

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2018-

Council Meeting Date:

Date Adopted:

TITLE RESOLUTION APPOINTING MARTIN ALLEN, OF DIFRANCESCO,
BATEMAN, KUNZMAN, DAVIS & LEHRER, AS BOROUGH TAX
ATTORNEY FOR THE BOROUGH OF NEW PROVIDENCE COUNTY OF
UNION AND STATE OF NEW JERSEY FOR THE YEAR 2018

Councilperson _____ submitted the following resolution, which
was duly seconded by Councilperson _____.

WHEREAS, the Borough of New Providence has deemed it is in the best interest
of the Borough to appoint a Municipal Tax Attorney; and

WHEREAS, the Borough solicited proposals for professional legal services
specializing in property taxes through a "fair and open" process in accordance with the
provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Martin Allen has submitted a proposal, indicating they will provide
professional tax attorney services for an amount not to exceed \$125,000.00; and

WHEREAS Martin Allen has completed and submitted a Business Entity
Disclosure Certificate which certifies that Martin Allen has not made any reportable
contributions to a political or candidate committee in the Borough of New Providence in
the previous one year, and that the contract will prohibit Martin Allen from making any
reportable contributions through the term of the contract, and

WHEREAS, funds are available and have been certified by the Chief Financial
Officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5) requires that the
resolution authorizing and awarding of contracts for "professional services" without
competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Providence that they hereby agree as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Martin Allen, for professional Legal Tax Services.
2. Such contract is awarded without competitive bids as a "professional service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law, because the services to be rendered are professional in nature and are unspecifiable as to requirements for performance. Such services must be rendered by a person particularly trained and licensed in this area, which requires extensive specific education and long experience in both the Federal and State procedural requirements.
3. A notice of this action shall be published once in the Courier News.