

# RESOLUTION

No. 16-329

Date of Adoption JUN 16 2016

Approved as to Form and Legality

*Marc A. McKittrick*

MARC A. MC KITTRICK, ESQ., CITY ATTORNEY

Factual content certified by

*Terry K. McEwen*

TERRY K. MCEWEN, BUSINESS ADMINISTRATOR

Councilman /woman

*Philip G. Ward*

presents the following Resolution:

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE LAW OFFICES OF ERIC M. BERNSTEIN & ASSOCIATES, LLC, 34 MOUNTAIN BLVD., BUILDING A, P.O. BOX 4922, WARREN, NEW JERSEY 07059 TO PROVIDE CONTINUED PROFESSIONAL LEGAL SERVICES REGARDING GENERAL MUNICIPAL AND DEFENSE LITIGATION MATTERS IN AN AMOUNT NOT TO EXCEED \$30,000.00**

**WHEREAS**, the City of Trenton has a continuing need for professional legal services regarding General Municipal and Defense Litigation matters; and

**WHEREAS**, Resolution Number 15-452 awarded a contract to Eric M. Bernstein & Associates, LLC in an amount of \$20,000.00 through RFP2015-18; and

**WHEREAS**, previously allocated funds has been exhausted and additional funds are necessary to cover services through June 2016; and

**WHEREAS**, this amendment shall be awarded to Eric M. Bernstein & Associates, LLC in an amount not to exceed \$30,000.00; and

**WHEREAS**, funds for this contract have been certified to be available contingent upon final adoption of the FY2016 Budget in Account No. 6-01- -35-3500-290; 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 the Law Firm of Eric M. Bernstein & Associates, LLC for the said purposes in the manner prescribed by law.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BETHEA	✓				HOLLY WARD	✓				CHESTER				✓
CALDWELL WILSON	✓				MUSCHAL				✓					
HARRISON	✓				REYNOLDS JACKSON	✓								

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

JUN 16 2016

President of Council

City Clerk

**AMENDMENT TO PROFESSIONAL LEGAL SERVICES AGREEMENT**

**THIS AMENDED AGREEMENT** made this 3<sup>rd</sup> day of September 2015, by and between the **CITY OF TRENTON**, a municipal corporation of the State of New Jersey, with its principal offices located at 319 East State Street, Trenton, New Jersey 08608 (hereinafter the "City") and **ERIC M. BERNSTEIN & ASSOICATES, LLC**, 34 Mountain Blvd., Building A, P.O. Box 4922, Warren, New Jersey 07059 (hereinafter "Law Firm").

**WHEREAS**, based upon the number of hours which the Law Firm has expended in the 2016 fiscal contract year in the performance of general and municipal litigation defense on behalf of the City; and

**WHEREAS**, the compensation initially allocated by the City to compensate the Law Firm has been deemed to be insufficient to the end of the fiscal contract year; and

**WHEREAS**, pursuant to Resolution **16-329**, the city desires to increase the compensation under the current Professional Services Agreement for said services through June 30, 2016,

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

1. The compensation amount of the Agreement shall be increased by an amount not to exceed Thirty Thousand Dollars (\$30,000.00)
2. All other provisions of the Professional Legal Services Agreement executed on July 22, 2015 shall remain in full force and effect.

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

**Attest:**



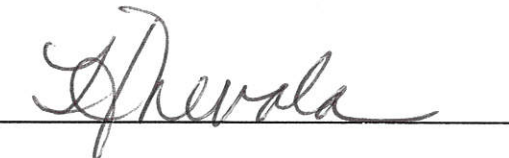
**MUNICIPAL CLERK**

**CITY OF TRENTON**

By: 

**ERIC E. JACKSON, MAYOR**

**WITNESS:**



**ERIC M. BERNSTEIN & ASSOCIATES,  
LLC**

By: 