

RESOLUTION

WHEREAS, the Township of West Orange (the “Township”) will hold a general municipal election on November 4, 2014 (the “Election”); and

WHEREAS, the deadline for submission of petitions of nomination (the “Petitions”) to the Municipal Clerk (the “Clerk”), pursuant to N.J.S.A. 40:45-8, was September 2, 2014; and

WHEREAS, Mayor Robert D. Parisi (“Mayor Parisi”), a candidate in the Election, has timely submitted Petitions in support of his candidacy to the Clerk, pursuant to N.J.S.A. 40:45-8; and

WHEREAS, on September 8, 2014, the Clerk received correspondence from Eldridge Hawkins, Esq., on behalf of Mayoral candidate Eldridge Hawkins, Jr., objecting to the Petitions filed on behalf of Mayor Parisi (the “Hawkins Objection”); and

WHEREAS, the Hawkins Objection alleges that Petitions submitted on behalf of Mayor Parisi may be deficient for various reasons; and

WHEREAS, the Township Attorney and Assistant Township Attorney have recused themselves from any involvement with the Clerk’s consideration and review of the Hawkins Objection; and

WHEREAS, it is necessary for the Clerk to receive the benefit of independent legal advice with respect to her consideration and review of the Hawkins Objection, the applicable statutes, and any potential legal challenge to the discharge of her duties as Clerk; and

WHEREAS, the Clerk is required, pursuant to N.J.S.A. 19:13-11, to make determinations with regard to the sufficiency of any filed Petition by no later than September 11, 2014; and

WHEREAS, in light of the emergent and time-sensitive nature of the Clerk’s review of the Hawkins Objection, and in light of the general importance in preserving the integrity of all aspects of the electoral process within the Township, the Law Department recommends that the

Township immediately retain independent counsel for the Clerk; and

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange, that Thomas P. Scrivo, Esq. of McElroy, Deutsch, Mulvaney & Carpenter, LLP, shall be retained to represent the Clerk at a discounted fixed hourly rate of \$200 per hour; and it is further

RESOLVED, that this Resolution shall be published and made available in the Clerk's Office for reasonable inspection in accordance with applicable law.

Karen J. Carnevale
Township Clerk

Susan McCartney
Council President

Adopted: September 9, 2014

I hereby Certify funds are available from: Account No.

JOHN GROSS, CHIEF FINANCIAL OFFICER