

**BOROUGH OF LONGPORT  
RESOLUTION NO. 2022-133**

**APPOINTMENT OF MICHAEL S. AFFANATO, ESQ. AS BOROUGH SOLICITOR FOR 2023 AND  
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT**

**WHEREAS**, The Borough of Longport has the need for a Borough Solicitor for the Calendar Year 2023; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts Professional Services from public advertising for bids when awarded as a non-fair and open contract by resolution of the Governing Body; and

**WHEREAS**, Michael S. Affanato, Esq., has completed and submitted a Business Entity Disclosure Certification which certifies that Michael S. Affanato, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of Longport in the previous one year, and that this contract will prohibit Mr. Affanato from making any reportable contributions through the term of the contract.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of Longport, in the County of Atlantic and the State of New Jersey, as follows:

1. The Mayor of the Borough of Longport is hereby authorized and directed to execute and deliver a Professional Service contract for a one-year term commencing January 1, 2023 to December 31, 2023, and renewable as provided in said Contract, as follows:

Description of Professional Service: Borough Solicitor  
Name of Professional: Michael S. Affanato, Esquire (Affanato Marut, LLC)

2. Funds are available as stated in the Certificate of Availability of Funds issued by the Borough's Chief Financial Officer, attached hereto; and.

3. A brief notice stating the nature, duration, service, and amount shall be given Public Notice according to law. The contract is on file and available for public inspection in the Borough of Longport Clerk's Office. The notice shall be substantially as follows:

**NOTICE OF NON-FAIR AND OPEN CONTRACT AWARD**

The Borough of Longport has awarded a contract without competitive bidding as a professional service, pursuant to N.J.S.A. 40A:11-5(l)(a)(i). The Contract and Resolution authorizing same are on file and available for public inspection in the Office of the Borough Clerk, 2305 Atlantic Avenue, Longport, NJ 08403.

Awarded to: Michael S. Affanato, Esquire (Affanato Marut, LLC)  
Services: Borough Solicitor  
Terms: One year commencing January 1, 2023, subject to renewal  
Cost: \$30,000

4. All resolutions inconsistent herewith are hereby repealed, and this Resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V.	AB	MOT.	SEC.
RUSSO	X				X	
LEEDS	X					
LAWLER	X					X

X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF ADOPTION:  
12.7.2022

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/s/ MONICA KYLE, RMC, MUNICIPAL CLERK