Legislation Details (With Text)

File #:	19-1757	**Version:**	2	**Name:**	Resolution: Ehrlich Petriello Gudin & Plaza - Redevelopment/Land Use Matters (2020)
Type:	Resolution			**Status:**	Adopted
File created:	10/30/2019			**In control:**	Law
On agenda:	12/18/2019			**Final action:**	1/8/2020

Title: Dept/ Agency: Law
Action: (X) Ratifying (X) Authorizing ( ) Amending
Type of Service: Professional Services Contract
Purpose: To provide legal services concerning Redevelopment/Land Use Matters.
Entity Name: Ehrlich, Petriello, Gudin & Plaza
Entity Address: 60 Park Place, Suite 1016, Newark, New Jersey 07102-5511
Contract Amount: Not to exceed $25,000.00
Funding Source: 2020 Budget/Law Department
Contract Period: January 1, 2020 through December 31, 2020
Contract Basis: ( ) Bid ( ) State Vendor (X) Prof. Ser. ( ) EUS
(X) Fair & Open ( ) No Reportable Contributions ( ) RFP (X) RFQ
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a
Additional Information:
Deferred 7R6-ab 121819

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
1/8/2020	1	Municipal Council	Adopt	Pass
12/18/2019	1	Municipal Council	Defer	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, 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 Corporation Counsel of City of Newark caused to be published on the City of Newark's website, a notice of Request for Qualifications (RFQ) for Redevelopment/Land Use Counsel Services on or about September 9, 2019; and

WHEREAS, the City of Newark received a total of seven (7) proposals in response to the RFQ for Redevelopment/Land Use Counsel Services; and

WHEREAS, Ehrlich, Petriello, Gudin & Plaza, 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 Redevelopment/Land Use Counsel Services; and

WHEREAS, the City of Newark wishes to enter into a contract with Ehrlich, Petriello, Gudin & Plaza, to provide legal services concerning Redevelopment/Land Use Matters in an amount not to exceed Twenty-Five Thousand Dollars and Zero Cents ($25,000.00), for the period of January 1, 2020 through December 31, 2020, which shall cover 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 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, 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 County of 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 of the City of Newark and/or his designee, the Corporation Counsel, are authorized on behalf of the City of Newark to execute a contract with Ehrlich, Petriello, Gudin & Plaza, 60 Park Place, Suite 1016, Newark, New Jersey 07102-5511, to provide legal services concerning Redevelopment/Land Use Matters in an amount not to exceed Twenty-Five Thousand Dollars and Zero Cents ($25,000.00), for the period of January 1, 2020 through December 31, 2020, which shall cover new matters that may arise during the contract term.

2. 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 the City of Newark's

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Contractor Pay-to-Play Reform Ordinance, Newark, New Jersey Municipal Code § 2:4-22C.

3. 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 pursuant to New Jersey Administrative Code 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 2020 Budget, Law Department.

4. This contract shall be ratified from January 1, 2020 through the date of the adoption of this authorizing resolution.

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 ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Corporation Counsel, to enter into and execute a contract for legal services for Redevelopment/Land Use Matters with Ehrlich Petriello Gudin & Plaza, 60 Park Place, Suite 1016, Newark, New Jersey 07102-5511, in an amount not to exceed Twenty-Five Thousand Dollars and Zero Cents ($25,000.00), for the period of January 1, 2020 through December 31, 2020.

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