

RESOLUTION NO. 69-2018

BOROUGH OF ROSELAND
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION AUTHORIZING THE APPOINTMENT OF KAUFMAN,
SEMERARO, & LEIBMAN AS SPECIAL LITIGATION TAX APPEALS
ATTORNEYS-2018 IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

WHEREAS, the Borough of Roseland has a need to acquire and engage the services for special litigation Tax Appeals Attorneys; and

WHEREAS, Roseland was desirous of obtaining the most qualified professional services and the most competitive pricing regarding those professional services; and

WHEREAS, Professional Services are exempt from Public Bidding; and

WHEREAS, Roseland utilized the Fair and Open Process set forth in N.J.S.A. 19:44A-20.5 to solicit proposals from qualified professionals; and

WHEREAS, Request for Proposals for Borough Architect were solicited on October 19, 2017 and were opened on December 6, 2017; and

WHEREAS, proposals were received by the law firm of Kaufman, Semeraro & Leibman and McManimon, Scotland & Bauman; and

WHEREAS, Kaufman, Semeraro & Leibman has represented the Borough as special litigation tax appeal attorney since 2013; and

WHEREAS, Kaufman, Semeraro & Leibman has successfully defended major tax appeals and has been preparing for trials since 2015; and

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

WHEREAS, the law firm of Kaufman, Semeraro, Vern, Deutsch & Leibman, (referred to in this Resolution as the "Law Firm") has agreed and confirmed that the Law Firm will provide the services as Counsel for Special Litigation Tax Appeals at an hourly rate of \$150.00 per hour for attorneys and \$90.00 for paralegal services, not to exceed the sum of \$75,000.00; 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 \$75,000.00 under 18-00280 and charged to Budget Account 8-01-20-155-092; and

NOW THEREFORE, BE IT RESOLVED that the Borough of Roseland authorizes Mayor John Duthie to enter into a contract with the Law Firm in accordance with the terms of this

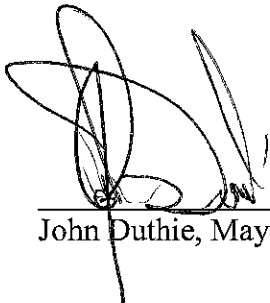
Resolution as described in this Resolution and which Contract is to be in a form that is approved by the Borough Attorney

BE IT FURTHER RESOLVED, a copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Borough of Roseland; and

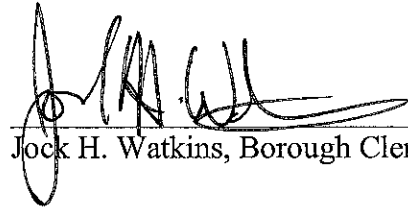
BE IT FURTHER RESOLVED that the notice of this award including the nature, duration, service and amount of the contract and the reasons for the services shall be advertised in the official newspapers of the Borough of Roseland and the Borough Clerk is directed to make public this Resolution in accordance 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)							
			6	0			

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