

**CITY COUNCIL**

**The City of Orange Township, New Jersey**

DATE February 21, 2023

NUMBER 102-2023

**TITLE: A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH JOSEPH WENZEL, ESQ., OF FRIEND & WENZEL LLC, TO PROVIDE LEGAL SERVICES TO THE CITY OF ORANGE TOWNSHIP PLANNING BOARD FOR A PERIOD BEGINNING JANUARY 1, 2023, AND CONTINUING THROUGH DECEMBER 31, 2023, IN AN AMOUNT NOT TO EXCEED \$7,500.00.**

WHEREAS, the City of Orange Township Planning Board has appointed Joseph Wenzel, Esq., of Friend & Wenzel LLC, to provide legal advice and legal representation at scheduled Planning Board meetings for the period beginning January 1, 2023, and continuing through December 31, 2023; and,

WHEREAS, the Local Public Contract Law, *N.J.S.A. 40A:11-1 et seq.*, requires a resolution authorizing the award of contracts for the "Professional Services" without competitive bids and that the contract itself be available for public inspection as set forth herein; and,

WHEREAS, the City's Chief Financial Officer has prepared the necessary Certificate of Availability of Funds certifying that, contingent upon Council approval and inclusion of said item in the Temporary Budget and adopted 2023 Budget, there will be sufficient funds to contract with Joseph Wenzel, Esq., of Friend & Wenzel LLC, for this purpose in the applicable budget account.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Orange Township that a contract be awarded to Joseph Wenzel, Esq., of Friend & Wenzel LLC, not to exceed \$7,500.00, with additional fees paid separately from the budget and received from establishing an escrow account that will be solely funded by developers pertaining to their specific projects;

BE IT FUTHER RESOLVED, that the proper officers of the City of Orange Township are hereby authorized to enter into said contract with Joseph Wenzel, Esq., of Friend & Wenzel LLC; and,

BE IT FURTHER RESOLVED that notice of this action shall be published as required by law within 10 days of its passage.

Adopted: **February 21, 2023**

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Joyce Lanier  
City Clerk

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Tency A. Eason  
Council President

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# PLANNING BOARD

The City of Orange Township  
New Jersey



Date 01/25/2023

Resolution No. 02-2023

**TITLE: A RESOLUTION APPROVING JOSEPH M. WENZEL, ESQ., OF FRIEND & WENZEL LLC, TO PROVIDE PROFESSIONAL LEGAL SERVICES TO THE PLANNING BOARD OF THE CITY OF ORANGE TOWNSHIP FOR A TERM BEGINNING JANUARY 1, 2023, AND CONTINUING THROUGH DECEMBER 31, 2023, IN AN AMOUNT NOT TO EXCEED \$7,500.00 AND WITH ADDITIONAL FEES PAID THROUGH APPLICANT ESCROW FUNDS.**

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires a resolution authorizing the award of contracts for professional services without competitive bids and that the contract itself be available for public inspection as set forth herein; and,

**WHEREAS**, the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., permits the Planning Board ("Board") of the City of Orange Township ("City") to contract for and fix the compensation of an attorney to provide professional legal advice and representation on matters relating to planning and land use ("Board Attorney"); and,

**WHEREAS**, the Board concluded that Joseph M. Wenzel, Esq., of Friend & Wenzel LLC, has the qualifications and experience necessary to serve as the Board Attorney; and,

**WHEREAS**, the Board fixed the compensation of the Board Attorney for the CY 2023 term, commencing January 1, 2023, and continuing through December 31, 2023, at an amount not to exceed \$7,500.00 for attendance at Board meetings and other routine Board-related legal work; and,

**WHEREAS**, the Board Attorney shall also be permitted to bill against applicant escrow funds for application-related work (e.g., technical review, resolutions, etc.) at a rate of \$150.00 per hour; and,

**WHEREAS**, the City's Chief Financial Officer has prepared the necessary Certificate of Availability of Funds, contingent upon the passage of CY 2023 municipal budget, certifying that funds are available under the appropriate account.

**NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING BOARD OF THE CITY OF ORANGE TOWNSHIP** that Joseph M. Wenzel, Esq., of Friend & Wenzel LLC, is hereby appointed as Board Attorney for a term beginning as of January 1, 2023, and continuing through December 31, 2023, in an amount not to exceed \$7,500.00 for attendance at Board meetings and other routine Board-related legal work, and at a rate of \$150.00 per hour billed against applicant escrow funds for application-related work (e.g., technical review, resolutions, etc.); and,

**BE IT FURTHER RESOLVED** that the Board Chair is hereby authorized to execute an agreement with the Board Attorney on the Board's behalf, reflecting these terms; and,

**BE IT FURTHER RESOLVED** that notice of this action shall be published as required by law within 10 days of its adoption.

[REMAINDER OF PAGE INTENTIONALLY BLANK]

**Motion to Approve Resolution**

**Motion Date: January 26, 2022**

M	2d	Member		AYE	NAY	N/V	N/P
<input type="checkbox"/>	<input type="checkbox"/>	HOLMES, Dwight	Board Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	JONES, Antoinette	Board Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	WARREN, Hon. Dwayne D.	Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	EASON, Hon. Tency A.	Councilmember	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	MOBLEY, Christopher		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	ONYIUKU, Callistus		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	FAUSTIN, Enock		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

M: Motion  
 2d: Second  
 N/V: No Vote  
 (Abstain/Excused)  
 N/P: Not Present

Vote Totals: 

7	0	0	0
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 Approved  Rejected

I hereby certify the foregoing Resolution was adopted by the Planning Board of the City of Orange Township at its meeting on January 25, 2023.

  
 Dwight Holmes  
 Planning Board Chair

Alexandra Reyes  
 Planning Board Secretary

Approved as to form and legality:

  
 Joseph Wenzel, Esq.  
 Planning Board Attorney