

RESOLUTION NO. 2025- 118

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BY AND BETWEEN THE LAW FIRM OF DAMON G. TYNER, LLC, EGG HARBOR TOWNSHIP, NEW JERSEY AND THE CITY OF VINELAND FOR REPRESENTATION IN REGARDS TO CANNABIS LICENSING IN THE CITY.

WHEREAS, the City of Vineland has authorized Class 1, 2, 3, 4 and 5 cannabis businesses in the City; and

WHEREAS, Chapter 266 of the Code of the City of Vineland sets forth the requirements for cannabis establishments including licensing, applications, qualifications and standards and has further created the City of Vineland Cannabis Advisory Committee (CAC) for review and recommendations to City Council for local licensing; and

WHEREAS, Section 266-3A. (1)(a)[3] authorizes Special Council be appointed to represent the CAC; and

WHEREAS, the Law Firm of Damon Tyner, LLC, Egg Harbor Township has experience in representing clients in matters related to cannabis and has further served as a County Prosecutor and Superior Court Judge; and

WHEREAS, the Law firm of Damon G. Tyner, LLC has presented a proposal to represent the CAC and City of Vineland in matters concerning cannabis businesses in the City at a rate of \$165.00 per hour in an amount not to exceed \$15,000.00 to provide legal advice to the CAC and represent the City in any matter involving cannabis and cannabis business licensing for the contract period beginning February 1, 2025 through January 31, 2026; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.) requires that the Resolution authorizing the award of contract for Professional Services without competitive bidding and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Vineland as follows:

1. That the Mayor and Clerk are hereby authorized and directed to execute a Non-Fair and Open Agreement pursuant to N.J.S.A. 19:44A-20.5 with the Law Firm of Damon G. Tyner, LLC, Egg Harbor, New Jersey for matters related to cannabis and cannabis businesses in the City of Vineland at a rate of \$165.00 per hour on an as needed basis, not to exceed \$15,000.00 for the period beginning February 1, 2025 through January 31, 2026.
2. That this Professional Services Agreement is awarded without competitive bidding in accordance with N.J.S.A. 40A:11-5 (1)(a) of the Local Public Contracts Law because said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction distinguished from general academic instruction or apprenticeship and training.
3. That the Business Disclosure Entity Certification, the Political Contribution Disclosure Form and the Determination of Value be placed on file with the Resolution.
4. That a notice of this action shall be printed once in the Daily Journal.

Adopted: March 11, 2025

President of Council pfs

ATTEST:

City Clerk rgf