

R 15-03

**RESOLUTION AUTHORIZING CONTRACT WITH
ANTHONY J. SPOSARO, ESQ. FOR PROFESSIONAL SERVICES**

WHEREAS, there exists a need for the retention of an attorney to render legal advice to the Zoning Board of Adjustment relative to Board matters and litigation wherein the Board or its members are parties; and

WHEREAS, the Board shall compensate the Professional as follows:

1. A monthly retainer fee of \$250.00 for each and every month;
2. Applications will be charged and the Professional shall receive \$125.00 per hour for other services related to applications for development, including the preparation of resolutions; and
3. Any and all litigation will be billed at \$150.00 per hour.

These funds are available to the Zoning Board of Adjustment and have been certified by the Local Finance Officers; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq.) requires that a resolution authorizing the award of contracts for "professional services" without competitive bids on the contract itself must be available for public inspection.

NOW THEREFORE BE IT RESOLVED by the Zoning Board of the Township of Lopatcong as follows:

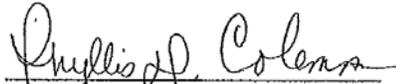
1. The Chairman and Secretary of the Zoning Board of Adjustment are hereby authorized and directed to execute the attached agreement with Anthony J. Sposaro, Esq.
2. This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(a) of the Local Public Contracts Law because

Anthony J. Sposaro, Esq. has served as the Board's attorney for a number of years and has special knowledge as to the zoning problems and conditions in the Township, which knowledge is particularly valuable to the Zoning Board of Adjustment.

3. A notice of this action shall be printed once in the official newspaper of the Township of Lopatcong.

CERTIFICATION

I, Phyllis D. Coleman do hereby certify the above to be a true correct copy of a Resolution regularly and duly adopted by the Board of Adjustment of the Township of Lopatcong at a duly called meeting of the Board of Adjustment held on February 11, 2015.



Phyllis D. Coleman

Motion by: Member Rutledge

Seconded by: Member Marchie

ROLL CALL:

AYES: Members DeGroff, Marchie, Rutledge and Chairman Barcik

NAYS: None

PAYMENT OF BILLS:

- Anthony J. Sposaro, Esq. 1/14/2015 Board Meeting \$250.00

Motion by: Member Rutledge

Seconded by: Member Marchie

ROLL CALL:

AYES: Members DeGroff, Marchie, Hall, Rutledge, Bittone, Vice-Chairman Gary and Member Barcik

NAYS: None

PUBLIC COMMENT:

- No one from public present

ADJOURNMENT

Motion by: Chairman Barcik

Seconded by: Member Marchie

ALL IN FAVOR: AYE

NAYS: NONE

Respectfully Submitted,

Phyllis D. Coleman, Secretary

Joseph Barcik, Chairman

Date: _____

Date: _____