



Legislation Details (With Text)

File #: 14-0502 **Version:** 1 **Name:** Resolution Authorizing Competative Contracting
Type: Resolution **Status:** Filed
File created: 4/8/2014 **In control:** Finance
On agenda: 8/6/2014 **Final action:** 8/6/2014

Title: Dept/ Agency: Finance
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Concession Contract (Third Party Payment Collections)
Purpose: To process credit card, debit card and electronic fund transfer payments on the internet, over the telephone and in person.
Entity Name: N/A
Entity Address: N/A
Contract Amount: \$
Funding Source: N/A
Contract Period: N/A
Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS
() Fair & Open () No Reportable Contributions () RFP () RFQ
() Private Sale () Grant () Sub-recipient (X) n/a
Additional Information:
Resolution to authorize (initiate) competitive contracting pursuant to N.J.S.A. 40A:11-4.3(a)

Sponsors:

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
8/6/2014	1	Municipal Council	Adopt	Pass

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WHEREAS, the City of Newark desires to award a contract to a vendor to enable the City to accept payments for real property taxes, water and sewer charges and other local unit obligations via internet, telephone and in person by credit cards, debit cards and an electronic fund transfer system; and

WHEREAS, the Government Electronic Payment Acceptance Act (P.L. 1955, c.325) authorized the Division of Local Government Services to establish regulations for municipalities to accept electronic payments; and

WHEREAS, the Department of Community Affairs, Division of Local Government Services has promulgated regulations, N.J.A.C. 5:30-9.1 et seq. authorizing municipalities upon passage of a resolution by the Governing Body to accept credit card, debit card and electronic payments in accordance with the provisions of the Administrative Code; and

WHEREAS, the Acting Director of Finance/Chief Financial Officer has recommended to the Municipal Council the adoption of a Resolution establishing electronic receipts via the internet, telephone and in person for the payment of real property taxes, water and sewer charges and other local unit obligations; and

WHEREAS, the City of Newark is in need of being able to accept payments for the above via internet and telephone; and

WHEREAS, payment of property taxes, utilities and other fees by way of credit card, debit card and electronic payment via internet and telephone will create a greater convenience for the City of Newark taxpayers; and

WHEREAS, pursuant to N.J.A.C. 5:30-9.4 contracts for acquisition of electronic receipt equipment and services shall be subject to the provisions of N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, N.J.S.A. 40A:11-4.1(j) specifically authorizes the City to use competitive contracting to award a concession contract; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.3(a), in order to initiate competitive contracting, the Municipal Council must pass a resolution authorizing the use of competitive contracting each time specialized goods or services are desired to be contracted; and

WHEREAS, the competitive contracting process shall be administered by the Acting Director of the Department of Finance, pursuant to N.J.S.A. 40A:11-4.3(b) and any contract awarded under this process shall be made by resolution of the Municipal Council, subject to the provisions of subsection e. of N.J.S.A. 40A:11-4.5.

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

1. The Municipal Council hereby authorizes the use of competitive contracting, pursuant to N.J.S.A 40A:11-4.1 et seq. to procure a concession contract to enable the City to accept payments via internet, telephone and in person pursuant to the Government Electronic Payment Acceptance Act (P.L. 1955, c.325);
2. The award of such a contract or contracts shall be by resolution of the Municipal Council.
3. The competitive contracting process shall be administered by the Acting Director of the Department of Finance, pursuant to N.J.S.A. 40A:11-4.3(b) and any contract awarded under

this process shall be made by resolution of the Municipal Council, subject to the provisions of Subsection e. of N.J.S.A. 40A:11-4.5.

STATEMENT

This resolution authorizes the use of competitive contracting pursuant to N.J.S.A. 40A:11-4.3 et seq. to procure and award a concession contract to enable the City to accept payments for real property taxes, water and sewer charges and other local unit obligations via internet, telephone and in person through credit cards, debit cards and an electronic fund transfer system.