



City of Newark

City Hall
920 Mayor Kenneth A.
Gibson Boulevard
Newark, New Jersey 07102

Legislation Text

File #: 25-0417, Version: 1

Dept/ Agency: Law

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

Type of Service: Professional Services Contract

Purpose: First Amendment to the Agreement to provide legal services concerning Per Diem Attorneys in the Newark Municipal Court

Entity Name: White & Company

Entity Address: 523 Park Avenue, Suite 3, Orange, New Jersey 07050

Contract Amount: Not to exceed \$151,670.95

Funding Source: 2024 Budget/Law Department

Contract Period: January 1, 2024 through December 31, 2024

Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS
(X) Fair & Open () No Reportable Contributions () RFP () RFQ
() Private Sale () Grant () Sub-recipient () n/a

Additional Information:

Resolution 7R6-e adopted on December 20, 2023, awarded a multi-vendor contract for the period of January 1, 2024, through December 31, 2024, for a contract amount not to exceed \$150,000.00. This First Amendment will increase the contract amount by \$115,750.00, for a new total contract amount not to exceed \$265,750.00.

WHEREAS, Legal Services are Professional Services and are exempt from the requirements for public bidding pursuant to the Local Public Contracts Law, more specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Municipal Council, by Resolution 7R6-e, adopted on December 20, 2023, awarded a contract to White & Co., 523 Park Avenue, Suite 3, Orange, New Jersey 07050, to provide legal services concerning Per Diem Attorneys in the Newark Municipal Court, in an amount not to exceed One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00), for a period of January 1, 2024 through December 31, 2024; and

WHEREAS, White & Co., on or about August 2024 expended the multi-vendor award of \$150,000.00 and continued to provide legal services at the request of the Corporation Counsel for the remainder of the contract period; and

WHEREAS, the outstanding legal invoices require an increase in the total contract amount of \$115,750.00; and

WHEREAS, the requested increase in the total contract amount is deemed reasonable and necessary to pay the outstanding legal bills through the remainder of the contract period; and

WHEREAS, the increase of an additional One Hundred Fifteen Thousand Seven Hundred Fifty Dollars and Zero Cents (\$115,750.00), brings the total contract to an amount not to exceed Two

Hundred Sixty-Five Thousand Seven Hundred Fifty Dollars and Zero Cents (\$265,750.00) for January 1, 2024 through December 31, 2024.

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 hereby authorized on behalf of the City of Newark to enter into and execute a First Amendment to the Agreement to provide legal services with White & Co., 523 Park Avenue, Suite 3, Orange, New Jersey 07050, to continue providing legal services concerning Per Diem Attorneys in the Newark Municipal Courts for an additional One Hundred Fifteen Thousand Seven Hundred Fifty Dollars and Zero Cents (\$115,750.00) for a total contract amount not to exceed Two Hundred Sixty-Five Thousand Seven Hundred Fifty Dollars and Zero Cents (\$265,750.00) for the period of January 1, 2024 through December 31, 2024, to cover the outstanding legal invoices from on or about August 1, 2024 through December 31, 2024.
2. The Municipal Council hereby ratifies this First Amendment to the Agreement to provide legal services from August 1, 2024 to the date of the adoption of this Resolution.
3. All other terms and conditions of the Contract shall remain the same.
4. White & Co. has billed the City \$189,000.00 during the period of the contract. The Municipal Court has paid \$110,000.00 and the Law Department paid \$33,000.00. Therefore there is a balanced owed of \$46,000.00
5. The funds for this First Amendment to the Agreement to provide Legal Services shall be paid from the City of Newark Budget/Law Department, after the issuance of a Certification of Funds from the Chief Financial Officer, which states that funds in the amount of Forty-Six Thousand Dollars and Zero Cents (\$46,000.00), Line NW011, Department 045, Division 0451, Account 71260, Budget 2024 are available in the aforementioned Law Department Budget. The Certification of Funds shall be filed along with the original Resolution in the Office of the City Clerk.
6. The Corporation Counsel shall file a copy of the executed First Amendment to the Agreement to provide legal services herein authorized in the Office of the City Clerk and the same shall be made available for public inspection.
7. 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, amends, and authorizes the Mayor of the City of Newark and/or his designee, the Corporation Counsel, to enter into and execute a First Amendment to the Agreement with White & Co. to provide legal services as Labor and Employment Counsel for an additional \$115,750.00, for a total contract amount not to exceed \$265,750.00, for the period of January 1, 2024

through December 31, 2024.