

**RESOLUTION 2023-66**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF  
MAGNOLIA AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT OF  
BOND COUNSEL**

**WHEREAS**, N.J.S.A. 40A:2-38.1 provides for the compensation of an attorney for services rendered in connection with the issuance of bonds; and

**WHEREAS**, there exists a need for specialized legal services in connection with the authorization and the issuance of bonds and other obligations and other matters relating to capital financing by the Borough of Magnolia (hereinafter referred to as “Borough”); and

**WHEREAS**, such specialized legal services can be provided only by a recognized bond counsel firm, and the law firm of Parker McKay P.A. is so recognized by the financial community; and

**WHEREAS**, the services to be performed are “Professional Services” as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-2(6), and therefore are exempt from the Local Public Contracts Law requirements for competitive bidding pursuant to N.J.S.A. 40:A11-5(1)(a)(i); and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), requires the public advertisement of notice with respect to contracts for professional services awarded without competitive bids; and

**WHEREAS**, funds are or will be available for this purpose; and

**WHEREAS**, based on the proposals received, the Borough of Magnolia appoints the following firm as Bond Counsel for a contract period from January 1, 2023 through December 31, 2023 to:

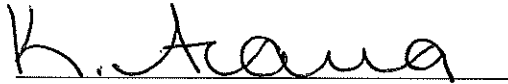
**Parker McKay P. A.  
9000 Midlantic Drive, Suite 300  
Mount Laurel, NJ 08054**

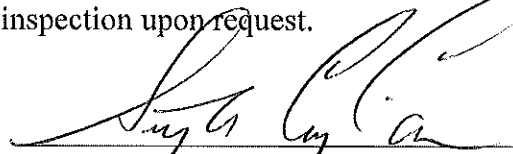
**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Magnolia, County of Camden, State of New Jersey as follows:

1. The mayor is hereby authorized and directed to execute a professional service agreement with Parker McKay P. A., and
2. This contract is awarded without competitive bidding as “Professional Services” under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.

3. This professional contract was advertised under the fair and open process, and it is being awarded pursuant to a fair and open process.
4. A notice of this action shall be printed in the newspaper.
5. In accordance with the law, an executed copy of the contract between the Borough and Parker McKay P.A. along with a copy of this resolution shall be filed in the office of the Municipal Clerk and is available for public inspection upon request.

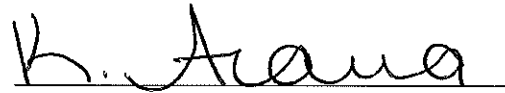
ADOPTED: January 4, 2023

  
\_\_\_\_\_  
Krystel M. Arana  
Municipal Clerk

  
\_\_\_\_\_  
Betty Ann Cowling-Carson  
Mayor

**CERTIFICATION**

I, Krystel M. Arana, Municipal Clerk of the Borough of Magnolia, County of Camden, State of New Jersey, do hereby certify that the foregoing Resolution 2023-66 was duly adopted by the Mayor and Council of the Borough of Magnolia at its annual Reorganization Meeting held on Wednesday, January 4, 2023.

  
\_\_\_\_\_  
Krystel M. Arana  
Municipal Clerk