



Legislation Details (With Text)

File #: 19-0760 **Version:** 1 **Name:** Schenck, Price, Smith & King, LLP 2019 Agreement
Type: Resolution **Status:** Adopted
File created: 5/1/2019 **In control:** Economic and Housing Development
On agenda: 6/6/2019 **Final action:** 6/6/2019

Title: Dept/ Agency: Economic and Housing Development
Action: ☒ Ratifying ☒ Authorizing ☐ Amending
Type of Service: Professional Services Contract
Purpose: To provide legal services concerning Redevelopment/Land Use Matters
Entity Name: Schenck, Price, Smith & King, LLP.
Entity Address: 220 Park Avenue, P.O. Box 991, Florham Park, New Jersey 07932-0991
Contract Amount: Not to exceed \$100,000.00
Funding Source: 2019 Budget/Department of Economic and Housing Development
Contract Period: March 12, 2019 through March 11, 2020
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
6/6/2019	1	Municipal Council	Adopt	Pass

Dept/ Agency: Economic and Housing Development
Action: ☒ Ratifying ☒ Authorizing ☐ Amending
Type of Service: Professional Services Contract
Purpose: To provide legal services concerning Redevelopment/Land Use Matters
Entity Name: Schenck, Price, Smith & King, LLP.
Entity Address: 220 Park Avenue, P.O. Box 991, Florham Park, New Jersey 07932-0991
Contract Amount: Not to exceed \$100,000.00
Funding Source: 2019 Budget/Department of Economic and Housing Development
Contract Period: March 12, 2019 through March 11, 2020
Contract Basis: ☐ Bid ☐ State Vendor ☒ Prof. Ser. ☐ EUS
☒ Fair & Open ☐ No Reportable Contributions ☐ RFP ☒ 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, 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 issued a Request for Qualifications ("RFQ") for Redevelopment/Land Use Counsel Services on February 14, 2019; and

WHEREAS, the City of Newark received a total of eight (8) proposals in response to its request by the RFQ due date on March 5, 2019; and

WHEREAS, Schenck, Price, Smith & King, LLP, 220 Park Avenue, P.O. Box 991, Florham Park, New Jersey 07932-0991, submitted a proposal and the Interim Deputy Mayor/Director of the Department of Economic and Housing Development found, based upon price and other factors, to be in the best interest of the City of Newark to accept the proposal of providing legal services concerning Redevelopment/Land Use Matters; and

WHEREAS, the City of Newark wishes to enter into a contract with Schenck, Price, Smith & King, LLP, to provide legal services concerning Redevelopment/Land Use Matters, in an amount not to exceed One Hundred Thousand Dollars and Zero Cents (\$100,000.00), for the period of March 12, 2019 through March 11, 2020; 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 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, R.O. 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 Candidates; office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates; political or political party committees of the City of Newark or County of Essex; 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 Interim Deputy Mayor/Director of the Department of Economic and Housing Development are hereby authorized and directed on behalf of the City of Newark to enter into and execute a contract with Schenck, Price, Smith & King, LLP, 220 Park Avenue, P.O. Box 991, Florham Park, New Jersey 07932-0991, to provide legal services concerning Redevelopment/Land Use Matters in an amount not to exceed One Hundred Thousand Dollars and Zero Cents (\$100,000.00) for the contract term of March 12, 2019 through March 11, 2020.
2. This Contract is ratified from January 1, 2019 to the date of adoption of this Resolution.
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), 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, R.O. 2:4-22C.

4. Attached hereto is a Certification of Funds from the Finance Director of the City of Newark, which states (1) that there are sufficient funds in the amount of \$100,000.00 for the purpose set forth herein above and (2) that the line appropriation which shall be charged is:

<u>Business Unit</u>	<u>Dept. ID</u>	<u>Div/Proj.</u>	<u>Account#</u>	<u>Budget Ref.</u>
NW026	BS		32100	B2019

5. A copy of the executed agreement herein authorized shall be filed in the Office of the City Clerk by the Interim Deputy Mayor/Director of the Department of Economic and Housing Development 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 ratifies and authorizes the Mayor and/or his designee, the Interim Deputy Mayor/Director of the Department of Economic and Housing Development, on behalf of the City of Newark, to enter into a contract for Legal Services for Redevelopment/Land Use Matters with Schenck, Price, Smith & King, LLP, 220 Park Avenue, P.O. Box 991, Florham Park, New Jersey 07932-0991, for an amount not to exceed One Hundred Thousand Dollars and Zero Cents (\$100,000.00), for the period of March 12, 2019 through March 11, 2020.