on file and available for inspection in the Township Clerk’s office.

RECORD OF COUNCIL VOTE											
	YES	NO	ABS	N.V.	AB		YES	NO	ABS	N.V.	AB
Councilor Baskerville						Councilor Schlager					
Deputy Mayor Hurlock						Councilor Spiller					
Councilor McMahon						Mayor Jackson					
Councilor Russo											
X - Indicate Vote ABS - Abstain N.V. - Not Voting AB - Absent											

I HEREBY CERTIFY the foregoing to be a true copy of a Resolution adopted by the Council of the Township of Montclair, in the County of Essex, at its meeting held on December 20, 2016.

 Linda S. Wanat
 Clerk of the Township of Montclair, N.J.