

**BOROUGH OF HILLSDALE**  
**RESOLUTION 19005**

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**AUTHORIZING THE EXECUTION AND AWARD OF A FAIR AND OPEN  
CONTRACT FOR A PUBLIC DEFENDER**

**WHEREAS**, the Borough of Hillsdale has a need to retain a Public Defender as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

**WHEREAS**, funds will be available by way of budget and bond ordinances to compensate said Public Defender; and

**WHEREAS**, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

**WHEREAS**, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

**WHEREAS**, the Borough Council has determined that Moench Law, LLC, 1303 Roger Avenue Bridgewater, NJ 08807 will be the most advantageous to the Borough; and

**WHEREAS**, Moench Law LLC, has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

**BE IT RESOLVED THAT**, the Mayor and Borough Clerk are authorized to execute such contract with Moench Law LLC at the rates specified in his proposal submitted September 25, 2018; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Hillsdale Borough Council hereby award a contract to Moench Law LLC through December 31, 2019 or until a successor is qualified or appointed.

**CERTIFICATE OF AVAILABILITY OF FUNDS**

I, Jonathan M. DeJoseph, Certified Municipal Financial Officer of the Borough of Hillsdale, hereby certify, pursuant to NJSA 40A:9-140.1, et seq. and NJAC 5:30.4, that the funds are available to the Borough of Hillsdale for calendar year 2019. Account # to be charged 9-01-43-495-011.

Dated: January 6, 2019

Jonathan M. DeJoseph, CMFO

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Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony	✓		✓				
Escobar, John			✓				
Horvath, Zoltan			✓				
Lundy, Abby		✓	✓				
Pizzella, Frank			✓				
Segalas, Steven			✓				
Ruocco, John							

Adopted: January 6, 2019

Attest: Denise Kohan  
Denise Kohan  
Municipal Clerk

John Ruocco  
John Ruocco  
Mayor