



Legislation Details (With Text)

File #: 16-1830 **Version:** 1 **Name:** Maraziti Falcon Environmental Remediation Counsel 2017
Type: Resolution **Status:** Adopted
File created: 11/29/2016 **In control:** Law
On agenda: 1/5/2017 **Final action:** 1/10/2017

Title: Dept/ Agency: Law
Action: Ratifying Authorizing Amending
Type of Service: Professional Services Contract
Purpose: To provide legal services concerning Environmental Remediation Counsel Matters.
Entity Name: Maraziti Falcon, LLP.
Entity Address: 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078
Contract Amount: An amount not to exceed \$25,000.00
Funding Source: 2017 Budget/ Law Department
Contract Period: January 1, 2017 through December 31, 2017
Contract Basis: Bid State Vendor Prof. Ser. EUS
 Fair & Open No Reportable Contributions RFP RFQ
 Private Sale Grant Sub-recipient n/a
Additional Information:
Deferred to Special 7R6-d 010517

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
1/10/2017	1	Municipal Council	Adopt	Pass
1/5/2017	1	Municipal Council	Defer to a Special Meeting	Pass

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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

Remediation 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 Remediation Counsel Matters; and

WHEREAS, the City of Newark wishes to enter into a contract with Maraziti Falcon to provide legal services concerning Environmental Remediation Counsel Matters in an amount not to exceed Twenty-Five Thousand Dollars and Zero Cents (\$25,000.00), 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, 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078, to provide legal services concerning Environmental Remediation Counsel Matters in an amount not to exceed Twenty-Five Thousand Dollars and Zero Cents (\$25,000.00), 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 Twenty-Five Thousand Dollars and Zero Cents (\$25,000.00) 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 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 Remediation Counsel Matters with Maraziti Falcon, LLP, 150 John F. Kennedy Parkway, Short Hills, New Jersey 07078, in an amount not to exceed Twenty-Five Thousand Dollars and Zero Cents (\$25,000.00), for the period of January 1, 2017 through December 31, 2017.