

County of Passaic

Board of County Commissioners



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Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION RETAINING WEBER DOWD LAW, LLC TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF SARRA V. COUNTY OF PASSAIC, ET AL., DOCKET NO. PAS-L-3326-23, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-038

THIS RESOLUTION WAS REQUESTED BY:
 COUNTY COUNSEL

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/9/2024
Adopted Date	
Agenda Item	3.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION RETAINING WEBER DOWD LAW, LLC TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF SARRA V. COUNTY OF PASSAIC, ET AL., DOCKET NO. PAS-L-3326-23, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-038

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the County of Passaic, the Passaic County Sheriff’s Office, and the Passaic County Jail are named defendants in Sarra v. County of Passaic, et al., Docket No. PAS-L-3326-23, a matter pending in Superior Court, requiring retention of outside legal counsel; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq., on September 22, 2023, the Passaic County Purchasing Agent issued RFQ-24-038, Outside Legal Counsel (“RFQ-24-038”), seeking qualified law firms to provide outside legal services to the County in calendar year 2024; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the request for qualifications for a pool of outside legal counsel for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, on December 12, 2023, the Board passed Resolution No. R-23-1123, qualifying a pool of outside legal counsel for calendar year 2024 to be hired on an as-needed basis and as recommended by the Passaic County Counsel, which included Weber Dowd Law, LLC; and

WHEREAS, the Passaic County Counsel is recommending to retain Weber Dowd Law, LLC to represent the County defendants in the Sarra matter, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00); and

WHEREAS, funds are available in Account No. T-19-56-850-000-801, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), the Board of County Commissioners of the County of Passaic retains Weber Dowd Law, LLC to represent the County of Passaic, the Passaic County Sheriff’s Office and the Passaic County Jail in the matter of Sarra v. County of Passaic, et al., Docket No. PAS-L-3326-23, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00), in accordance with the terms and conditions set forth in RFQ-24-038.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract awarded to Weber Dowd Law, LLC, and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

