



Approved as to Form and Legality

Date Adopted

Committee

March 7, 2019

Administrative

Salem County Counsel**RESOLUTION AMENDING RESOLUTION 2019-19 AWARDING A CONTRACT FOR LABOR COUNSEL FOR THE COUNTY OF SALEM**

WHEREAS, the County of Salem Purchasing Agent, as authorized Contracting Agent for the Board of Chosen Freeholders of the County of Salem, requested, received and opened sealed proposals on , prevailing time for Labor Counsel Services for the County of Salem; the receipt of which proposal was duly advertised in accordance with the law in such case made and provided; and

WHEREAS, Pursuant to New Jersey State Law N.J.S.A. 19:44A-20.7, a "Fair and Open" practice, as adopted by the Board of Chosen Freeholders, was utilized by the County of Salem in the determination of this award; and

WHEREAS, all proposal results and recommendations for contract award are on file in the office of the Purchasing Agent, 110 Fifth Street, in the County of Salem, New Jersey, as required by law; and

WHEREAS, it has been determined that **Joseph DiNicola, Jr.,** Esquire has substantially met the necessary qualifications for the fulfillment of this contract, and further has provided the documentation necessary to successfully fulfill the requirements of the County of Salem; and

WHEREAS, the according to N.J.A.C. 5:30-5.4 the Chief Financial Officer has certified that funds are available for the purpose of providing Mr. DiNicola, Jr.,'s compensation; and

WHEREAS, the Salem County Board of Chosen Freeholders adopted Resolution 2019-19 on January 8, 2019, appointing Joseph DiNicola, Jr., Esquire as Labor Counsel Services for the County of Salem for a period of one year; and

WHEREAS, said Resolution specified a contract amount not-to-exceed \$10,000.00; and

WHEREAS, it has been determined that the scope of labor counsel services shall exceed the original anticipated contract amount of \$10,000.00; and

WHEREAS, Joseph DiNicola, Jr., provided a proposal dated December 10, 2018 affirming an hourly rate of \$175.00 per hour; and

NOW THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Salem, authorizes the Director to enter into a contract with Joseph DiNicola, Jr., Esquire confirming his appointment to perform Labor Counsel Services for the County of Salem for a one year term, commencing January 1, 2019 and terminating December 31, 2019. Said services shall be provided at an hourly rate of \$175.00 per hour, not to exceed \$35,000.00 in the aggregate.



BENJAMIN H. LAURY, Freeholder Director
Board of Chosen Freeholders

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on March 7, 2019


STACY L. PENNINGTON
Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
G. Ostrum, Jr.	✓					✓
C. Hassler	✓					
L. Ware	✓					
R.S. Griscom	✓				✓	
B. Laury	✓					

✓ Indicates Vote

Department Initials



CERTIFICATION OF AVAILABILITY OF FUNDS

NOTE TO COUNTY DEPARTMENTS: This form is to be prepared by each department entering into a contract with a vendor when a resolution is required to be adopted by the Board of Chosen Freeholders of the County of Salem.

This form must accompany the resolution, and must be submitted with the resolution to the Finance Officer for approval by the Finance Officer at least one week prior to the Freeholder meeting at which it will be presented for adoption.


The contract/agreement between the County and the vendor shall be further contingent upon availability and appropriation of sufficient funds for this purpose in the County's Temporary and Permanent Budget. *If grant funds are utilized, this contract/agreement is further contingent upon the grants funds availability during the appropriate grant period.*

I, **Kelly A. Hannigan, Treasurer** of the County of Salem, hereby certify in accordance with **Section 5:34-5 of the Local Public Contracts Guidelines and Local Public Contracts Regulations** that adequate funds for the contract listed below are available.

I further certify that the funds are contained in the **OFFICIAL BUDGET** of the County of Salem under the item listed below.

AMOUNT: \$10,000.00
ACCOUNT NAME: LABOR COUNSEL OTHER
ACCOUNT #: 9-01-20-155-102-218
FOR: LEGAL SERVICES FOR LABOR ISSUES
DATE: March 7, 2019
VENDOR: JOSEPH DINICOLA JR ESQ ATTORNEY AT LAW

AMENDING ATTACHED COAF DATED JANUARY 8, 2019



Kelly A. Hannigan, Treasurer