

**ADDENDUM TO AGREEMENT FOR PROFESSIONAL SERVICES**

**THIS AGREEMENT** dated the \_\_\_\_\_ day of February, **2020**,

**BETWEEN: BOROUGH OF MANTOLOKING**, a municipal corporation of the State of New Jersey, having its principal offices located at Borough of Mantoloking, 202 Downer Avenue, Mantoloking, 08738 New Jersey (hereinafter referred to as "Borough");

**AND: RONALD S. GASIOROWSKI, ESQUIRE OF THE FIRM OF GASIOROWSKI & HOLOBINKO**, having his principal offices located at 54 Broad Street, Red Bank, New Jersey, 07701 (hereinafter referred to as "Special Counsel").

**WHEREAS**, there exists a need for legal services as Special Counsel for the Borough of Mantoloking for the purpose of representation of the Borough before the Brick Township Zoning Board of Adjustment as a non-fair and open contract pursuant to the provisions of N.J.S.A. 20:44A-20.5; and

**WHEREAS**, the Borough Council previously appointed Ronald S. Gasiorowski, Esquire, of the firm of Gasiorowski & Holobinko, as Special Counsel for the Borough of Mantoloking for the representation of the Borough before the Brick Township Zoning Board of Adjustment to be compensated at the rate of Three Hundred Twenty-Five (\$325.00) Dollars per hour for services rendered to the Borough, for a total amount not to exceed \$17,500.00; and

**WHEREAS**, the Mr. Gasiorowski's efforts as Special Counsel for the Borough of Mantoloking for the representation of the Borough at the Brick Township Zoning Board of Adjustment have been extensive and required, to date, the provision of legal services in excess of \$17,500.00; and

**WHEREAS**, through the efforts of Mr. Gasiorowski and others, the applicant Vilamoura, Inc. has currently withdrawn its CAFRA application and sought an adjournment

of hearing without a date certain for the Brick Township Board of Adjustment the Borough Council, but it is anticipated that the applications will be refiled and/or be continued; and

**WHEREAS**, the Borough Council therefore deems it desirable to authorize extension of the agreement with Mr. Gasiorowski for such legal services as are necessary through December 31, 2020 in an amount not to exceed \$17,500.00.

**WHEREAS**, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*, authorizes the award of contracts for “Professional Services” and requires that the resolution and contract be made available for public inspection; and

**WHEREAS**, pursuant to law, the parties hereto wish to enter into an addendum extending the term of the previously authorized agreement for Professional Legal Services.

**NOW, THEREFORE**, the parties hereunder do agree as follows:

1. The previously authorized and executed Agreement between the Borough of Mantoloking and Ronald S. Gasiorowski of the firm of Gasiorowski & Holobinko, is extended through December 31, 2020 in an amount not to exceed \$17,500.00 for the year 2020. The Special Counsel shall be compensated at the rate of Three Hundred Twenty-Five (\$325.00) Dollars per hour for services rendered for the calendar year 2018. The total amount charged by the Special Counsel shall not exceed the amount appropriated in the municipal budget for the year 2020.

2. The Borough of Mantoloking and the Special Counsel for themselves, their heirs, executors, administrators, successors or assigns, hereby agree to the full performance of the covenants herein contained.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

**WITNESS & ATTEST:**

**BOROUGH OF MANTOLOKING**

\_\_\_\_\_  
**BEVERLEY KONOPADA**  
Borough Clerk  
(Seal)

By \_\_\_\_\_  
**E. LAURENCE WHITE, MAYOR**

**GASIOROWSKI & HOLOBINKO**

\_\_\_\_\_  
As to Ronald Gasiorowski

By \_\_\_\_\_  
**RONALD S. GASIOROWSKI**