

**TOWNSHIP OF MONTCLAIR**

**RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH McMANIMON, SCOTLAND, & BAUMANN AS BOND COUNSEL FOR THE TOWNSHIP OF MONTCLAIR FOR THE YEAR 2017**

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December 20, 2016

**WHEREAS**, there exists a continued need for specialized legal services in connection with the authorization and issuance of bonds or notes of the Township of Montclair in the County of Essex, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

**WHEREAS**, such special legal services can be provided only by a recognized Bond Counsel firm, and the law firm of McManimon, Scotland and Baumann is so recognized by the financial community; and

**WHEREAS**, McManimon, Scotland and Baumann has for many years provided the Township of Montclair with highly qualified and professional services as bond counsel; 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 C-04-16-011-000-001 in the accounting records of the Township; and

**WHEREAS**, McManimon, Scotland and Baumann has completed and submitted a Business Entity Disclosure Certification certifying that he 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 individual 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 Manager and the Township Clerk be and they are hereby authorized to execute and attest an agreement with the law firm of McManimon, Scotland and Baumann based on the terms and conditions set forth in the proposal submitted, to provide specialized legal services in connection with the authorization and issuance of bonds or notes by the Township, for the period from January 1, 2017 through December 31, 2017.

**BE IT FURTHER RESOLVED** that notice shall be published in the Montclair Times stating the nature, duration, service and amount of the attached agreement and that copies of the Resolution and agreement are on file and available for inspection in the office of the Township Clerk.

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

**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.

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