

# City of Newark

City Hall 920 Broad Street Newark, New Jersey 07102

### Legislation Details (With Text)

12-0	251	Version:	1	Name:	Newark AIDS Consortium I	nc.
Resc	olution			Status:	Filed	
1/25/	/2012			In control:	Administration	
5/16/	/2012			Final action:	5/16/2012	
Action Type Purp News Entity Grant Function Cont (X) () F List of (Addid Addid	on: (X) Rate of Service ose: Provious ose: Provious ose: Provious ose: Provious ose: Provious ose: Property ress/Block of Service of Property of Service of Property ose:	atifying (Xe: Contract ding housing Metropolit Newark AID: 298 Broad \$63,000.00 e: US Depart AIDS (HO) d: January: ( ) Bid ( ) Den ( ) Note ( ) Gray: (N/A) c/Lot/Ward)	() Aut with S ng ass tan St OS Con dway, ) artmer DPWA 1, 20 ) Sta D Repont ()	horizing ( ) An Sub-recipient sistance and suppratistical Area (NE nsortium, Inc.  Newark, New Jent of Housing and (N) 12 through Decente Vendor ( ) ortable Contribution ( ) Sub-recipient	mending portive services to persons we services to persons we services to persons we service to persons we service to persons we service to person	
Fund	ls accepte	d by Resolı	ution #	# 7R1-f 100511		
Ver.	Action By			Actio	on	Result
1	Municipa	l Council		Ado	pt	Pass
Ratifyi ce: C viding e Me New ss: 29	ng (X) contract v phousing tropolitar ark AIDS 98 Broac	Authoriz vith Sub-r g assistan n Statistic S Consort Iway, Nev	ing ecipi ce ai al Ar ium,	( ) Amendir ient nd supportive ea (NEMSA) Inc.	ig services to persons with	n HIV/AIDS within the
	Reso 1/25/ 5/16/ Dept Actic Type Purp New Entit Gran Function P Cont (X) () F List of (Addi Addi Function P (Addi Function P Cont (Addi Function P Cont (Addi (Addi (Ad	Action: (X ) Ra Type of Service Purpose: Provi Newark Eligible Entity Name: N Entity Address: Grant Amount: Funding Sourc for Persons wit Contract Period Contract Basis (X ) Fair & Op ( ) Private Sal List of Property (Address/Block Additional Infor Funds accepte  Ver. Action By  1 Municipa  1: Administrati Ratifying (X) Ce: Contract widing housing e Metropolitar Newark AIDS es: 298 Broad	Resolution  1/25/2012  5/16/2012  Dept/ Agency: Administra Action: (X ) Ratifying (X Type of Service: Contract Purpose: Providing housin Newark Eligible Metropolit Entity Name: Newark AID Entity Address: 298 Broad Grant Amount: \$63,000.00 Funding Source: US Departor Persons with AIDS (HC Contract Period: January Contract Basis: ( ) Bid ((X ) Fair & Open ( ) No ( ) Private Sale ( ) Grat List of Property: (N/A) (Address/Block/Lot/Ward)  Additional Information: Funds accepted by Resolution Property: (X) Authoriz Ce: Contract with Sub-rational Propolitan Statistic Newark AIDS Consort	Resolution  1/25/2012  5/16/2012  Dept/ Agency: Administration/OAction: (X) Ratifying (X) Aut Type of Service: Contract with Service: Providing housing ass Newark Eligible Metropolitan Stentity Name: Newark AIDS Contract Period: January 1, 20 Contract Period: January 1, 20 Contract Basis: ( ) Bid ( ) States (X) Fair & Open ( ) No Report ( ) Private Sale ( ) Grant ( ) Contract Period: January 1, 20 Contract Basis: ( ) Bid ( ) States ( ) Private Sale ( ) Grant ( ) Contract Period: January 1, 20 Contract Basis: ( ) Bid ( ) States ( ) Private Sale ( ) Grant ( ) Contract Basis: ( ) Bid ( ) States ( ) Private Sale ( ) Grant ( ) Contract Period: January 1, 20 Contract Basis: ( ) Bid ( ) States ( ) Private Sale ( ) Grant ( ) Contract Basis: ( ) Bid ( ) States ( ) Private Sale ( ) Grant ( ) Contract Period: January 1, 20 Contract Basis: ( ) Bid ( ) States ( ) Bid ( )	Resolution  1/25/2012  In control:  5/16/2012  Final action:  Dept/ Agency: Administration/Office of the Busir Action: (X) Ratifying (X) Authorizing () Ar Type of Service: Contract with Sub-recipient Purpose: Providing housing assistance and supp Newark Eligible Metropolitan Statistical Area (NE Entity Name: Newark AIDS Consortium, Inc. Entity Address: 298 Broadway, Newark, New Je Grant Amount: \$63,000.00  Funding Source: US Department of Housing and for Persons with AIDS (HOPWA)  Contract Period: January 1, 2012 through Decer Contract Basis: () Bid () State Vendor () (X) Fair & Open () No Reportable Contributi () Private Sale () Grant (X) Sub-recipient List of Property: (N/A) (Address/Block/Lot/Ward)  Additional Information:  Funds accepted by Resolution # 7R1-f 100511  Ver. Action By Action:  Catifying (X) Authorizing () Amending Ce: Contract with Sub-recipient viding housing assistance and supportive and Metropolitan Statistical Area (NEMSA) Newark AIDS Consortium, Inc.  SE: 298 Broadway, Newark, New Jersey (Consortium, Inc.)	Resolution    1/25/2012   In control: Administration

File #: 12-0251, Version: 1

#### Additional Information:

Funds accepted by Resolution # 7R1-f 100511

WHEREAS, the City of Newark desires to continue to act as the Grantee for disbursement of funds made available by the United States Department of Housing and Urban Development (HUD), Housing Opportunities for Persons with AIDS (HOPWA) Program, to provide housing assistance and supportive services for persons living with HIV/AIDS through sub-recipient contracts within the Newark Eligible Metropolitan Statistical Area (NEMSA) which consists of Essex, Sussex, Morris and Union Counties in New Jersey and Pike County, Pennsylvania; and

**WHEREAS**, pursuant to Resolution 7R1-f, adopted on October 5, 2011, the Municipal Council of the City of Newark authorized the Mayor and the Business Administrator to enter into an agreement to receive and expend grant funds in the amount of \$6,646,588.00 from HUD's HOPWA Program; and

**WHEREAS**, pursuant to the fair and open process of State Pay-to-Play Law N.J.S.A.19-44A-20.5, the City of Newark publicly advertised a Request for Proposal (RFP) for these housing assistance and supportive services on August 23, 2011 with all proposals due on September 16, 2011; and

**WHEREAS**, the Municipal Council of the City of Newark hereby ratifies the use of competitive contracting for processing these Housing and Urban Development Entitlement Programs from August 23, 2011, to the date of adoption and authorizes its use in the future; and

**WHEREAS**, the proposal received from Newark AIDS Consortium, Inc., 298 Broadway, Newark, NJ 07104, hereinafter referred to as "sub-recipient", was found to be the most advantageous for the City of Newark to accept, based on experience and all other criteria listed in the RFP; and

**WHEREAS**, the Department of Administration desires to enter into an Agreement with the sub-recipient, for the purpose of providing housing assistance and supportive services to persons living with HIV/AIDS within the NEMSA for the contract period January 1, 2012 through December 31, 2012, in an amount not to exceed \$63,000; and

**WHEREAS**, this contract awarded to the sub-recipient is in compliance with Local Public Contracts Law, including but not limited to N.J.S.A. 40A:11-4.1(b)(2) and/or N.J.S.A. 40A:11-5, and Housing Opportunities for Persons with AIDS (HOPWA), 24 CFR 574.500(b); and

**WHEREAS**, the Mayor of the City of Newark signed into law Executive Order Number MEO-07-0001 (hereinafter "Pay-to-Play Executive Order"), which requires reporting of political contributions to Newark Municipal Candidates and prohibits certain political contributions during the duration of the contract; and

**WHEREAS**, the Federal Health Insurance Portability and Accountability Act (HIPAA) of 1995 requires that all sub-recipients complete a formalized Business Associate Agreement to protect client health information and ensure the privacy of that information.

File #: 12-0251, Version: 1

## NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

- 1. The Mayor and/or his designee, the Business Administrator for the City of Newark, is hereby authorized to enter into and execute an Agreement on behalf of the City of Newark with Newark AIDS Consortium, Inc., 298 Broadway, Newark, NJ 07104, for the period of January 1, 2012 through December 31, 2012, to provide the services attached hereto and described in the "Scope of Service."
- 2. The contract between the City of Newark and the sub-recipient is hereby ratified from January 1, 2012, through the date of adoption of this authorizing resolution.
- 3. The total amount of said contract shall not exceed \$63,000 and shall be paid for by HOPWA funds.
- 4. The Municipal Council ratifies the use of competitive contracting for processing and awarding Housing and Urban Development Entitlement Programs from August 23, 2011, to the date of adoption and authorizes its use in the future.
- 5. The sub-recipient shall execute and formalize a Business Associate Agreement with the City of Newark to protect client health information and ensure the privacy of that information, in accordance with the Federal Health Insurance Portability and Accountability Act (HIPAA) of 1995.
- 6. This Agreement is being awarded pursuant to the fair and open procedures of the State Pay-to-Play Law, N.J.S.A. 19:44A-20.5, State Local Public Contracts Law, including but not limited to N.J.S.A. 40A:11-4.1(b)(2) and/or N.J.S.A. 40A:11-5, and Housing Opportunities for Persons with AIDS (HOPWA), 24 CFR 574.500(b), and is in compliance with Executive Order MEO-07-0001, effective March 31, 2007.
- 7. As a Grantee of Federal funds, the City of Newark was required to and did solicit RFPs for this contract, and in entering this contract with the sub-recipient, is compliant with Federal Laws, State Statutes, State Local Public Contracts Law, and State Pay-to-Play Law.
- 8. Attached hereto is a certification of funds from the Municipal Comptroller of the City of Newark which states that: (1) there are sufficient funds for the purpose set forth hereinabove and (2) the line appropriation of the official budget which shall be charged is Business Unit 051, Department G11, Division 2H1M0, Account 72030.
- 9. An executed copy of said contract shall be filed with the Office of the City Clerk by the Business Administrator for the City of Newark.

### **STATEMENT**

This resolution ratifies and authorizes the Mayor and/or his designee, the Business Administrator for the City of Newark, to enter into and execute an open-ended contract with Newark AIDS Consortium, Inc., 298 Broadway, Newark, NJ 07104, utilizing HOPWA funding, for the purpose of providing housing assistance and supportive services to persons with HIV/AIDS within the Newark Eligible Metropolitan Statistical Area, for the period of January 1, 2012 through December 31, 2012, in an amount not to exceed \$63,000.