

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK
AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH
J. ANDREW KINSEY, ESQ. OF THE FIRM
FLORIO PERRUCCI STEINHARDT & FADER, L.L.C.
TO SERVE AS TRANSITIONAL LABOR COUNSEL**

WHEREAS, the Township of North Brunswick has previously entered into an Agreement with J. Andrew Kinsey, Esq. of the firm Florio Perrucci Steinhardt & Fader, L.L.C. (235 Frost Avenue, Phillipsburg, NJ 08865) to serve in the position as Labor Counsel for the term beginning January 1, 2007 through December 31, 2010; and

WHEREAS, the Township Council has designated Leslie G. London of the firm McManimon and Scotland, LLC to serve as Labor Counsel for the period January 1, 2011 through December 31, 2011 and desires J. Andrew Kinsey, Esq. of the firm Florio Perrucci Steinhardt & Fader, L.L.C. to complete pending litigation; and

WHEREAS, J. Andrew Kinsey, Esq. of the firm Florio Perrucci Steinhardt & Fader, L.L.C. will serve until the conclusion of such matters or as otherwise directed by the Business Administrator; and

WHEREAS, J. Andrew Kinsey, Esq. of the firm Florio Perrucci Steinhardt & Fader, L.L.C. shall be compensated for these services at a blended hourly rate of \$130.00 for partners and associates, a blended hourly rate of \$65.00 for law clerks and paralegals, and reimbursable expenses in an amount not to exceed \$17,000.00; and

WHEREAS, the Chief Financial Officer has certified that \$10,000.00 is available for this purpose in FY2011 budget Account 1-01-20-155-000-983, and the balance shall be certified upon the appropriation of funds in FY 2012; and

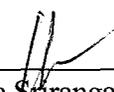
NOW, THEREFORE, BE IT RESOLVED on this 1st day of January, 2011 that the Township Council of the Township of North Brunswick does hereby authorize the Mayor and Township Clerk to execute an agreement with J. Andrew Kinsey, Esq. of the firm Florio Perrucci Steinhardt & Fader, L.L.C. to provide legal services as Transitional Labor Counsel in an amount not to exceed \$17,000.00.

BE IT FURTHER RESOLVED that the contract awarded hereby is made without competitive bidding as a "professional service" under the provision of the Local Public Contract Law, N.J.S.A. 40A:11-5(1) since the contract is for a service performed by a business authorized to practice a recognized profession and it was not necessary to obtain competitive bidding.

BE IT FURTHER RESOLVED notice of this action shall be published in the Home News & Tribune as required by law within 10 (ten) days after its passage.

CERTIFICATION

I, Kala Sriranganathan, Chief Financial Officer, certify that \$10,000.00 is available for this purpose in FY2011 budget Account 1-01-20-155-000-983, and the balance shall be certified upon the appropriation of funds in FY 2012. Contract PRO11001



Kala Sriranganathan
Chief Financial Officer

Robert Lombard
Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to legal form