

**RESOLUTION NO. 2019 – 130**

**RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING JEAN L. CIPRIANI, ESQUIRE, OF THE FIRM OF ROTHSTEIN, MANDELL, STROHM & HALM, P.A., AS TEMPORARY TOWNSHIP ATTORNEY FOR THE TOWNSHIP OF LITTLE EGG HARBOR**

**WHEREAS**, there exists a need for Legal Services as Temporary Township Attorney for the Township of Little Egg Harbor for a period of up to 30 days commencing July 1, 2019; and

**WHEREAS**, a determination of value has been made by the Township Attorney and said legal services will not exceed \$17,500.00; and

**WHEREAS**, Jean L. Cipriani of the law firm of Rothstein, Mandell, Strohm & Halm, is duly qualified to serve as Temporary Township Attorney; and

**WHEREAS**, it is the desire of the Mayor and Township Committee to appoint Jean L. Cipriani of the law firm of Rothstein, Mandell, Strohm & Halm, as as Temporary Township Attorney for the Township of Little Egg Harbor; and

**WHEREAS**, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*, authorizes the award of contracts for “Professional Services” and requires that the resolution and contract be made available for public inspection.

**WHEREAS**, the performance of the services requires knowledge of an advanced type in a field of learning pursuant to N.J.S.A. 40A:11-2 and the Township has determined that


Jean L. Cipriani, Esquire of the firm Rothstein, Mandell, Strohm & Halm, P.A. has the ability and expertise to perform the legal services required by the Township.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, as follows:

1. That Jean L. Cipriani, Esquire, of the law firm of Rothstein, Mandell, Strohm & Halm, P.A., is hereby appointed as Temporary Township Attorney for the Township of Little Egg Harbor in accordance with an agreement for the provision of professional Township Attorney services for a period of up to 30 days commencing July 1, 2019, which agreement shall include the same terms, fees and conditions of the agreement previously authorized for Township Attorney for calendar year 2019.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to, respectively, the execution of an agreement with Jean L. Cipriani, Esquire, of the law firm of Rothstein, Mandell, Strohm & Halm, P.A., as Temporary Township Attorney for the Township of Little Egg Harbor.
3. That the contract shall be an open-ended contract with funds being encumbered contingent upon the availability of funds in the budget year. A certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following is the line item appropriation(s) which constitutes the availability of funds for this contract 9-01-20-712-020.
4. That this agreement is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) because it is for services to be performed by a person(s) authorized by law to practice a recognized profession.
5. That a notice of the contract shall, in accordance with the Local Public Contracts Law of New Jersey, be published in an official newspaper of the Township of Little Egg Harbor.
6. That this resolution shall take effect July 1, 2019.
7. That a certified copy of this resolution shall be forwarded to the Chief Financial Officer and Jean L. Cipriani, Esquire.

CERTIFICATION

I, DIANA K. McCracken, do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Township of Little Egg Harbor at a meeting held on the 13th day of June, 2019.

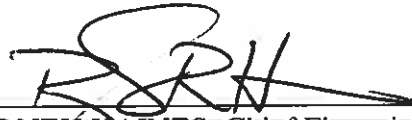
  
DIANA K. McCracken, RMC  
Township Clerk, Township of Little Egg Harbor

CERTIFICATE OF AVAILABILITY OF FUNDS

I, RODNEY R. HAINES, Chief Financial Officer for the Township of Little Egg Harbor, do hereby certify that adequate funds are available for an open-ended contract with Jean L. Cipriani of the law firm of Rothstein, Mandell, Strohm & Halm, P.A. as Temporary Township Attorney.

The amount of the contract to be awarded under this resolution is determined to be \$17,500, which sum is based on a reasonable estimate of the legal services required over the contract term, the Township of Little Egg Harbor is not obligated to spend this amount and is permitted to exceed this amount during the course of performance of this contract.

The funds which are available for this contract are found in the following line item appropriation(s):  
9-01-20-712-020.



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RODNEY HAINES, Chief Financial Officer  
Township of Little Egg Harbor

Schedule A

Positions

Partner	\$185.00 an hour
Associate	\$185.00 an hour
Paralegal	\$ 90.00 an hour
Secretarial Services	\$ 30.00 an hour

Services

Telephone Calls	Minimum charge of .2 of an hour
Dictating Letters	Minimum charge of .3 of an hour
Reviewing Letters	Minimum charge of .2 of an hour
Travel to and from meetings and court	Minimum charge of one hour
Legal Research	Minimum charge of one hour
Preparation of Ordinances	Minimum charge of one hour
Preparation of Resolutions	Minimum charge of .5 of an hour
Preparation of Contracts	Minimum charge of one hour
Negotiations	Minimum charge of one hour

Costs and Expenses

Experts' Fees	As billed
Court Costs	As billed
Accountants' Fees	As billed
Appraisers' Fees	As billed
Service Fees	As billed
Investigator Fees	As billed
Deposition Costs	As billed
Messenger Services	As billed
Photocopying Charges	\$0.25 per copied page
Telephone, Postage and Facsimile Costs	4% of the total services
Word Processing Charge	\$30.00 an hour
Courier	\$20.00 an hour
Transportation Expenses	\$0.32 per mile