



Legislation Details (With Text)

**File #:** 16-1821      **Version:** 1      **Name:** Maraziti Falcon Environmental Counsel 2017  
**Type:** Resolution      **Status:** Adopted  
**File created:** 11/29/2016      **In control:** Law  
**On agenda:** 12/21/2016      **Final action:** 12/21/2016

**Title:** Dept/ Agency: Law  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Professional Services Contract  
Purpose: To provide legal services concerning Environmental Counsel Matters  
Entity Name: Maraziti Falcon, LLP.  
Entity Address: 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078  
Contract Amount: Amount not to exceed \$75,000.00  
Funding Source: 2017 Budget/Law Department  
Contract Period: January 1, 2017 through December 31, 2017  
Contract Basis: ( ) Bid ( ) State Vendor (X) Prof. Ser. ( ) EUS  
(X) Fair & Open ( ) No Reportable Contributions ( ) RFP (X) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Additional Information:

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
12/21/2016	1	Municipal Council	Adopt	Pass

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**Additional Information:**

**WHEREAS,** the City of Newark is involved in ongoing legal matters and therefore has a need to acquire legal services; and

**WHEREAS,** the City of Newark issued a Request for Qualifications for Environmental Counsel on or about September 30, 2016; and

**WHEREAS**, the City of Newark received a total of one (1) proposal in response to its request; and

**WHEREAS**, Maraziti Falcon, 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078, submitted a proposal and it was found, based upon price and other factors, to be in the best interest of the City of Newark to accept the proposal for the purpose of providing legal services concerning Environmental Counsel Matters; and

**WHEREAS**, the City of Newark wishes to enter into a contract with Maraziti Falcon to provide legal services concerning Environmental Counsel matters in an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00), for the period of January 1, 2017 through December 31, 2017, which shall cover those existing matters that were previously being handled by Golub & Isabel P.C., as well as new matters that may arise during the contract term; and

**WHEREAS**, the Local Public Contracts Law (*N.J.S.A. 40A:11-1 et seq.*) requires that Notice of the Award of contracts for "Professional Services" without public bidding must be published in a local newspaper; and

**WHEREAS**, this contract is for an amount over \$17,500.00 and is being awarded as a Fair and Open contract pursuant to *N.J.S.A. 19:44A-20.5*; and

**WHEREAS**, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, 6PSF-a on August 1, 2012, which forbids the award of a contract to a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates; and political or political party committees of the City of Newark or County of Essex; and continuing political committees or political action committees regularly engaged in the support of the City of Newark municipal or County of Essex elections; and certain other political party or candidate committees, in excess of certain threshold.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Mayor of the City of Newark and/or his designee, the Corporation Counsel, are hereby authorized and directed on behalf of the City of Newark to enter into and execute a contract with Maraziti Falcon, LLP of 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078, to provide legal services concerning Environmental Counsel Matters in an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00), for the period of January 1, 2017 through December 31, 2017, which shall cover those existing matters previously being handled by Golub & Isabel P.C., as well as new matters that may arise during the contract term.
2. The term of this contract shall be January 1, 2017 through December 31, 2017 for such matters that may arise during the contract term.
3. This contract is being awarded pursuant to the Fair and Open procedures of the State Pay-

to-Play Law (*N.J.S.A. 19:44A-20.5*) and pursuant to the provisions of the Local Public Contracts Law (*N.J.S.A. 40A:11-5(1)(a)(i)*).

4. This is a contract which shall be awarded in one (1) fiscal year although the date on which it properly takes effect falls in the next fiscal year. Accordingly this contract is subject to the availability and appropriation of sufficient funds in the year in which it takes effect. *N.J.A.C. 5:30-5.5(e)*. Funds for this contract in the amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00) shall be provided from the City of Newark Budget, Law Department.
5. A copy of the executed agreement herein authorized shall be filed in the Office of the City Clerk by the Corporation Counsel and shall be made available for public inspection.
6. A notice of this action shall be published in the newspaper authorized by law to publish a legal advertisement and as required by law within ten (10) days of the adoption of this Resolution.

### **STATEMENT**

This resolution hereby authorizes the Mayor and/or his designee, the Corporation Counsel, to enter into and execute a contract on behalf of the City of Newark for legal services for Environmental Counsel matters with Maraziti Falcon, LLP located at 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078, in an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00), for the period of January 1, 2017 through December 31, 2017.