Legislation Details (With Text)

File #:	13-2295	**Version:** 1	**Name:**	Gluck Bond Contract 2014	
Type:	Resolution		**Status:**	Filed	
File created:	12/4/2013		**In control:**	Law	
On agenda:	12/18/2013		**Final action:**	12/18/2013	
Title:	Dept/ Agency: Law Action: ( ) Ratifying (X) Authorizing ( ) Amending Type of Service: Professional Services Contract Purpose: Bond Counsel Services Entity Name: Gluck Walrath, LLP Entity Address: 428 River View Plaza, Trenton, New Jersey 08611 Contract Amount: An amount not to exceed $250,000.00 Funding Source: 2014 City of Newark Budget, Law Department Contract Period: January 1, 2014 through December 31, 2014 Contract Basis: ( ) Bid ( ) State Vendor (X) Prof. Ser. ( ) EUS (X) Fair & Open (X) No Reportable Contributions ( ) RFP (X) RFQ ( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a Additional Information:				
Sponsors:					
Indexes:					
Code sections:					

Date	Ver.	Action By	Action	Result
12/18/2013	1	Municipal Council	Adopt	Pass

Dept/ Agency: Law
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Type of Service: Professional Services Contract
Purpose: Bond Counsel Services
Entity Name: Gluck Walrath, LLP
Entity Address: 428 River View Plaza, Trenton, New Jersey 08611
Contract Amount: An amount not to exceed $250,000.00
Funding Source: 2014 City of Newark Budget, Law Department
Contract Period: January 1, 2014 through December 31, 2014
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(X) Fair & Open (X) No Reportable Contributions ( ) RFP (X) RFQ
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a
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 Bond Counsel Services on or about September 20, 2013; and

WHEREAS, five (5) vendor packages were picked up for consideration for the Bond Counsel contract; and

WHEREAS, the City of Newark received a total of two (2) proposals in response to its request; and

WHEREAS, Gluck Walrath, LLP, with offices located at 428 River View Plaza, Trenton, New Jersey 08611, 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 Bond Matters; and

WHEREAS, the City of Newark wishes to enter into a new contract with Gluck Walrath, LLP, to provide legal services concerning Bond Matters in an amount not to exceed Two Hundred and Fifty Thousand Dollars ($250,000.00), for the period of January 1, 2014 to December 31, 2014, which shall cover those 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 Mayor of the City of Newark signed into law Executive Order Number MEO-07-0001 (hereinafter “Pay-to-Play Executive Order”), which requires reporting of political contributions to Newark Municipal Candidates and prohibits certain political contributions during the duration of the contract.

WHEREAS, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, 6PSF-a, 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 thresholds.

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 his designee, the Corporation Counsel, are hereby authorized and directed on behalf of the City of Newark to execute a contract with Gluck Walrath, LLP to provide legal services concerning Bond Matters in an amount not to exceed Two Hundred Fifty Thousand Dollars ($250,000.00), for the period of January 1, 2014 to December 31, 2014 which shall cover those matters that may arise during the contract term.

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2. The term of this contract shall be January 1, 2014 to December 31, 2014 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)) and is in compliance with Executive Order MEO-07-0001, effective March 31, 2007 and the Business Entity has certified that it has not made or solicited a contribution in violation of the Contractor Pay to Play Reform Ordinance, PSF-a, August 1, 2012.

4. This is a contract which shall be awarded in one 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. Admin. Code 5:30-5.5(e). Funds for this contract in the amount not to exceed $250,000.00 shall be provided from the 2014 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 of the City of Newark and his designee, the Corporation Counsel, to enter into a contract for legal services for Bond Matters with Gluck Walrath, LLP, 428 River View Plaza, Trenton, New Jersey 08611, in an amount not to exceed Two Hundred and Fifty Thousand Dollars ($250,000.00), for the period of January 1, 2014 to December 31, 2014.

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