

**AGREEMENT**

THIS AGREEMENT, made on this 21<sup>st</sup> day of July, 2011, between the Zoning Board of Adjustment of the Borough of Bradley Beach, County of Monmouth, State of New Jersey, and Richard B. Stone, Esq., an Attorney at Law of the State of New Jersey, and a partner in the law firm of Stone Mandia, LLC, with offices at 685 Neptune Boulevard, Neptune, New Jersey:

WHEREAS the Zoning Board of Adjustment of the Borough of Bradley Beach, did on the 18<sup>th</sup> day of August, 2011, adopt a Resolution authorizing it to enter into a Contract with Richard B. Stone, Esq., for services as attorney for the Zoning Board of Adjustment of the Borough of Bradley Beach through June 30, 2012; and

WHEREAS, the following is subject to the Borough Treasurer of the Borough of Bradley Beach having certified to the Borough that there are adequate funds available for the purpose of the award of this Contract for services up until December 31, 2011, and the remainder of term subject to availability of funds after January 1, 2012;

WITNESSETH: For and in consideration of the sum of ONE DOLLAR (\$1.00), and other good and valuable considerations and mutual promises made to each other and services to be performed by the said Richard B. Stone, Esq., for the Zoning Board of Adjustment of the Borough of Bradley Beach and value to be received by the Zoning Board of Adjustment of the Borough of Bradley Beach for said services, the parties hereto agree as follows:

1. That Richard B. Stone, Esq., be and is hereby specifically retained to complete all legal services required as attorney for the Zoning Board of Adjustment of

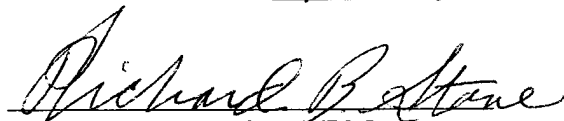
the Borough of Bradley Beach, and specifically set forth pursuant to the Ordinances of the Borough of Bradley Beach, and including all legal services and preparation of legal documents as may be required by the Zoning Board of Adjustment of the Borough of Bradley Beach, including prosecuting and defending all suits in all courts of law, and attendance at the Zoning Board of Adjustment of the Borough of Bradley Beach meetings as they may be held.

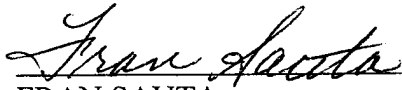
2. That Richard B. Stone, Esq., shall be paid for said per diem services rendered, relative to the foregoing, on the basis of \$130.00 per hour, and \$100.00 per hour for associate time, plus reimbursement for all costs on a dollar for dollar basis, for all services rendered, with the exception of litigation in any court in the State of New Jersey for which Richard B. Stone, Esq., shall be paid for such litigation on the basis of \$130.00 per hour, and \$100.00 per hour for associate time plus reimbursement for all costs on a dollar for dollar basis.


3. That vouchers for services rendered shall be tendered to the Zoning Board of Adjustment of the Borough of Bradley Beach, by Richard B. Stone, Esq., specifically enumerating the services rendered, and that payment to Richard B. Stone, Esq., shall be made based on said vouchers as long as the same are found reasonable and within the ambits of this Agreement.

4. That the within Agreement shall terminate on June 30, 2012.

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands and seals this 18<sup>th</sup> day of August, 2011.

  
RICHARD B. STONE, ESQ.

  
FRAN SAUTA,  
SECRETARY  
Zoning Board of Adjustment of the  
Borough of Bradley Beach

  
MICHAEL CONOSCENTI,  
CHAIRMAN  
Zoning Board of Adjustment of the  
Borough of Bradley Beach