



Legislation Details (With Text)

File #: 12-2337 **Version:** 1 **Name:**
Type: Resolution **Status:** Filed
File created: 12/7/2012 **In control:** Law
On agenda: 1/16/2013 **Final action:** 1/16/2013
Title: Dept/ Agency: Law
Action: () Ratifying (X) Authorizing () Amending
Purpose: Settlement of Civil Litigation
Docket No.: CAM-L-3683-12
Claimant: Remington & Vernick Engineers, Inc.
Claimant's Attorney: Ellis Medoway, Esq.
Attorney's Address: One Centennial Square, Haddonfield, NJ 08033
Settlement Amount: \$50,126.10
Funding Source: Fund NW045, Dept. 007, Project 07CSO, Acct. 94710, B.Y. B2007
Additional Comments:
Invitation: Corporation Counsel, January 15, 2013

Sponsors:

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
1/16/2013	1	Municipal Council	Adopt	Pass

Dept/ Agency: Law

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WHEREAS, Remington & Vernick Engineers, Inc. has initiated litigation against the City of Newark alleging that the City failed to provide payment for contract services performed by them on the City's behalf; and

WHEREAS, a proposal has been made to resolve said litigation by payment in the amount of Fifty Thousand One Hundred Twenty-Six Dollars and Ten Cents (\$50,126.10); and

WHEREAS, the Corporation Counsel based upon all facts and circumstances deems it in the best interest of the City of Newark to resolve said matter by payment of the proposed Settlement.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF

NEWARK, NEW JERSEY, THAT:

1. The Corporation Counsel is hereby authorized on behalf of the City of Newark to execute and accept the terms of the Settlement Agreement and Release attached hereto.
2. Upon receipt by the Corporation Counsel of all documents deemed necessary, the Director of Finance is hereby authorized and directed to issue a check in the amount of Fifty Thousand One Hundred Twenty-Six Dollars and Ten Cents (\$50,126.10), which payment will be made payable to "Remington & Vernick Engineers, Inc., and their attorney, Ellis Medoway" and which payment will be mailed to One Centennial Square, Haddonfield, NJ, 08033.
3. Annexed hereto is the Certification of Funds issued by the Director of Finance, City of Newark, which states that there are available sufficient legally appropriated funds from Fund NW045, Dept. 007, Project 07CS0, Acct. 94710, B.Y. B2007 in the amount of Fifty Thousand One hundred and Twenty-Six Dollars and Ten Cents (\$50,126.10), for the purpose set forth herein. A copy of the Comptroller's Certification shall be filed in the Office of the City Clerk along with this Resolution by the Corporation Counsel.
4. A fully executed copy of the Settlement Agreement shall be filed in the Office of the City Clerk by the Corporation Counsel.
5. This Resolution shall be effective upon adoption in accordance with applicable State Law.

STATEMENT

The purpose of the within Resolution is the settlement of Civil Litigation in the amount of \$50,126.10