

RESOLUTION NO. 60-2018

BOROUGH OF ROSELAND
COUNTY OF ESSEX, STATE OF NEW JERSEY

AUTHORIZING THE APPOINTMENT OF THE LAW FIRM OF
APRUZZESE, MCDERMOTT, MASTRO & MURPHY AS SPECIAL
COUNSEL FOR LABOR ISSUES – 2018 IN ACCORDANCE WITH
N.J.S.A. 19:44A-20.4 ET SEQ.

WHEREAS, the Borough of Roseland has a need to acquire and engage the services of a Special Counsel for Labor Issues pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Roseland solicited for Requests for Proposals for Special Counsel for Labor Issues on October 19, 2017 and received bids on December 6, 2017; and

WHEREAS, the Borough received only one proposals the firm of Apruzzese, McDermott, Mastro & Murphy and the firm of Plosia Cohen LLC; and

WHEREAS, the anticipated term of this contract is for a period of time commencing January 1, 2018 ending on December 31, 2018; and

WHEREAS, Apruzzese, McDermott, Mastro & Murphy has represented the Borough of Roeland as Special Counsel for Labor Issues since 1999; and

WHEREAS, the primary objective of Apruzzese, McDermott, Mastro & Murphy is to assist clients to avoid labor disputes and litigation; and

WHEREAS, Apruzzese, McDermott, Mastro & Murphy is currently representing the Borough of Roseland in labor contract negotiations; and

WHEREAS, the law firm of Apruzzese, McDermott, Mastro & Murphy, referred to in this Resolution has agreed and confirmed to provide the services as Counsel for Labor Matters in accordance with the attached proposal submitted to the Borough and billed at the rate of One Hundred and Seventy (170.00) Dollars per hour plus expenses; and

WHEREAS, the law firm of Apruzzese, McDermott, Mastro & Murphy, 25 Independence Boulevard, Liberty Corner, New Jersey 07938 has agreed and confirmed that the Law Firm will provide the services as Special Counsel for Labor Issues in an amount not to exceed \$25,000.00 in the aggregate; and

WHEREAS, Robert J. Merryman, Esq. of Apruzzese, McDermott, Mastro & Murphy is the attorney who is designated as the supervising attorney for the Special Labor Issue Litigation; and

WHEREAS, the appointment of Robert J. Merryman, Esq. of Apruzzese, McDermott, Mastro & Murphy is made through the Fair and Open Process using the Request for Proposal Procedure of the Local Public Contracts Law as provided in N.J.S.A 19:44A-20.4 as a professional service; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4 et seq., the Chief Financial Officer has certified funds in the amount of \$25,000.00 under PO 18-00272 and charged to Budget Account 8-01-20-155-092.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Roseland that the Mayor and Borough Clerk are hereby authorized and directed to enter into a Contract, on behalf of the Borough of Roseland with the Law Firm (Apruzzese, McDermott, Mastro & Murphy) which Contract is to be in a form approved by the Borough Attorney on terms consistent with the terms of this Resolution; and

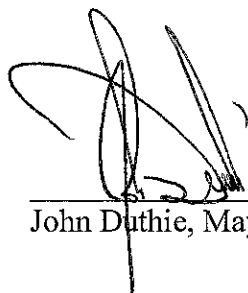
BE IT FURTHER RESOLVED that the authorized fees and costs for services rendered are not to exceed the sum of \$25,000.00 in the aggregate without the prior written approval of the Mayor and Council and upon certification of available funds by the CFO; and

BE IT FURTHER RESOLVED that the Special Counsel for Labor Issues will be designated by the Borough Attorney in accordance with the approvals or authorizations of the Mayor and Council; and

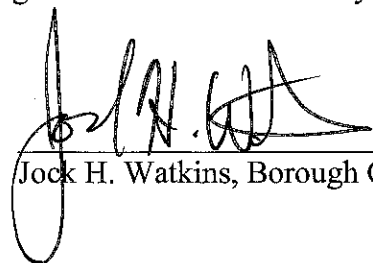
BE IT FURTHER RESOLVED that the notice of this award will be advertised in the official newspapers of the Borough of Roseland and the Borough Clerk is directed to make public this Resolution in accordance with applicable law.

COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	RECUSE	ABSENT
Councilman Bardi		X	X				
Councilman Jacobs			X				
Councilman Leonard			X				
Councilman Smith	X		X				
Council President Tolli			X				
Councilman Tsilionis			X				
Mayor Duthie (In case of tie)							
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I do hereby certify that the forgoing is a true and exact copy of a Resolution adopted by the Mayor and Borough Council of the Borough of Roseland on February 20, 2018.



John Duthie, Mayor



Jock H. Watkins, Borough Clerk