



RESOLUTION 20-367

Resolution Amending A Professional Services Agreement With Scarinci & Hollenbeck, LLC And John M. Scagnelli, Esq. In An Amount Not To Exceed An Additional \$17,500.00 Making The Total Contract Amount Not To Exceed \$67,500.00 For Professional Legal Services (Defense Of NJDEP Solid Waste Enforcement Action, 290-298 River Road)

WHEREAS, PRINCETON requires specialized environmental legal services in connection with various environmental issues at its facility located at 298 River Road, including but not limited to such services as may be required to defend Princeton in the enforcement action brought by the New Jersey Department of Environmental Protection (“NJDEP”) Bureau of Solid Waste in connection with said facility; and

WHEREAS, On March 9, 2020, Princeton authorized a professional services contract with Scarinci & Hollenbeck LLC and John Scagnelli Esq for various environmental legal services in an amount not to exceed \$50,000.00 and

WHEREAS, additional work including interfacing with our insurance carriers, , the New Jersey Department of Environmental Protection (NJDEP) and our environmental consultant is necessary to increase the contract amount by \$17,500.00 to perform work necessary to ensure compliance with violation notices issued by NJDEP; and

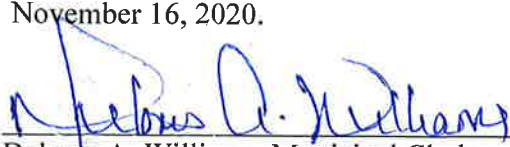
WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services from Account No. 01-201-20-111-283; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Princeton, County of Mercer, State of New Jersey, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute an amended agreement with John M. Scagnelli, Esq. of the law firm of Scarinci & Hollenbeck, LLC (CONSULTANT), to provide special counsel environmental legal services to Princeton in connection with its facility located at 298 River Road, including but not limited to such services as may be required to defend Princeton in the enforcement action brought by the New Jersey Department of Environmental Protection (“NJDEP”) Bureau of Solid Waste in connection with said facility, as set forth in more detail in CONSULTANT’s letters dated October 10, 2019 and January 21, 2020 (collectively, the “Proposal”).
2. The agreement is awarded without competitive bidding as a professional services agreement as authorized under N.J.S.A. 40A:11-5(1)(a)(i).
3. CONSULTANT shall be compensated for its services at the rates set forth on page 2 of its October 10, 2019 letter, for a not-to-exceed cost of \$67,500.00, and the agreement shall terminate on December 31, 2020 or when the services described in the Proposal are concluded, whichever shall first occur.
4. A copy of this Resolution, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Clerk.
5. A notice of this action shall be published in the official newspaper as required by law.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Mr. Cohen		X	X		X			
Ms. Fraga		X			X			
Ms. Niedergang		X			X			
Ms. Pirone Lambros		X			X			
Ms. Sacks		X			X			
Mr. Williamson		X		X	X			
Mayor Lempert		X						

I, Delores A. Williams, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held November 16, 2020.



 Delores A. Williams, Municipal Clerk

ATTACHMENTS:

- Council Memo_Environmental Attorney (DOCX)