

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. BOX 733
MAHWAH, NJ 07430

RESOLUTION #427-17

DATE: December 28, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township of Mahwah has the need to conduct a personnel investigation; and

WHEREAS, the Township Council believes that it would be in the best interest of the Township to retain an experienced consultant to conduct said personnel investigation; and

WHEREAS, the Township Council desires to retain the Honorable Alexander H. Carver, III, J.S.C. (retired), of Harwood Lloyd, LLC, 130 Main Street, Hackensack, New Jersey 07601, at the rate as set forth on the proposal submitted for these services, with a limit not to exceed the sum of \$17,500.00; and

WHEREAS, the Honorable Alexander H. Carver, III, J.S.C. (retired) has indicated a willingness to perform the aforementioned services for the amount offered; and

WHEREAS, the Township Council is awarding this contract at this time without the submission of the Political Contribution Disclosure and other documents required ten (10) days in advance in accordance with N.J.S.A. 19:44A-20.4, et seq., as an exigency exists for these services as a result of the need for immediate legal assistance with respect to the above matter; and

WHEREAS, the Honorable Alexander H. Carver, III, J.S.C. (retired) will complete and submit a Business Entity Disclosure Certification, which certifies that Harwood Lloyd, LLC and the Honorable Alexander H. Carver, III, J.S.C. (retired) have not made any reportable contributions to a political or candidate committee in the Township of Mahwah in the previous one year, and that it is prohibited from making any reportable contributions through the term of the contract; and

WHEREAS, the Township Council and the Honorable Alexander H. Carver, III, J.S.C. (retired) will enter into a professional service contract for the services to be rendered with respect to the above personnel investigation.

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mahwah hereby authorizes the Mayor and Township Clerk to execute the Agreement between the Township and the Honorable Alexander H. Carver, III, J.S.C. (retired) at the rate as set forth on the proposal submitted, not to exceed the total sum of \$17,500.00, and that adoption of the Resolution is contingent upon the Township C.F.O. submitting a certificate as to the availability of funds, and the Township Clerk shall attach said certificate to the original of this Resolution.

BE IT FURTHER RESOLVED that the Township Council of the Township of Mahwah authorizes the Purchasing Agent to approve purchase orders to the Honorable Alexander H. Carver, III, J.S.C. (retired), as an alternate non-fair and open contract for professional services, as aforesaid.

BE IT FURTHER RESOLVED that the Honorable Alexander H. Carver, III, J.S.C. (retired) shall submit a complete Business Entity Disclosure Certification within ten (10) days of adoption of this Resolution.

BE IT FURTHER RESOLVED that said Contract is being awarded pursuant to N.J.S.A. 40A:11.5 et seq. because the practice of Professional Legal Services is regulated by law and because it has been determined that the Honorable Alexander H. Carver, III, J.S.C. (retired) is authorized to practice said profession.

BE IT FURTHER RESOLVED that a notice of this action be printed in the official newspaper of the Township of Mahwah.

BE IT FURTHER RESOLVED that the Township Clerk be and she is hereby authorized and directed to maintain a copy of the Agreement in her offices for public inspection, pursuant to law.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to the Township Chief Financial Officer and the Honorable Alexander H. Carver, III, J.S.C. (retired), and copies to the Business Administrator, Administrative Assistant/QPA, and Township Attorney.

I hereby certify that this resolution consisting of two pages was adopted at a meeting of the Township Council of the Township of Mahwah, 28th day of December, 2017.

Kathrine Coviello RMC/CMC
Municipal Clerk

Robert Hermansen
Council President