



Legislation Details (With Text)

File #: 15-0196 **Version:** 1 **Name:** CDBG-2014-15 Grant Agreement - CURA
Type: Resolution **Status:** Filed
File created: 7/22/2015 **In control:** Economic and Housing Development
On agenda: 9/2/2015 **Final action:** 9/2/2015
Title: Dept/ Agency: Economic & Housing Development
Action: Ratifying Authorizing Amending
Type of Service: Contract with Sub-recipient
Purpose: Provide a Community Development Block Grant (CDBG) to the Entity to perform Physical Rehabilitation to its facility located at 73 Lincoln Park, Newark, New Jersey 07102
Entity Name: Comunidad Unida Para Rehabilitacion de Adictos (C.U.R.A)
Entity Address: 35 Lincoln Park, Newark New Jersey 07102
Grant Amount: \$12,500.00
Funding Source: United States Department of Housing and Urban Development (HUD)/Community Development Block Grant (CDBG) funds
Contract Period: January 1, 2015 through December 31, 2015
Contract Basis: Bid State Vendor Prof. Ser. EUS
 Fair & Open No Reportable Contributions RFP RFQ
 Private Sale Grant Sub-recipient n/a
List of Property: (If applicable)
(Address/Block/Lot/Ward)
71-73 Lincoln Park//Block 123/Lot 38/Central Ward
Additional Information:
Funds applied and accepted by Resolution 7R1-K 010715
Funds appropriated by Resolution 7R1-C 020415
Latest Financial/Audit 2013 and 2014 attached to file

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
9/2/2015	1	Municipal Council	Adopt	Pass

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WHEREAS, pursuant to Resolution 7R1-K, adopted January 7, 2015, the Mayor and/or his designee, the Assistant Business Administrator, were authorized to submit a One-Year Action Plan with the U.S. Department of Housing and Urban Development (HUD) for Program Year 2014 (September 1, 2014 through August 31, 2015), which contained requests for funds from four grant programs: Community Development Block Grants (CDBG), \$6,569,453.00; HOME Investment Partnerships (HOME), \$1,853,743.00; Housing Opportunities for People With AIDS (HOPWA), \$6,473,182.00 (on behalf of Newark and the "Eligible Metropolitan Area"); and Emergency Shelter Grants (ESG), \$548,578.00, and were further authorized to accept these grant funds and enter into a grant agreement with HUD for these funds, with no municipal funds required; and

WHEREAS, pursuant to the competitive contracting process of the State Local Public Contracts Law, as authorized by N.J.S.A. 40A:11-4.1b(1) (being the operation, management or administration of a social services program), and pursuant also 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 Proposals (RFP) for CDBG Public Facilities Physical Rehabilitation Services on June 20, 2014 with all proposals due on July 21, 2014; 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 June 20, 2014 to the date of adoption of this Resolution and authorizes its use in the future; and

WHEREAS, the proposal received from Comunidad Unida Para Rehabilitacion de Adictos (C.U.R.A.), 35 Lincoln Park, Newark, New Jersey 07102, hereinafter, "Sub-Recipient" was the most advantageous to the City of Newark, based on experience and all other criteria listed in the RFP; and

WHEREAS, the Business Administrator and or his designee, the Deputy Mayor/Director of the Department of Economic & Housing Development desires to enter into an Agreement with the Sub-Recipient, for the purpose of providing a Community Development Block Grant (CDBG) in the amount not to exceed \$12,500.00, for the contract period January 1, 2015 to December 31, 2015 to allow the Sub-recipient to replace the gutters in the front and side of its facility located at 71-73 Lincoln Park, Newark NJ 07102; and

WHEREAS, this Agreement is awarded to the Sub-Recipient, 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 all Federal Statutes and Regulations governing the use of Community Development Block Grant funds including, but not limited to, 24 CFR 570.201; and

WHEREAS, reporting requirements pursuant to N.J.S.A. 19:44A-20.5, *et seq.* are only applicable to Business Entities as defined therein and do not include non-profit organizations. As a non-profit organization, Comunidad Unida Para Rehabilitacion de Adictos (C.U.R.A.) is therefore not required to submit certain disclosure statements.

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 and/or or the Deputy Mayor/Director of the Department of Economic & Housing Development, are hereby authorized to enter into and execute an Agreement with Comunidad Unida Para Rehabilitacion de Adictos (C.U.R.A.), 35 Lincoln Park, Newark, New Jersey 07102 (the "Sub-recipient") to provide a Community Development Block Grant (CDBG) in the amount not to exceed \$12,500.00, for the period of January 1, 2015 through December 31, 2015, to allow the Sub-recipient to replace the gutters in the front and side of its facility located at 71-73 Lincoln Park, Newark New Jersey 07102, as further described in the "Scope of Services" attached hereto as Exhibit A.
2. The contract between the City of Newark and sub-recipient is hereby ratified from January 1, 2015 to the date of adoption of this authorizing resolution.
3. The total compensation to be paid pursuant to said Agreement is \$12,500.00 and shall be paid from CDBG funding.
4. The terms of the contract may only be waived or amended in writing and signed by the parties duly authorized to execute this contract, subject to the approval of the Newark Municipal Council by Resolution. The term of this contract may be extended for up to two (2) 6-month periods, provided that any such extension is at no additional cost to the City, is authorized by Resolution of the Newark Municipal Council including a finding that the services are being performed in an effective and efficient manner, and is in writing and signed by both parties.
5. The Municipal Council ratifies the use of competitive contracting for processing and awarding Housing and Urban Development Entitlement Programs from June 20, 2014 to the date of adoption of this Resolution and authorizes its use in the future.
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 all Federal Statutes and Regulations governing the use of Community Development Block Grant funds including, but not limited, to 24 CFR 570.201.
7. Attached hereto is a Certification of Funds from the Acting Director of Finance 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, NW051; Department, A15; Div/Proj., EA5U0, Activity, A; Account, 72090; Budget, B2015.
8. An executed copy of said Agreement shall be filed with the Office of the City Clerk by the Deputy Mayor/Director of the Department of Economic & Housing Development.

STATEMENT

This resolution ratifies and authorizes the Mayor and/or his designee, the Business Administrator, and/or or the Deputy Mayor/Director of the Department of Economic & Housing Development to enter into a contract with Comunidad Unida Para Rehabilitacion de Adictos (C.U.R.A.), 35 Lincoln Park, Newark, New Jersey 07102 (the "Sub-recipient"), to provide a Community Development Block Grant (CDBG) in

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