

1. SUNSHINE STATEMENT
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. PROCLAMATIONS, ANNOUNCEMENTS & PRESENTATIONS
5. PUBLIC COMMENT (AGENDA ITEMS ONLY)
6. MINUTES & REPORTS
7. ORDINANCES - PUBLIC HEARING/ADOPTION
8. ORDINANCES - FIRST READING
 - 8.I. A. 22-77 : A Resolution To Authorize A Professional Services Contract With Daniel J. O'Hern, Jr., Esq., Individually, And Byrnes, O'Hern & Heugle As Defense Counsel For The Borough Of Red Bank In The Matter Of Horgan, Et Al. V. Borough Of Red Bank, Et Al. – MON-L-542-22

Documents:

[22-77.PDF](#)

- 8.II. B. 22-78 : A Resolution To Authorize A Professional Services Contract With Scott Salmon, Esq., Individually, And Jardim, Meisner & Susser, P.C. As Defense Counsel For Councilwoman Angela Mirandi In The Matter Of Horgan, Et Al. V. Borough Of Red Bank, Et Al. – MON-L-542-22.

Documents:

[22-78.PDF](#)

9. RESOLUTIONS
10. MAYOR & COUNCIL COMMENTS
11. DISCUSSION & ACTION
12. PUBLIC COMMENT (GOVERNMENTAL ISSUES, 5 MINUTES LIMIT)
13. EXECUTIVE SESSION
14. ADJOURNMENT

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 22-77**

A RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICES CONTRACT WITH DANIEL J. O’HERN, JR., ESQ., INDIVIDUALLY, AND BYRNES, O’HERN & HEUGLE AS DEFENSE COUNSEL FOR THE BOROUGH OF RED BANK IN THE MATTER OF HORGAN, ET AL. v. BOROUGH OF RED BANK, ET AL. – MON-L-542-22

WHEREAS, pursuant to N.J.S.A. 40A:11-1 *et seq.*, the Borough desires to retain Daniel J. O’Hern, Jr., Esq. of the law firm of Byrnes, O’Hern & Heugle as Defense Counsel for the Borough of Red Bank in the matter of Horgan, et al. v. Borough of Red Bank, et al. (the “Action”); and

WHEREAS, the value of the services to be provided by Daniel J. O’Hern, Jr., Esq. and Byrnes, O’Hern & Heugle is not expected to, but may exceed \$17,500.00; and

WHEREAS, the term of the Borough’s contract with Daniel J. O’Hern, Jr., Esq. and Byrnes, O’Hern & Heugle shall, if not renewed, terminate within one-year of the date of this Resolution in accordance with N.J.S.A. 40A:11-1 *et seq.*; and

WHEREAS, Byrnes, O’Hern & Heugle shall be required to complete and submit a Business Entity Disclosure Certification which certifies that Byrnes, O’Hern & Heugle has not made any reportable contributions to a political or candidate committee in the Borough of Red Bank in the previous one year, and that the contract will prohibit Byrnes, O’Hern & Heugle from making any reportable contributions during the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute a retention agreement with Daniel J. O’Hern, Jr., Esq. and Byrnes, O’Hern & Heugle, as defense counsel for the Borough of Red Bank in the Action, at an hourly rate not to exceed \$210.00, with an initial total amount not to exceed \$7,500.00; and

BE IT FURTHER RESOLVED that this contract is awarded without bidding as a “Professional Services Contract: in accordance with N.J.S.A. 40A:11-5(1)(a)(1) of the Local Public Contracts Law; and

BE IT FURTHER RESOLVED that the Chief Financial Officer hereby certifies that the account number to be charged is [INSERT ACCOUNT xx].

Seconded by

and introduced on roll call by the following vote:

| | Yes | No | Abstain | Absent |
|-------------------------|-----|-----|---------|--------|
| Councilwoman Sturdivant | () | () | () | () |
| Councilwoman Triggiano | () | () | () | () |
| Councilwoman Mirandi | () | () | () | () |
| Councilman Ballard | () | () | () | () |
| Councilman Zipprich | () | () | () | () |
| Councilwoman Horgan | () | () | () | () |

Dated: March 18, 2022

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 22-78**

**A RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICES CONTRACT WITH
SCOTT SALMON, ESQ., INDIVIDUALLY, AND JARDIM, MEISNER & SUSSER, P.C. AS
DEFENSE COUNSEL FOR COUNCILWOMAN ANGELA MIRANDI IN THE MATTER OF
HORGAN, ET AL. v. BOROUGH OF RED BANK, ET AL. – MON-L-542-22**

WHEREAS, pursuant to N.J.S.A. 40A:11-1 *et seq.*, the Borough desires to retain Scott Salmon, Esq. of the law firm of Jardim, Meisner & Susser, P.C. as Defense Counsel for Councilwoman Angela Mirandi in the matter of Horgan, et al. v. Borough of Red Bank, et al. (the “Action”); and

WHEREAS, the value of the services to be provided by Scott Salmon, Esq. and Jardim, Meisner & Susser, P.C. is not expected to, but may exceed \$17,500.00; and

WHEREAS, the term of the Borough’s contract with Scott Salmon, Esq. and Jardim, Meisner & Susser, P.C. shall, if not renewed, terminate within one-year of the date of this Resolution in accordance with N.J.S.A. 40A:11-1 *et seq.*; and

WHEREAS, Jardim, Meisner & Susser, P.C. shall be required to complete and submit a Business Entity Disclosure Certification which certifies that Jardim, Meisner & Susser, P.C. has not made any reportable contributions to a political or candidate committee in the Borough of Red Bank in the previous one year, and that the contract will prohibit Jardim, Meisner & Susser, P.C. from making any reportable contributions during the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute a retention agreement with Scott Salmon, Esq. and Jardim, Meisner & Susser, P.C., as defense counsel for Councilwoman Angela Mirandi in the Action, at an hourly rate not to exceed \$210.00, with an initial total amount not to exceed \$7,500.00; and

BE IT FURTHER RESOLVED that this contract is awarded without bidding as a “Professional Services Contract: in accordance with N.J.S.A. 40A:11-5(1)(a)(1) of the Local Public Contracts Law; and

BE IT FURTHER RESOLVED that the Chief Financial Officer hereby certifies that the account number to be charged is [INSERT ACCOUNT xx].

Seconded by

and introduced on roll call by the following vote:

| | Yes | No | Abstain | Absent |
|-------------------------|-----|-----|---------|--------|
| Councilwoman Sturdivant | () | () | () | () |
| Councilwoman Triggiano | () | () | () | () |
| Councilwoman Mirandi | () | () | () | () |
| Councilman Ballard | () | () | () | () |
| Councilman Zipprich | () | () | () | () |
| Councilwoman Horgan | () | () | () | () |

Dated: March 18, 2022