

RESOLUTION #2017-19; AUTHORIZING THE APPOINTMENT OF PETER FRATTARELLI FROM THE LAW FIRM OF ARCHER AND GREINER P.C. AS THE AUTHORIZED PROVIDER OF LEGAL SERVICES FOR THE DEPTFORD TOWNSHIP BOARD OF FIRE COMMISSIONERS

WHEREAS, there has been presented to and discussed at this meeting a need for legal services by the Deptford Board of Fire Commissioners; and

WHEREAS, the Deptford Township Board of Fire Commissioners has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4 it is certified that there are funds budgeted and available for said appointment; and

WHEREAS, N.J.S.A. 40:A11-1, et seq, including but not limited to sections 11-2 and 11-5, requires that notice with respect to contracts for professional services awarded without competitive bids must be advertised; and

WHEREAS, the contract is awarded without competitive bidding for the following independent reasons: (1) the contract is for a “Professional Service” in accordance with Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq, and N.J.S.A. 40A:11-5(1)(a) because it is for services performed by persons authorized to practice a recognized profession; and/or (2) the contract is for an “Extraordinary unspecifiable service” in accordance with Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq, and N.J.S.A. 40A:11-5(1)(a) because it is for services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor; and

WHEREAS, the Board of Fire Commissioners have determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is 1 year and may be extended 1 time as approved by this governing body; and

WHEREAS, Peter Frattarelli of Archer and Greiner P.C. has submitted a proposal indicating that they will provide the legal services according to the terms set forth in the attached Agreement; and

WHEREAS, Peter Frattarelli of Archer and Greiner P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that said contractor has not made any reportable contributions to a political or candidate committee in the Deptford Board of Fire Commissioners in the previous one year, and that the contract will prohibit the contractor from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Deptford Board of Fire Commissioners authorizes the Board's designees to enter into a contract with the aforementioned contractor as described herein and in the form attached hereto; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that the Deptford Board of Fire Commissioners will duly publish this resolution in the South Jersey Times, the official newspaper of the Deptford Board of Fire Commissioners.

FURTHER RESOLVED, that pursuant to N.J.S.A. 40A:14-70, *et seq*, the Deptford Township Board of Fire Commissioners hereby are, authorized, empowered, and directed to execute any and all documents, on behalf of this Board, to that end.

ADOPTED at a regular meeting of the Deptford Board of Fire Commissioners on March 1, 2017.