



# UNION COUNTY IMPROVEMENT AUTHORITY

1499 US Highway One, North, 3<sup>rd</sup> Floor  
Rahway, New Jersey, 07065  
www.ucimprovementauthority.org  
(732) 382-9400 (732) 382-5862 fax

Resolution No. 61-2017

Date: September 13, 2017

## RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY AMENDING THE CONTRACT FOR LEGAL COUNSEL SERVICES OF DAVID MINCHELLO ESQ. AND RAINONE COUGHLIN MINCHELLO, LLC

APPROVED AS TO FORM:  
Lisa M. da Silva, RMC  
Clerk of the Authority

APPROVED AS TO SUFFICIENCY OF FUNDS  
☒ YES ☐ NO ☐ NONE REQUIRED  
UNION COUNTY IMPROVEMENT AUTHORITY

*Lisa M. da Silva*

*M. W. B. - 10*

	PRESENT	ABSENT	AYE	NAY	ABSTAIN	MOTION	SECOND
<i>Bornstad, Treasurer</i>		✓					
<i>D'Elia</i>		✓					
<i>Hockaday</i>		✓					
<i>Huff</i>	✓		✓				
<i>Lattimore</i>	✓		✓				✓
<i>Salerno, Secretary</i>	✓		✓			✓	
<i>Szpond</i>		✓					
<i>Rountree, Vice Chairwoman</i>	✓		✓				
<i>Scutari, Chairman</i>	✓		✓				

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY  
AMENDING THE CONTRACT FOR LEGAL COUNSEL SERVICES OF  
DAVID MINCHELLO ESQ. AND RAINONE COUGHLIN MINCHELLO, LLC**

**WHEREAS**, a regular meeting of the Union County Improvement Authority (the "Authority") was held on September 13, 2017; and

**WHEREAS**, pursuant to N.J.S.A. 40:37A-55(t), a county improvement authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts or things necessary, convenient or desirable for the purposes of the authority subject to the "Local Public Contracts Law," N.J.S.A. 40A:11-1, et seq.; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5(1)(a)(i) any contract, purchase or agreement, the subject matter of which consists of professional services is an exception to the public bidding requirements of the Local Public Contracts Law; and

**WHEREAS**, it is necessary for the Authority to have legal counsel services (the "Services") for the current year; and

**WHEREAS**, the Services are an exception to the public bidding requirements of the Local Public Contracts Law as a professional service; and

**WHEREAS**, in accordance with N.J.S.A. 19:44A-20.4 et seq., the Authority undertook a fair and open process and advertised for qualifications and proposals for the provision of the Services, among other services; and

**WHEREAS**, the Authority awarded a professional services contract to Rainone Coughlin Minchello, LLC for calendar year 2017 in an amount not to exceed \$100,000.00; and

**WHEREAS**, the Authority has determined to increase the not to exceed amount to \$200,000.00;

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE UNION COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:**

1. The Authority hereby amends the professional services contract of Rainone Coughlin Minchello, LLC to provide the Services to the Authority at the hourly rate of \$185.00 for partners/ \$165.00 for associates and in accordance with and at the rates and terms set forth on Schedule A attached hereto and made a part hereof. The cost for the provision of the Services is not to exceed \$200,000.00.
2. The Authority authorizes the Executive Director of the Authority to approve and execute an amended contract with Rainone Coughlin Minchello, LLC setting forth the terms of the provision of the Services. Such approval and execution by the Executive Director shall be deemed approval by the Authority and no further action or approval shall be required.
3. The Certifying Finance Officer of the Authority has certified that the funds for the Services are available in the budget.

UNION COUNTY IMPROVEMENT AUTHORITY

Addendum to General Counsel Contract 2017

UCIA: Union County Improvement Authority  
1499 U.S. Highway One, North, 3<sup>rd</sup> floor  
Rahway, New Jersey 07065  
Attention: Daniel P. Sullivan, Executive Director

CONTRACTOR: Rainone Coughlin Minchello, LLC  
One Woodbridge Center  
Suite 515  
Woodbridge, New Jersey, 07095  
Attention : David Minchello, Esq.

Date of Contract: January 1, 2017

Section 4 of the Contract shall be amended to revise the not to exceed amount to \$200,000 and to read as follows:

**Compensation.** The Authority shall compensate the Professional for the services in accordance with the fee schedule set forth in Exhibit A attached hereto, in an amount not to exceed Two Hundred Thousand Dollars (\$200,000.00), not inclusive of General Counsel Services associated with the issuance of bonds.

In all other respects, the Contract remains the same. In case of conflict between any of the provisions of this Addendum and of the Contract, the provisions of this Addendum shall control.

IN WITNESS WHEREOF, the parties have signed this Addendum as of the date of the Contract.

ATTEST:

UNION COUNTY IMPROVEMENT AUTHORITY

\_\_\_\_\_  
Lisa DaSilva, Deputy Clerk

By: \_\_\_\_\_  
Daniel Sullivan, Executive Director

WITNESS:

RAINONE COUGHLIN MINCHELLO, LLC.  
CONTRACTOR

\_\_\_\_\_

By: \_\_\_\_\_  
David Minchello, Esq.

DATED: