

**COUNCIL OF THE BOROUGH OF ENGLEWOOD CLIFFS  
BERGEN COUNTY, NEW JERSEY**

**RESOLUTION  
RESOLUTION NO. 2026-47**

**TITLE: APPOINTMENT OF MUNICIPAL SPECIAL / CONFLICT COUNSEL  
(NON-OPEN AND FAIR AWARD): DONALD F. BURKE, ESQ.**

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**WHEREAS**, the Borough of Englewood Cliffs (the "Borough") has determined that it is necessary for a Special Counsel to represent the Borough with respect to certain legal services of the Borough, including those of representing the Borough in litigation.

**WHEREAS**, the Borough has determined that it is in the best interest to retain the professional set forth in this Resolution; and

**WHEREAS**, the Borough has reviewed the credentials of the law firm of Donald F. Burke, Esq., located at 45 Gale Road, Brick, New Jersey 08723 and has found that the firm has the requisite professional experience to assist the Borough; and

**WHEREAS**, the Borough seeks to enter into a Professional Services Agreement with the Law Office of Donald F. Burke, Esq. for performance of the professional services set forth above between January 1, 2026, and December 31, 2026, for services as Special Counsel at a blended hourly rate of \$215 per hour for a cost not to exceed \$25,000; and

**WHEREAS**, the proposed contract is awarded pursuant to a non-fair and open process, and the professional shall confirm adherence to all Pay to Play laws, and that the law firm has made no donations in excess of those permitted by the Pay to Plays that would disqualify the law firm from accepting a contract for the aforesaid position; and

**WHEREAS**, the proposal for services is for an hourly rate on an as needed basis, and the Chief Financial Officer will certify available funds at the time the services are requested.

**WHEREAS**, the exact line-item appropriation is Legal Services OE: 6-01-20-155-200.

**NOW, THEREFORE, BE IT RESOLVED** that Mayor Mark Park be and the same is hereby authorized to execute and deliver the Professional Services Agreement with Donald F. Burke, Esq. in conformance with this resolution; and

**IT IS FURTHER RESOLVED** that the Borough Clerk will advertise public notice of this appointment in accordance with law, and a copy of the Professional Services Agreement authorized by this resolution, once executed, shall be kept on file with the Borough Clerk and available for inspection.

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**CERTIFICATION**

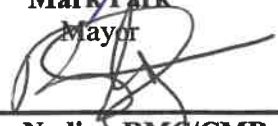
I hereby certify that this resolution, consisting of 2 pages, was adopted at the Reorganization Meeting of the Borough Council of the Borough of Englewood Cliffs, held on this 4th day of January 2026.

	Moved	Second	Ayes	Nays	Abstain	Absent
Biegacz		✓	✓	✓		
Liang	✓		✓	✓		
Patel		✓	✓	✓		
Kapsaskis			✓	✓		
Lee			✓	✓		
Koutroubas			✓			
Mayor Park						



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**Mark Park**  
Mayor



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**Beauty Nadim, RMC/CMR**  
Municipal Clerk