

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 - 197 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR & OPEN PROFESSIONAL SERVICE CONTRACT TO DAVID CORRIGAN, ESQ. TO REVIEW AND AMEND EACH OF THE SIX WEST MILFORD FIRE COMPANY BYLAWS

WHEREAS, on April 1, 2015 by virtue of Resolution 2015-129 the Township of West Milford did adopt funding guidelines which establish procedures by which fire departments within the Township qualify for municipal funding; and

WHEREAS, the Chief of each of the six fire departments in West Milford has received and signed for a copy of the funding guidelines; and

WHEREAS, item #4 of the funding guidelines requires that "Each Fire Company must provide a letter to the Director of Public Safety and the Fire Commissioner from legal counsel that indicates that there has been a review of the Bylaws of the organization and the legal counsel finds same to be in compliance with the law and fair and equitable. This may require certain changes to the Bylaws suggested by legal counsel however the Township seeks a letter by legal counsel certifying that the Bylaws are satisfactory"; and

WHEREAS, to assist the fire companies with compliance with that provision, the Township Council has agreed that the Township will retain legal services for the initial review and amendments to each company's bylaws and each company shall be responsible for the cost of subsequent reviews and amendments; and

WHEREAS, the Township Council has determined that the Township's Labor Counsel, David Corrigan, Esq. has the expertise necessary to conduct said review; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, David F. Corrigan, Esq. has submitted a Business Entity Disclosure Certification which certifies that his firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of David F. Corrigan, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, Mr. Corrigan has agreed to provide these services at a rate of \$100 per hour and for a total amount not to exceed \$5,000; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from account # 01-201-25-266-450.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with David F. Corrigan, Esq. of the firm David F. Corrigan, LLC, with offices located at 54-B West Front St., Keyport, NJ 07735 to review the bylaws of each of the six fire companies within the Township, to amend said bylaws as

necessary and to provide each fire company with a letter for submission to the proper Township Officials asserting that he finds same to be in compliance with the law and fair and equitable.

2. The total fee authorized for this contract shall not exceed \$5,000 without the prior written approval of the Township Council.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: June 3, 2015

Adopted this 3rd day of June, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk