

9744. RESOLUTION 08-11 – AUTHORIZES A CONTRACT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND BROWN & CONNERY, LLP TO PROVIDE LABOR AND EMPLOYMENT LEGAL SERVICES REPRESENTING AUTHORITY INTERESTS IN THE STATE OF NEW JERSEY

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state Authority created by Compact for the purpose of owning, operating and controlling both Crossing and Non-Crossing facilities in the states of Delaware and New Jersey; and

WHEREAS, the Authority desires to procure professional labor and employment legal services to represent Authority interests in the State of New Jersey with an initial term of three (3) years and two (2) optional one (1) year renewals; and

WHEREAS, the Authority publicly advertised and issued a Request for Proposals (“RFP”) for the required labor and employment legal services in compliance with Resolution 98-31 which governs the procedure for the procurement of professional services; and

WHEREAS, the Authority received and evaluated a total of six (6) proposals pursuant to the aforementioned requirements which resulted in a short-list of four (4) firms; and

WHEREAS, the Authority conducted oral interviews with the short-listed firms and Brown & Connery, LLP was designated first on the preference list; and

WHEREAS, the Authority negotiated for services at compensation determined to be fair and reasonable, and in making such determination, conducted an analysis of the cost of the services in addition to considering the scope and complexity; and

WHEREAS, the Personnel Committee reviewed the recommendation and concurs with the evaluation.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Labor and Employment Legal Services Agreement with Brown & Connery, LLP to provide such legal services and to have such agreement, upon advice and consent of counsel, executed by the Chairperson, Vice Chairperson and Executive Director.

A motion to approve Resolution 08-11 was made by Commissioner Lathem, seconded by Commissioner Simmerman, and approved by a roll call vote of 10-0.