

Sparta Township

Professional Services Agreement – Timothy J. Profeta, Esq

WHEREAS, the Township of Sparta has need for the professional services of a Municipal Prosecutor; and

WHEREAS, funds are available for this purpose; and

WHEREAS, N.J.S.A. 40A:11-1, *et seq.*, the "Local Public Contracts Law" permits governing bodies to contract for certain professional services without competitive bidding; and

WHEREAS, N.J.S.A. 40A:11-5 requires the award of contract for Professional Services be publicly advertised and the contract itself be available for public inspection:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Sparta as follows:

1. The Township of Sparta hereby appoints Timothy J. Profeta, Esq., and the law firm of Morris, Downing & Sherred, LLP of 1 Main Street Newton, NJ 07860 as Municipal Prosecutor for the period January 1, 2026 to December 31, 2026, in accordance with the attached Contract.

Amount: \$5,750 /month

2. This appointment is awarded without competitive bidding as a "Professional Service" pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.

3. The Mayor and Township Clerk are hereby authorized and directed to execute the Contract with Morris, Downing & Sherred, LLP on behalf of the Township.

4. A Notice in accordance with the Local Public Contracts Law shall be published as required by law.

5. A copy of this Resolution as well as the Contract shall be placed on file with the Clerk of the Township.

6. This resolution shall take effect immediately. However, it shall be void and of no effect in the event that Morris, Downing & Sherred, LLP does not sign the Agreement.

7. If any section, subsection, sentence, clause or phrase in this resolution is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this resolution.

ROXANNE LANDY, RMC

MUNICIPAL CLERK