

**RESOLUTION NO. 24-**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE  
CONTRACTS FOR WORKERS COMPENSATION COUNSEL**

**WHEREAS**, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle workers compensation matters as may be needed; and

**WHEREAS**, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5); and

**WHEREAS**, the law firms of Malamut & Associates LLC and Capehart & Scatchard PA are qualified and agree to provide legal services in relation workers compensation matters; and

**WHEREAS**, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Malamut & Associates LLC has agreed to perform legal services at a rate of \$170 per hour plus reimbursables, estimated not to exceed \$17,500.00, exclusive of fees for witnesses, experts, filing fees, legal research, or other reasonable allowable expenses; and

**WHEREAS**, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Capehart & Scatchard PA has agreed to perform legal services at a rate of \$165 per hour plus reimbursables, estimated not to exceed \$17,500.00, exclusive of fees for witnesses, experts, filing fees, legal research, or other reasonable allowable expenses; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firms of Malamut & Associates LLC and Capehart & Scatchard PA are hereby awarded professional service contracts for the provision of legal services as Special Workers Compensation Counsel to the Township, as needed, during 2024 for an estimated amount not to exceed \$17,500.00 each.