

RESOLUTION NO. 9-21

A RESOLUTION AWARDING CONTRACTS TO ASSIGNED DEFENSE LAW FIRMS

WHEREAS, the Burlington County Insurance Fund Commission (COMMISSION) has been organized pursuant to *N.J.S.A. 40A:10-36 et. seq.*; and

WHEREAS, the Commissioners of the Burlington County Insurance Fund Commission find that it is necessary and appropriate to obtain certain legal services so that the claims filed against members of the Burlington County Insurance Fund Commission and for which the Burlington County Insurance Fund Commission is obligated to provide a legal defense may be properly defended; and

WHEREAS, the COMMISSION under the “Fair and Open” process, advertised a Request for Qualifications (RFQ) for one (1) year Contracts for Defense Law Firms and the responses to the RFQ were to be submitted to PERMA Risk Management Services by October 21, 2020; and

WHEREAS, the COMMISSION received thirteen (13) responses to the General Liability RFQ and nine (9) responses to the Workers’ Compensation RFQ, and all responses were referred to the Commission Chairman and Solicitor for evaluation; and

WHEREAS, on December 20, 2020 the COMMISSION Chair and Solicitor reviewed and evaluated all responses that were received to the RFQ, the Chair and Solicitor discussed the responses and determined that certain firms were recommended to be awarded Contracts for 2021; and

WHEREAS, those recommendations were presented to the COMMISSION at its regular meeting on December 3, 2020 and the COMMISSION authorized the Solicitor to prepare a Resolution awarding the Contracts in accordance with the recommendations.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Burlington County Insurance Fund Commission assembled in a public session on January 7, 2021, that the following Law Firms are hereby designated as Defense Counsel for the Burlington County Insurance Fund Commission and each firm shall be awarded a Contract for 2021 under the “Fair and Open” process:

General Liability Claims:

1. Malamut & Associates at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
2. Madden & Madden, P.A. at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
3. Weiner Law Group, LLP at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
4. Garty Law Firm, LLC at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.

5. Florio Perucci Steinhardt Capelli Tipton & Taylor at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
6. Brown & Connery, LLP at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
7. Parker McCay at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
8. Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.

Workers' Compensation Claims:

1. Malamut & Associates at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
2. Brown & Connery, LLP at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.
3. Bennett, Bricklin & Saltzburg, LLC at a rate of \$175.00 per hour for Partners; \$165.00 per hour for Associates; and \$100.00 per hour for Paralegals.

Note that the above rates include all reasonable office expenses (e.g.) postage, faxes, telephones, copies, etc.

The number one ranked law firm would be designated as primary counsel for both general liability and worker's compensation matters. The other ranked law firms would be utilized in the event of conflicts, the need for representation of multiple parties, and/or other appropriate reasons.

BE IT FURTHER RESOLVED that assignment of specific claims for defense of General Liability and Workers' Compensation claims shall be made by the Commission Chair.

BE IT FURTHER RESOLVED that the assignment of cases made prior to the adoption of this Resolution shall continue with the Law Firms so assigned.

BE IT FURTHER RESOLVED that this Contract is being awarded following a "fair and open" process pursuant to *N.J.S.A. 19:44A-20.1, et seq.*

BE IT FURTHER RESOLVED that the Commission Chair and Secretary are hereby authorized to execute the Contract with the assigned Defense Counsel Law Firms to provide Legal Services to the COMMISSION.

BE IT FURTHER RESOLVED that the copies of this Resolution shall be provided to the Executive Director, Commission Solicitor and other appropriate individuals for their information and attention.

This Resolution was duly adopted by the Burlington County Insurance Fund Commission at a public meeting held on January 7, 2021.

BURLINGTON COUNTY INSURANCE FUND COMMISSION

ADOPTED:

BY: _____ *Alcino*

ATTEST:

_____ *Damen Bice*