

RESOLUTION NO. 24-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE
CONTRACTS FOR TAX APPEAL 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 legal matters relating to tax appeals 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, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Levin, Shea, Pfeiffer & Goldman PA, has qualified and agreed to provide these services for \$165 per hour, for a total estimated amount not to exceed \$50,000, exclusive of fees for witnesses, experts, filing fees, legal research, title work, or other reasonable approved expenses; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Zager Fuchs, PC, has qualified and agreed to provide these services for \$185 per hour, for a total estimated amount not to exceed \$30,000, exclusive of fees for witnesses, experts, filing fees, legal research, title work, or other reasonable approved 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 Levin, Shea, Pfeiffer & Goldman PA and Zager Fuchs, PC are hereby awarded professional service contracts for the provision of legal services as Special Tax Appeal Counsel to the Township as needed during 2024.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, copies of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.