



RESOLUTION 22-204

Resolution of the Mayor and Council of Princeton Awarding Professional Services Agreement to John M. Scagnelli and Scarinci & Hollenbeck, LLC for Special Environmental Legal Services, Not to Exceed \$75,000.00

WHEREAS, PRINCETON requires specialized environmental legal services in connection with various environmental issues at its facility located at 298 River Road; and

WHEREAS, in 2020 and 2021, Princeton retained John M. Scagnelli, Esq. of the law firm of Scarinci & Hollenbeck, LLC (CONSULTANT) to provide said services to Princeton; and

WHEREAS, by letter dated October 19, 2021, CONSULTANT offered to continue providing the sought-after services to Princeton wishes to continue to retain CONSULTANT to provide the sought-after professional services, at the same rates previously charged and for an estimated not-to-exceed cost of \$75,000.00; and

WHEREAS, Princeton has a need to acquire these services without a “fair and open process” as defined by P.L. 2004, c.19, the “Local Unit Pay-to-Play Law” and in connection therewith, CONSULTANT has completed and filed with Princeton the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8, Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26 and affidavit pursuant section 2-87 of the Princeton Code (collectively, the “Pay-to-Play Forms”); and

WHEREAS, the term of the agreement shall be for one year, retroactive to January 1, 2022, and the professional legal services shall not exceed a total cost of \$75,000.00; 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

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), authorizes Princeton to award this agreement as a professional services agreement, without public bidding.

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 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, as set forth in more detail in CONSULTANT's letter dated October 19, 2021, a copy of which is on file in the Office of the Municipal Clerk.
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 following rates, for a not-to-exceed cost of \$75,000.00:

<u>RATES PER HOUR:</u>	<u>SERVICES OF:</u>
\$475.00	John M. Scagnelli, Esq.
350.00	Counsel
325.00	Senior Associates
300.00	Associates
125.00	Law Clerks and Paralegals
40.00	Secretarial Overtime

4. The agreement shall terminate on December 31, 2022 or when the services described in the Proposal are concluded, whichever shall first occur.

5. A copy of this Resolution, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Municipal Clerk.
6. A notice of this action shall be published in the official newspaper as required by law.
7. This resolution shall take effect immediately.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Pirone Lambros		X			X			
Ms. Niedergang		X		X	X			
Mr. Cohen		X	X		X			
Ms. Fraga		X			X			
Ms. Sacks		X			X			
Mr. Newlin		X			X			
Mayor Freda		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 on June 13, 2022.


 Delores A. Williams, Municipal Clerk

ATTACHMENTS:

- Scagnelli PSA + exhibits (2022 legal services--River Road environmental issues) (PDF)