



NEW HAVEN PUBLIC SCHOOLS

Operations Memorandum

To: New Haven Board of Education Finance and Operations Committee
From: Thomas Lamb, Chief Operating Officer
Date: May 15, 2023
Re: Agreement with W. Martyn Philpot Jr. for legal services related to expulsions

Answer all questions and have a representative ready to present the details of each question during the Finance & Operations meeting or this proposal may not be advanced for consideration by the full Board of Education.

Company Information		
Vendor Name:	W. Martyn Philpot Jr.	
Doing Business as: (DBA)		
Vendor Address:	409 Orange Street, New Haven, CT 06511-6406	
Vendor Contact Name:	W. Martyn Philpot Jr.	
Vendor Contact Email:	lawoffice@philpotlaw.net	
Is the contractor a minority or women owned small business?	Yes	
Agreement/Contract Information		
New or Renewal Agreement/Contract?	Agreement	
Effective Dates: (mm/dd/yy) <small>Multi-yrs. require Board of Aldermen approval</small>	From July 1, 2023	To June 30, 2024
Total Amount: <small>If Multi-yr. include yr. to yr. breakdown</small>	\$80,000.00	
Funding Source Name: Acct. #:	2023-2024 Operating Budget 190-47700-56696	
Contract #: <small>(Local or State)</small>	N/A	



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Key Questions:

1. What specific service will the contractor provide:

The contractor will be primarily be used to address expulsion hearings. Additionally, the following will be encompassed in the scope of services; general legal advise/opinions, contracts/leases, personnel investigations, litigation defense, administrative hearings, including but not limited to proceedings before the CHRO.

2. How was the contractor selected? **Attach appropriate supporting documents*

- Quotes
- Sealed Bid # _____
- Sole Source # _____
- RFP# _____
- State Contract # _____
- Exempt Professional**
 - Accountant
 - Actuary
 - Appraiser
 - Architect
 - Artist
 - Dentist
 - Engineer
 - Expert Professional Consultant
 - Land Surveyor
 - Lawyer
 - Physician/Medical Doctor

3. If the vendor was selected through Solicitation (Bid/RFQ/RFP) process; answer the following:

a. Please explain how the vendor was chosen? **Attach Vendor Proposal*

N/A – Exempt Professional

b. Who were the members of the selection committee? *(Minimum 3 members required)*

N/A – Exempt Professional



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Key Questions: - Continued

4. If this is a renewal with a current vendor, has the vendor met all obligations under the existing agreement/contract?

This firm has been working with the district providing their legal expertise for more than a decade, and has always met the obligations of the agreements in place.

5. If this agreement/contract is a Renewal, has the cost increase? If yes, by how much? *Attach Renewal Letters

N/A

6. If this new agreement/contract, has cost for service increased from previous years? If yes, by how much?

The agreement is the same not to exceed amount as the previous year. No increase.

7. Is this a service that existing staff could provide? Why or why not?

Attorney Philpot and his firm have been strong advocate and legal counsel for the BOE on a variety of student and litigation matters for this past year and years prior. The nature of the BOE business requires the use of legal counsel on matters such as contested expulsions and litigation. Attorney Philpot and his firm have successfully represented the BOE in numerous expulsions matters as well as selective litigation in court and at the CHRO. Over the past year their record both in expulsion matters as well as contested litigation has been excellent.



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Agreement/Contract Processing Checklist

To ensure timely processing of the submitted Agreement/Contract it is imperative to collect and provide all of the required documentation noted below and provide with submission to board.

Forms/Documents are available in: Drive G:\F&O Agenda Minutes\Agreement_Contract_Checklist\2022-2023

1. Has this vendor performed service(s) in prior fiscal years?	
If Yes,	Vendor #25427
If No or New,	Vendor must provide completed W9
2. A quotes or proposal submitting regarding the agreement/contract.	
If RFP	Attach Vendor Submitted
Other	Copy of State Contract, Quotes, etc.
<p>3. <u>Certificates of Liability Insurance (COI) are required for ALL agreements/contracts, read the following and select the applicable Rider.</u></p> <p>It is the submitters responsibility to request the COI from the vendor and attach with submission; the COI from the Vendor <u>must match rider specifications outlined.</u></p> <p>Failure to obtain or incorrect COIs will be returned for revision and will delay its processing.</p>	
Rider 300	Professional Services – Onsite Umbrella; w/ Auto; w/ Workers Compensation
Rider 305	Professional Services – Onsite Umbrella; No Auto; No Workers Compensation
Rider 310	Professional Services – Onsite Umbrella; w/ Auto; No Workers Compensation
Rider 315	Professional Services – Onsite Umbrella; w/ Youth under 21
Rider 320	Professional Services – Offsite; No Auto; No Workers Compensation
Rider 325	Professional Services – Offsite; No Auto; No Workers Compensation; w/ Youth under 21
Rider 330	Professional Services – Offsite Attorney; No Auto; No Workers Compensation
Rider 335	Professional Services – Onsite; Physician/Dentist; No Auto
Rider 340	Professional Services – Onsite Physician/Dentist w/ Youth under 21
Rider 345	Professional Services – Onsite Temp Nurses
Rider 350	Professional Services – Cyber – Onsite
Rider 355	Professional Services – Cyber – Offsite
<p>4. The City of New Haven requires the information requested in the <u>Disclosure Affidavit</u> before any City agency, department, or city official seeking agreement/contract shall obtain them, notarized.</p> <p>Emailed Disclosures are acceptable.</p>	