



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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**File #:** 19-1227, **Version:** 1

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**Dept/ Agency:** Offices of Municipal Council/City Clerk

**Action:** ( ) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** Professional Service Contract

**Purpose:** To provide legal services, Consultation and/or Representation to the Municipal Council and Office of the City Clerk, including but not limited to the production of records and/or documents for Federal and/or State agencies.

**Entity Name:** Arleo & Donohue, L.L.C.

**Entity Address:** 622 Eagle Rock Avenue, West Orange, New Jersey 07052

**Contract Amount:** Not to exceed \$50,000.00

**Funding Source:** 2019 Budget

**Contract Period:** The period of one (1) year from the date of adoption of by the Municipal Council

**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:**

**WHEREAS**, the Municipal Council and the City Clerk has a need for legal services, as it pertains to consultation and representation on matters including but not limited to the production of records and/or documents for Federal and/or State agencies; and

**WHEREAS**, in order to obtain those services, the City of Newark, Office of the City Clerk, posted on the City of Newark's website, a notice of a Request for Qualifications ("RFQ") for Legal Services, Consultation and Representation of the Municipal Council and City Clerk including Production of Records and Documents for Federal and State Agencies and/or Open Public Records Act Proceedings; and

**WHEREAS**, the City of Newark, Office of the City Clerk received one (1) proposal in response to the RFQ; and

**WHEREAS**, the proposal received from the law firm, Arleo & Donohue, L.L.C., 622 Eagle Rock Avenue, West Orange, New Jersey 07052, was found to be in the best interest of the City of Newark to accept, price, and other factors considered; and

**WHEREAS**, the City of Newark wishes to enter into a contract with Arleo & Donohue, L.L.C., 622 Eagle Rock Avenue, West Orange, New Jersey 07052, to provide legal services, as it pertains to consultation and representation to the Municipal Council and the City Clerk, on matters including but not limited to the production of records and/or documents for Federal and/or State agencies, in an amount not to exceed \$50,000.00, for the period of one (1) year from the date of adoption by the Municipal Council; and

**WHEREAS**, the Business Entity has provided a statement that it is in compliance with the City of Newark, Contractor Pay-to-Play Reform Ordinance, 2:4-22C, et al., which forbids, inter alia, 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; and certain other political party or candidate committees, in excess of certain thresholds ; 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.

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

1. The City Clerk is hereby authorized to enter into and execute a contract with Arleo & Donohue, L.L.C., 622 Eagle Rock Avenue, West Orange, New Jersey 07052, to provide legal services, as it pertains to consultation and representation to the Municipal Council and the City Clerk, on matters including but not limited to the production of records and/or documents for Federal and/or State agencies, in an amount not to exceed \$50,000.00, for the period of one (1) year from the date of adoption by the Municipal Council.
2. Pursuant to N.J.A.C. 5:30-5(a), Temporary Budget, attached hereto is the Chief Finance Officer's Certification, which states funds in the amount of \$50,000.00 are available in the 2019 Temporary Budget, Business Unit: NW011; Dept.: 020; Div./Proj.: 0201; Activity: A; Account #: 71280; Budget Ref.: B2019. The Certification shall be filed, along with the original resolution and the executed contract in the Office of the City Clerk.
3. The contract is awarded as a Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5; and the Business Entity has provided a statement that it is in compliance with the City of Newark, Contractor Pay to Play Ordinance, 2:4-22C.
4. The contract will contain language prohibiting any contributions in violation of any state or local law.
5. A copy of the executed agreement herein authorized shall be filed in the Office of the City Clerk 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 its passage.
7. There shall be no amendments or changes to this contract without approval of the Municipal Council and there shall be no advance payments on this contract in accordance with N.J.S.A. 40A:5-16.

### **STATEMENT**

This resolution ratifies and authorizes the execution of a professional services contract between the City of Newark, Office of the City Clerk with Arleo & Donohue, L.L.C., 622 Eagle Rock Avenue, West Orange, New Jersey 07052, to provide legal services, as it pertains to consultation and representation to the Municipal Council and the City Clerk on matters including but not limited to the production of records and/or documents for Federal and/or State agencies, in an amount not to exceed \$50,000.00, for the period of one (1) year from the date of adoption by the Municipal Council.