

**RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF RAHWAY**

**RESOLUTION NO. 1517**

**DATE OF ADOPTION: JUNE 9, 2016**

**SUBJECT:** AWARD CONTRACT TO EDWARD TESTINO, ATTORNEY AT LAW FOR GENERAL COUNSEL FOR A 12 MONTH PERIOD COMMENCING JULY 1, 2016 AND TERMINATING JUNE 30, 2017

**THE FOLLOWING RESOLUTION** was presented by the Executive Director/Secretary at a Special Meeting held on June 9, 2016:

**WHEREAS**, the Housing Authority of the City of Rahway (the "Authority") needs the services of an Attorney or Law firm to act as the Authority's General Counsel for a 12 month period commencing July 1, 2016 and terminating June 30, 2017; and

**WHEREAS**, General Counsel will not be responsible for the Authority's legal matters when it pertains to Tenancy Court nor provide legal services for bad debt collection resulting from Tenancy matters; and

**WHEREAS**, in order to comply with the professional procurement requirements at 24 CFR 85.36 and HUD's PIH Notice 90-47, the Authority published a notice in the Star Ledger on April 27, 2016 (the "Notice"), advising Attorneys and Law Firms that they could request detailed requests for proposals (the "RFP") to provide legal services to the Authority; and

**WHEREAS**, the following sources, notified of the RFP through the Notice and which requested an RFP were furnished the RFP:

**FIRM**

Edward Testino, Attorney At Law of Matawan, New Jersey  
Wood, Smith, Henning, Berman of Los Angeles, CA  
McManimon, Scotland, Baumann of Roseland, NJ

; and

**WHEREAS**, the one (1) proposal in response to the RFP was opened at 3:00 PM, May 17, 2016 by the Executive Director and Maintenance Superintendent and were ranked by the Authority's Executive Director in accordance with the evaluation system contained in the RFP, with the following proposal receiving the following score out of a maximum possible 100 points:

**FIRM**

**RATING**

Edward Testino, Attorney at Law

97

; and

**WHEREAS**, in reliance on the rating and recommendation of the Executive Director, it is the conclusion that based on the proposal submitted by Edward Testino, Attorney At Law the selection of Edward Testino, Attorney At Law to provide Legal Services is in the best interest of the Housing Authority; and

**WHEREAS**, under Federal and State Procurement Laws especially with Professional Services the Authority has the right to negotiate an agreement with one respondent.

**NOW, THEREFORE, BE IT RESOLVED** that the appropriate Officers of the Authority are authorized and directed to execute a contract providing for the hiring of Edward Testino, Attorney At Law to serve as the Authority's General Legal Counsel for a 12 month period commencing July 1, 2016 and terminating June 30, 2017 at a fee of \$20,520.00.


**BE IT FURTHER RESOLVED**, that this contract has been awarded under the competitive proposal procurement procedures, as more fully described at 24 CFR 85.36 and PFI Notice 90-47, and as a "Professional Service" under New Jersey Public Contracts Law, was procured fulfilling all requirements under New Jersey "Pay to Play" rules & regulations.

**COMMISSIONER** Lesinski made a motion to adopt the above resolution, which was seconded by **COMMISSIONER** Simon, and on a roll call vote the Ayes and Nays were as follows:

| <u>AYES</u> | <u>NAYS</u> | <u>ABSTAIN</u> | <u>ABSENT</u> |
|-------------|-------------|----------------|---------------|
| Lesinski    |             |                | Thomas        |
| Parson      |             |                |               |
| Pekarofski  |             |                |               |
| Ragan       |             |                |               |
| Simon       |             |                |               |
| Snowden     |             |                |               |

**THE CHAIRPERSON** thereupon declared Resolution No. 1517 adopted.

I certify that the foregoing is a true copy of a resolution of the Housing Authority of the City of Rahway adopted on June 9, 2016.

  
\_\_\_\_\_  
Kenneth Pushko  
Executive Director/Secretary

kap