

**AMENDED CONTRACT TO RESOLUTION 20-397  
WITH THE LAW OFFICE OF THE LAW OFFICE OF RIKER, DANZIG, SCHERER, HYLAND & PERETTI, LLP  
RFP2020-37**

**THE AMENDED AGREEMENT** made this **30TH** day of **OCTOBER 2020**, by and between the **CITY OF TRENTON**, a Municipal Corporation, of the State of New Jersey, with principal offices located at 319 East State Street, Trenton, New Jersey 08608 (hereinafter the "City") and **THE LAW OFFICE OF RIKER, DANZIG, SCHERER, HYLAND & PERETTI, LLP, 1 SPEEDWELL AVENUE, MORRISTOWN, NEW JERSEY 07962** (hereinafter "Professional Services").

**WHEREAS**, Resolution 20-397 was adopted and awarded on August 6, 2020, through a fair and open process in accordance per N.J.S.A. 19:44 A-204 Et. Seq to The Law Office of Riker, Danzig, Scherer, Hyland & Peretti, LLP, 1 Speedwell Avenue, Morristown, New Jersey 07962 to Provide Professional Legal Services for special counsel litigation involving the Department of Environmental Protection for a period of one (1) year from July 1, 2020 to June 30, 2021 in an amount not to exceed \$75,000.00; and

**WHEREAS**, previously allocated funds have been exhausted and additional funds are necessary to continue to cover services to Provide Professional Legal Services for special counsel litigation involving the Department of Environmental Protection through June 30, 2021; and

**WHEREAS**, Contract Amendment No. 1 to bring the total price of the contract from \$75,000.00 to \$275,000.00 to continue to provide professional legal services for special counsel litigation involving the Department of Environmental Protection. The total amount of the contract will be \$275,000.00; and

**WHEREAS**, Resolution No. 20-661, amended the awarded amount on Resolution #20-397; from \$75,000.00 to \$200,000.00 awarded to The Law Office of Riker, Danzig, Scherer, Hyland & Peretti, LLP, 1 Speedwell Avenue, Morristown, New Jersey 07962 until June 30, 2021; and


**NOW THEREFORE**, the parties mutually agree as follows:

1. The Mayor is hereby authorized to execute an amended contract with The Law Office of Riker, Danzig, Scherer, Hyland & Peretti, LLP, 1 Speedwell Avenue, Morristown, New Jersey 07962 to continue to Provide Professional Legal Services for special counsel litigation involving the Department of Environmental Protection in an amount not to exceed \$200,000.00. The grand total of this contract is \$275,000.00.
2. The amended contract shall remain in full force from July 1, 2020 to June 30, 2021 and shall not be extended without approval of the City Council of the City of Trenton.

**IN WITNESS WHEREOF**, the parties have hereunto set their bands and seals the day and year first above written.

ATTEST:

  
\_\_\_\_\_  
**MATTHEW H. CONLON, RMC  
MUNICIPAL CLERK**

CITY OF TRENTON  
  
\_\_\_\_\_  
**HONORABLE W. REED GUSCIORA  
MAYOR**

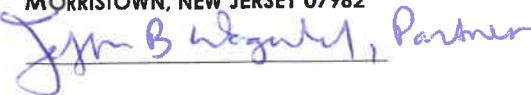
DATE

12/13/2020

**THE LAW OFFICE OF RIKER, DANZIG, SCHERER,  
HYLAND & PERETTI, LLP  
1 SPEEDWELL AVENUE  
MORRISTOWN, NEW JERSEY 07962**

DATE

12.2.2020

  
\_\_\_\_\_  
**John B. Wozniak, Partner**

DATE

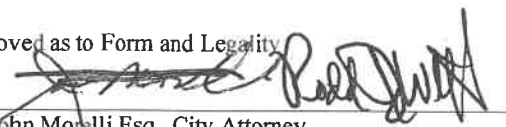
November 25, 2020

# RESOLUTION

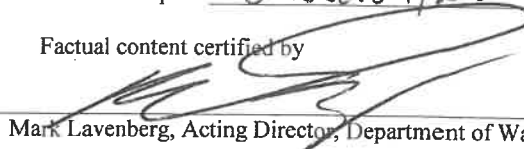
No. 20-661

Date of Adoption October 29, 2020

Approved as to Form and Legality

  
John Morelli Esq., City Attorney

Factual content certified by

  
Mark Lavenberg, Acting Director, Department of Water and Sewer

Councilman/woman

BLAKELEY

presents the following Resolution:

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE LAW OFFICE OF RIKER, DANZIG, SCHERER, HYLAND & PERETTI, LLP, TO PROVIDE PROFESSIONAL LEGAL SERVICES REGARDING LITIGATION WITH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION IN AN AMOUNT NOT TO EXCEED \$200,000.00**

**WHEREAS**, the City of Trenton has a continuing need for professional legal services regarding Department of Environmental Protection litigation; and

**WHEREAS**, Resolution Number 20-397 was awarded to the Law Office of Riker, Danzig, LLP, 1 Speedwell Avenue, Morristown, New Jersey 07962 in an amount not to exceed \$75,000 through RFP 2020-37; and

**WHEREAS**, previously allocated funds have been exhausted and additional funds are necessary to cover services through June 30, 2021; and

**WHEREAS**, this amendment shall be awarded to the Law Office of Riker, Danzig, Scherer, Hyland & Peretti, LLP, 1 Speedwell Avenue, Morristown, New Jersey 07962 in an amount not to exceed \$200,000; and


**WHEREAS**, funds for this contract have been certified to be available contingent upon temporary or final adoption of the FY 2021 budget in account 1-05-55-5500-899; and

**NOW, THEREFORE IT IS RESOLVED**, by the City Council of the City of Trenton that the Mayor is hereby authorized to amend the contract with Riker, Danzig, Scherer, Hyland & Peretti, LLP for the said purposes in the manner prescribed by law.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BLAKELEY		✓			MUSCHAL				✓	MCBRIDE	✓			
CALDWELL	✓				RODRIGUEZ	✓								
WILSON														
HARRISON		✓			VAUGHN	✓								

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on October 29, 2020

  
Kathy McBride  
President of Council

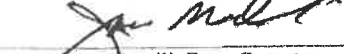
  
City Clerk

# RESOLUTION

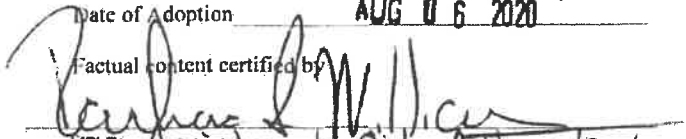
No. 20-397

Date of Adoption AUG 06 2020

Approved as to Form and Legality

  
 John Morelli, Esq., CITY ATTORNEY

Factual content certified by

  
 TITLE: Assistant City Attorney

Councilman/woman  presents the following Resolution:

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT WITH THE LAW OFFICE OF RIKER, DANZIG, SCHERER, HYLAND & PERETTI, LLP, 1 SPEEDWELL AVENUE, MORRISTOWN, NEW JERSEY 07962 TO PROVIDE PROFESSIONAL LEGAL SERVICES REGARDING SPECIAL COUNSEL LITIGATION INVOLVING THE DEPARTMENT OF ENVIRONMENTAL PROTECTION THROUGH A NON FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 40A:11-3 ET SEQ. IN AN AMOUNT NOT TO EXCEED \$75,000.00 RFP-2020-37**

**WHEREAS**, the City of Trenton has a need for professional legal services to support the efforts of the City of Trenton regarding litigation filed by the Department of Environmental Protection against the City of Trenton; and

**WHEREAS**, the Purchasing Agent has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

**WHEREAS**, request for proposals were advertised on the City website and Twelve (12) proposals were received and opened in the City Purchasing Office at 11:00 AM on July 28, 2020; and

**WHEREAS**, the evaluation committee has reviewed the proposals submitted and has recommended that a contract be awarded to Riker, Danzig, Scherer, Hyland & Peretti, LLP in an amount not to exceed \$75,000.00 and structured at the hourly rates as follow, \$175.00 for Partners, \$135.00 for Associate Attorneys and \$85.00 for Paralegals; and

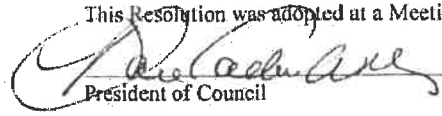
**WHEREAS**, funds in an amount not to exceed \$75,000.00 have been certified to be available contingent upon temporary or final adoption of the FY2021 Budget in Account No. 1-05- -55-5500-899 from July 1, 2020 through June 30, 2021.

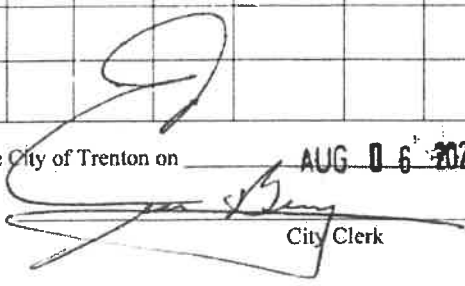
**NOW, THEREFORE, IT IS RESOLVED**, by the City Council of the City of Trenton, as follows:

1. The Mayor is hereby authorized to execute a contract in an amount not to exceed \$75,000.00 with Riker, Danzig, Scherer, Hyland & Peretti, LLP to provide professional legal services in regards to Special Counsel Litigation involving the Department of Environmental Protection.
2. This contract is awarded through a fair and open process as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.5 et seq. and in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.
3. A notice of this action shall be printed once in the official newspaper for the City of Trenton and the Resolution and contract shall remain on file in the City Clerk's Office.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BLAKELEY	<input checked="" type="checkbox"/>				MUSCHAL	<input checked="" type="checkbox"/>				MCBRIDE				<input checked="" type="checkbox"/>
CALDWELL	<input checked="" type="checkbox"/>				RODRIGUEZ	<input checked="" type="checkbox"/>								
WILSON	<input checked="" type="checkbox"/>													
HARRISON	<input checked="" type="checkbox"/>				VAUGHN	<input checked="" type="checkbox"/>								

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on AUG 06 2020

  
 President of Council

  
 City Clerk