

RESOLUTION AUTHORIZING THE PLANNING/ZONING BOARD
OF THE BOROUGH OF SWEDESBORO
TO ENTER INTO A CONTRACT WITH THE
SOLICITOR OF THE PLANNING BOARD
OF THE BOROUGH OF SWEDESBORO
FOR THE YEAR 2007

WHEREAS, there is a need for appointment of a solicitor for the Planning/Zoning Board of the Borough of Swedesboro; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the appointment of said solicitor may be made without competitive bids as a "professional service" under the provisions of the Local Public Contract Law, *NJSA 40A:11-1, et. seq.*; and

WHEREAS, the aforesaid Local Public Contracts Law requires that the resolution appointment the solicitor without competitive bidding be publicly advertised; and

NOW, THEREFORE, BE IT RESOLVED by the Planning/Zoning Board of the Borough of Swedesboro as follows:

1. Clyde Walker, Jr., Esquire, attorney-at-law of the State of New Jersey is hereby appointed Solicitor for the Planning/Zoning Board of the Borough of Swedesboro for the year 2006.

2. The Chairman of the Planning/Zoning Board of the Borough of Swedesboro shall be authorized to enter into a contract with the said Clyde Walker, Jr., Esquire, securing his legal services for the Planning/Zoning Board of the Borough of Swedesboro in accordance with the terms and conditions specified in said contract, effective January 1, 2007 through December 31, 2007, and the Chairman shall be authorized to enter into said contract and to execute same.

3. This contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Public Contract Law because the aforesaid contract encompasses professional services recognized, licensed and regulated by law and is of a nature where it is not possible to obtain competitive bids.

4. A notice of the resolution shall be published in the Gloucester County Times and the Courier Post as required by law.

PLANNING/ZONING BOARD OF THE
BOROUGH OF SWEDESBORO

By: _____
CHARLES HOMAN, CHAIRMAN

ATTEST:

SECRETARY

DATE MEMORIALIZED: _____

The foregoing resolution was adopted at a Reorganization Meeting of the Planning/Zoning Board of the Borough of Swedesboro held on January 8, 2007, at the Borough Hall of the Borough of Swedesboro.

SECRETARY

Prepared by:

Clyde Walker, Jr., Esquire
29 South Broad Street
Woodbury, NJ 08096

AGREEMENT
PLANNING/ZONING BOARD OF THE BOROUGH OF SWEDESBORO
WITH CLYDE WALKER, JR., ESQUIRE

THIS AGREEMENT made the _____ day of _____, 2007,
by and between the Planning/Zoning Board of the Borough of Swedesboro, hereinafter
referred to as the “Board,” party of the first part, and Clyde Walker, Jr., Esquire,
hereinafter referred to as “Solicitor,” party of the second part.

W I T N E S S E T H:

1. Solicitor shall perform legal services for the Board, commencing January 1,
2006, and thereafter said Solicitor to perform said services at the pleasure of the Board,
such as providing legal advice and assistance to said Board, the drafting of ordinances
and resolutions and the performance of such other services as may be required by him by
the Board or as may be required by the Laws of the State of New Jersey.

2. During the term of the Agreement, the Solicitor shall devote his best efforts to
advance the interest of the Board. He shall perform such services required to the best of
this responsibility of the American Bar Association, as amended by the Supreme Court
and incorporated in the Rules governing the Courts of the State of New Jersey.

3. Solicitor shall be paid for services rendered in accordance with the Schedule of
Fees set forth in Addendum “A” attached hereto and made a part hereof.

4. Board and Solicitor agree that such professional service as defined herein may be rendered by any qualified attorney-at-law, who is a partner or associate in the law firm of Abramson, Walker and Moore.

PLANNING/ZONING BOARD OF THE
BOROUGH OF SWEDESBORO

By: _____
CHARLES HOMAN, CHAIRMAN

ATTEST:

SECRETARY

ABRAMSON, WALKER AND MOORE

By: _____
CLYDE WALKER, JR., ESQUIRE

ADDENDUM "A"

I. SOLICITOR'S CHARGES:

A. Attendance at Planning Board Meetings:	
First one hour, or part thereof	\$165.00
Per hour thereafter	165.00
B. Work with respect to Site Plan Applications, Subdivisions and Variances	
For work performed in the office, applications will be done at the hourly rate of	\$125.00
C. Preparation of Documents:	
Resolutions	75.00
Ordinances (\$100.00 hourly) with a minimum of	100.00
Opinion Letters (\$100.00 hourly) with a minimum of	100.00
(Research and difficult or lengthy items to be charged According to time required to complete based upon the Hourly rate of \$125.00 per hour)	
D. Court and Other Hearings:	
1. Municipal Court, one matter; per court appearance	\$300.00
More than one matter, same court night	\$400.00
2. Superior Court	
Preparation of required pleadings up to pretrial (not including motions)	\$500.00
Preparation of motion papers or response	\$300.00
Attendance at trial (one-half day)	\$500.00
Attendance at trial (full day)	\$750.00

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| | Attendance at court for motions and/or
Conferences in pretrials, per appearance | \$350.00 |
| 3. | Attendance at Administrative Hearings | |
| | First two hours | \$300.00 |
| | Per hour thereafter | \$125.00 |
| | Office work, preparation for court
appearances, initial conferences, motions,
Trials, etc., per hour | \$125.00 |
| 4. | Legal Research | |
| | Office preparation of work required for court
and for related matters will be billed at the
hourly rate of | \$125.00 |
| 5. | Expenses | |
| | In addition, any costs, such as filing fees and
transcript fees will be in addition to legal
services and will be reimbursed to Solicitor | |
| 6. | Other | |
| | Any and all charges or expenses not listed will be
discussed and decided between Solicitor and Board | |
| E. | All office or other consultations or conferences required to be
attended shall be calculated at the rate of \$100.00 per hour | |
| | Research and office preparation for same shall be
at the rate of \$125.00 per hour | |

