

**RESOLUTION NO. 18-10**

**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**February 1, 2010**

*A Resolution Appointing Citta, Holzapfel, Zabarsky & Simon as The Authority's Labor Counsel for the period of February 1, 2010 through January 31, 2011, or until the first meeting of the Authority after such date.*

**WHEREAS**, there exists a need for specialized legal services to the Authority in the area of labor relations and negotiation techniques; and

**WHEREAS**, in accordance with N.J.S.A. 19:44A-20-5 et. seq. (New Jersey Pay to Play Law), the Authority advertised in its official papers a Notice of Solicitation for RFQ's, and

**WHEREAS**, on January 27, 2010, the duly advertised date for receipt of RFQ's, the Authority opened and reviewed all Qualifications from interested parties; and

**WHEREAS**, at the Annual Reorganization Meeting of the Authority on February 1, 2010, the Board of Commissioners did duly accept the appointment of firms to fill these positions, and

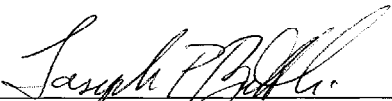
**WHEREAS**, N.J.S.A. 40A:11-5(1)(a)(i) permits the award of contracts for such professional services without public bidding;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**, as follows:

1. Citta, Holzapfel, Zabarsky & Simon, 248 Washington Street, Toms River, New Jersey, is hereby appointed as the Authority's counsel on all labor-related matters. The services of the firm shall be billed to the Authority on an hourly basis in the amount of \$175.00/hour. This representation is effective from February 1, 2010 through January 31, 2011, or until the first meeting of the Authority after such date.
2. The Authority Chairman and Secretary are hereby authorized and directed to execute an Agreement for Professional Services with Labor Counsel in the event their services become necessary at the rate set forth in their annual fee schedule as negotiated by the Authority.
3. This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law.
4. The Executive Director shall cause notice of award of said appointment to be published once in the officially designated newspapers of the Authority.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was duly adopted at the Public Meeting of The Brick Township Municipal Utilities Authority of the Township of Brick, County of Ocean, State of New Jersey held on February 1, 2010.

  
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Joseph P. Buttacavoli, Authority Secretary