

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 20-286**

**RESOLUTION RETAINING BARRY A. COOKE, ESQ. OF WILENTZ, GOLDMAN & SPITZER
TO ACT AS SPECIAL COUNSEL FOR THE BOROUGH OF RED BANK**

WHEREAS, the Borough of Red Bank (the “Borough”) requires a legal opinion as to whether it should commission an investigation into potential interference with the Borough’s original sanitation contract bid during the summer of 2020 and/or the subsequent release of confidential information related thereto in August 2020; and

WHEREAS, Barry A. Cooke, Esq. of Wilentz Goldman & Spitzer has provided the Borough with a Proposal to act as Special Counsel to provide the aforementioned legal opinion, which Proposal is attached hereto as Exhibit A; and

WHEREAS, the value of the services to be provided by Barry A. Cooke, Esq. of Wilentz Goldman & Spitzer under the Proposal will not exceed \$7,500.00; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), requires the public advertisement of notice with respect to contracts for professional services awarded without competitive bids;

NOW THEREFORE, BE IT RESOLVED, by the Mayor & Council of the Borough of Red Bank as follows:

1. Barry A. Cooke, Esq. of Wilentz Goldman & Spitzer is hereby appointed as Special Counsel to the Borough for the purposes set forth in this Resolution for a term not to exceed one (1) year.
2. The Mayor, on behalf of the Borough, is authorized and directed to execute the Proposal, attached hereto Exhibit A, with Barry A. Cooke, Esq. of Wilentz Goldman & Spitzer.
3. No appropriation of funds is required at this time.
4. The contract is awarded without competitive bidding as a professional service under the provisions of N.J.S.A. 40A:11-5(1)(a)(i).
5. That a notice in accordance with this Resolution and the New Jersey Local Public Contracts Law shall be published at least one time in the Borough’s official newspaper.
6. That a certified copy of this Resolution shall be provided to the Mayor, Borough CFO, Borough Tax Assessor, and Barry A. Cooke, Esq.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin		X			
Councilwoman Triggiano		X			
Councilman Ballard	Motion	X			
Councilman Yngstrom	Second	X			
Councilman Ziprich		X			
Councilwoman Horgan		X			

Dated: December 16, 2020

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on December 16, 2020.

Pamela Borghi

Pamela Borghi, Municipal Clerk