



**Borough of Manville**

**Resolution #2024-24**

**Authorizing Agreement with Steven L. Rogut Esq. of Rogut McCarthy LLC,  
for Professional Services as Bond Counsel, through December 31, 2024**

**WHEREAS**, the governing body of the Borough of Manville appointed Steven L. Rogut Esq. of Rogut McCarthy LLC, as Bond Counsel, at its January 6, 2024 Meeting; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. §40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bids on the contract itself must be available for public inspection; and

**WHEREAS**, the governing body, upon review of qualifications, determined that Steven L. Rogut Esq. of Rogut McCarthy has the necessary qualifications to perform the duties of Borough Bond Counsel, and has provided the Borough with a satisfactory proposal; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, as follows:

1) The proposed Professional Services Agreement from Steven L. Rogut Esq. of Rogut McCarthy LLC in the form provided and incorporated herein by reference, is accepted.

2) This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A §40:11-5(1)(a) of the Local Public Contracts Law;

3) The Mayor, Borough Chief Financial Officer, or Borough Administrator are hereby authorized to execute the proposed Professional Services Agreement, as consistent with the terms of this Resolution, with compensation not to exceed the sums set forth on Exhibit A hereto.

4) A Notice of award of this contract shall be published once, in accord with N.J.S.A §40:11-5(1)(a)(i).

5) The Chief Financial Officer shall provide a Certification of Funds.

*Richard M. Onderko*

Richard M. Onderko

Mayor

I HEREBY CERTIFY that the foregoing Resolution was adopted by the Borough Council of the Borough of Manville, County of Somerset, State of New Jersey at a Special Meeting held at 325 No. Main St. Manville, NJ. on January 22, 2024.

ATTEST:

*Traci Dillingham*  
Traci Dillingham  
Deputy Borough Clerk

Introduced	Seconded	Council	Yes	No	Abstain	Absent
	✓	Agans	✓			
		Camacho	✓			
✓		DeVito	✓			
		Madak	✓			
		Puia	✓			
		Skirkanish	✓			
		Onderko				

## Exhibit A

### FEE SCHEDULE

The fee for the approval of general obligations bonds at public sale consists of a base fee of \$5,000 plus a fee of \$1.00 per \$1,000 of bonds approved.

All issues of bonds regardless of the dollar amount require an additional \$1,000 charge for each series for an issue with multiple series of bonds.

Bond ordinances and other capital ordinances will be billed on the basis of \$400 per ordinance prepared or reviewed. Multipurpose ordinances will be billed at a minimum of \$750. There is no charge for reviewing existing bond ordinances for new clients.

Issues for notes in anticipation of the issuance of bonds are based on a charge of \$50 per \$100,000 of notes prepared, or fraction thereof, with a minimum of \$500 for each issue of notes.

Disbursements are added separately as part of any billing.

The fee schedule does not cover matters requiring more than ordinary time and travel. Such schedule also does not apply to general obligation refunding issues or to revenue bond issues. Additional charges would be made for the public offering of bonds of the municipality and for an offering of notes of the municipality involving the preparation of an offering statement to accompany the Notice of Sale and the preparation of multiple notes. We do not bill separately for time spent on telephone calls or routine legal research in the course of doing our regular work for clients (bond ordinances, notes and bond issues). However, responses to inquiries involving research on complicated questions of law, review or preparation of financing documents for special financings, special tax counsel opinions, and attendance at meetings would be charged separately at the following hourly rates: \$150 for a partner, \$100 for an associate.