

R2023-156

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH WINDELS  
MARX LANE & MITTENDORF, LLP PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i)**

**WHEREAS**, the Town of Phillipsburg had a need to acquire professional services relative to the negotiation of expiring sewer service agreements with the townships of Lopatcong and Greenwich (“Project”); and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), a contract for such services may be awarded without competitive bidding by reason that such services constitute "professional services" which are services rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship; and

**WHEREAS**, The Town of Phillipsburg wishes to award a contract to Windels Marx Lane & Mittendorf, LLP subject to the proposal submitted May 11, 2023 at a cost NOT TO EXCEED the sum of \$10,000.00; and

**WHEREAS**, the Town Council finds it to be in the best interest of the Town of Phillipsburg to authorize said work, which work is not subject to public bidding; and


**WHEREAS**, sufficient funds are available as evidenced by the attached certification of funds.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Mayor and Acting Municipal Clerk are authorized to enter into a Contract with Windels Marx Lane & Mittendorf, LLP for an amount NOT TO EXCEED the sum of \$10,000.00.

**BE IT FURTHER RESOLVED** that the Acting Clerk is hereby authorized and directed to cause a notice to be published in the manner provided by law setting forth the nature, duration, service and amount of the Contract and that the resolution and Contract are on file in the Office of the Clerk and are available for public inspection.

**CERTIFICATION**

I, Matthew C. Hall, Acting Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their August 15, 2023 meeting.

  
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Matthew C. Hall,  
Acting Municipal Clerk