



Legislation Details (With Text)

**File #:** 21-0358      **Version:** 1      **Name:** Chasan, Lamparello, Mallon & Cappuzzo, PC 2021 Professional Services Contract  
**Type:** Resolution      **Status:** Adopted  
**File created:** 3/9/2021      **In control:** Economic and Housing Development  
**On agenda:** 4/27/2021      **Final action:** 4/27/2021

**Title:** Dept./ Agency: Economic and Housing Development  
Action:  Ratifying    Authorizing    Amending  
Type of Service: Professional Services Contract  
Purpose: To provide legal services for Redevelopment/Land Use Matters.  
Entity Name: Chasan, Lamparello, Mallon & Cappuzzo, P.C.  
Entity Address: 300 Lighting Way, Suite 200, Secaucus, New Jersey 07094  
Contract Amount: Not to exceed \$75,000.00  
Funding Source: 2021 Budget/Department of Economic and Housing Development/NW026, Account #32100, B2021  
Contract Period: March 12, 2021 through March 11, 2022  
Contract Basis:  Bid    State Vendor    Prof. Ser.    EUS  
 Fair & Open    No Reportable Contributions    RFP    RFQ  
 Private Sale    Grant    Sub-recipient    n/a  
Additional Information:

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
4/27/2021	1	Municipal Council	Adopt	Pass

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**Additional Information:**

**WHEREAS**, the City of Newark (the "City") is involved in ongoing legal matters and therefore has a need to acquire Legal Services; and

**WHEREAS**, Legal Services are Professional Services, exempt from the requirement for public

bidding, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i); and

**WHEREAS**, the Department of Economic and Housing Development of the City caused to be published, on the City of Newark's website, a Notice of Request for Qualifications ("RFQ") for Special Counsel concerning Redevelopment and Land Use Matters on or about January 6, 2021; and

**WHEREAS**, the City received a total of three (3) proposals in response to the RFQ by the due date of January 29, 2021; and

**WHEREAS**, Chasan, Lamparello, Mallon & Cappuzzo, PC, 300 Lighting Way, Suite 200, Secaucus, New Jersey 07094, submitted a proposal which was found, based upon price and other factors, to be in the best interest of the City to accept for the purpose of providing Legal Services concerning Redevelopment/Land Use Matters; and

**WHEREAS**, the City wishes to enter into a contract with Chasan, Lamparello, Mallon & Cappuzzo, PC, to provide Legal Services for Redevelopment/Land Use Matters in an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00), for the period of March 12, 2021 through March 11, 2022; and

**WHEREAS**, 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 competitive 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, Reform Ordinance, Newark, New Jersey Municipal Code § 2:4-22C, which forbids the award of a contract to a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal and Essex 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 thresholds.

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

1. The Mayor and/or his designee, the, Deputy Mayor/Director of the Department of Economic and Housing Development are hereby authorized on behalf of the City of Newark to enter into and execute a contract with Chasan, Lamparello, Mallon & Cappuzzo, P.C., 300 Lighting Way, Suite 200, Secaucus, New Jersey 07094, to provide Legal Services concerning Redevelopment/Land Use Matters in an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00), for the period of March 12, 2021 through March 11, 2022.
2. This contract is ratified from March 12, 2021, to the date of adoption of this resolution by the Municipal Council.

3. This contract is being awarded pursuant to the Fair and Open Procedures of the State Pay-to-Play, (N.J.S.A. 19:44A-20.5) and the Local Public Contracts Law, (N.J.S.A. 40A:11-5(1)(a)(i)) and is in compliance with the Contractor Pay-to-Play Reform Ordinance, Newark, New Jersey, Municipal Code § 2:4-22C.
4. Attached hereto is a Certification of Funds from the Director of the Department of Finance, which states that: 1) there are sufficient funds in the amount of Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00) for the purpose set forth herein above; and 2) that the line appropriation of the Official Budget which shall be charged is:

<u>Bus.Unit</u>	<u>Dept.</u>	<u>Div./Proj.</u>	<u>Activity</u>	<u>Account#</u>	<u>BudgetRef.</u>
NW026				32100	B2021

5. There shall be no advance payment pursuant to N.J.S.A. 40A:5-16.
6. There shall be no amendments or changes to the contract without approval of the Municipal Council.
7. The Deputy Mayor/Director of the Department of Economic and Housing Development shall file a copy of the executed contract in the Office of the City Clerk and the same shall be made available for public inspection.
8. 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 ratifies and authorizes the Mayor and/or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development, on behalf of the City of Newark, to enter into and execute a contract for Legal Services for Redevelopment/Land Use Matters with Chasan, Lamparello, Mallon & Cappuzzo, PC, 300 Lighting Way, Suite 200, Secaucus, New Jersey 07094, in an amount not to exceed \$75,000.00, for the period of March 12, 2021 through March 11, 2022.