

**RESOLUTION AUTHORIZING APPROVAL OF CHANGE ORDER
NUMBER ONE WITH MCCARTER & ENGLISH, LLP**

WHEREAS, the Township Council of the Township of Livingston entered into a contract ("Contract") with McCarter & English, LLP to serve as COAH Counsel; and

WHEREAS, the initial Contract was not to exceed Eighty Thousand Dollars (\$80,000.00); and

WHEREAS, due to the continuing and increasing costs of COAH litigation, the following Change Order is requested:

A. CHANGE ORDER NUMBER ONE	
Continuing and increasing cost of COAH litigation	<u>\$20,000.00</u>
Total	<u>\$20,000.00</u>

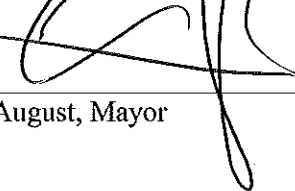
WHEREAS, the total amount for change order number one is \$20,000.00 making the new contract sum \$100,000.00; and

WHEREAS, this Change Order has been recommended by the Township Manager; and

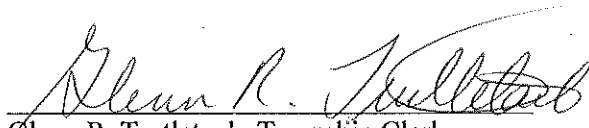
WHEREAS, the Chief Financial Officer has certified that funds are available in Account 9-01-20-155-001-401 (Legal Fees).

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Livingston, Essex County, approves the execution of Change Order Number one to the contract with McCarter & English, LLP to cover the continuing and increasing costs of COAH litigation.

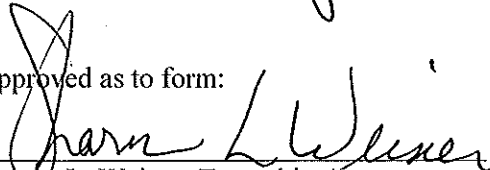
BE IT FURTHER RESOLVED that a copy of this resolution shall be published in the West Essex Tribune as required by law.



 Charles August, Mayor



 Glenn R. Turteltaub, Township Clerk

Approved as to form:


 Sharon L. Weiner, Township Attorney

Adopted: December 21, 2009